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Daily Digest

Monday, January 5, 1981

Senate

Chamber Action

Routine Proceedings, pages 1–80

Bills Introduced: Forty-seven bills and 28 resolutions were introduced, as follows: S. 1–47, S.J. Res. 1–9, S. Con. Res. 1–2, and S. Res. 1–17.

Pages 5–10, 13–14, 68–70

Resolutions Agreed To:

Notification of President: S. Res. 1, providing that a committee consisting of two Senators be appointed by the Vice President to join such committee as may be appointed by the House of Representatives to inform the President of the United States that a quorum of each House is assembled. Subsequently, Senators Baker and Robert C. Byrd were appointed by the Vice President.

Pages 5–6

Notification of House: S. Res. 2, informing the House of Representatives that a quorum of the Senate is present and ready to transact business. Page 6

Hour of meeting: S. Res. 3, fixing the hour of daily meeting of the Senate at 12 o'clock meridian unless otherwise ordered. Page 6

President Pro Tempore: S. Res. 4, electing Senator Thurmond as President pro tempore of the Senate. Prior to this action, Senate rejected Robert C. Byrd unprinted amendment No. 1, electing Senator Stennis as President pro tempore. Pages 6–7

Notification of President: S. Res. 5, notifying the President of the United States of the election of Senator Thurmond as President pro tempore. Page 7

Secretary of the Senate: S. Res. 6, electing William F. Hildenbrand as Secretary of the Senate. Page 7

Sergeant at Arms and Doorkeeper: S. Res. 7, electing Howard Liebengood as the Sergeant at Arms and Doorkeeper of the Senate. Page 7

Secretary for the Majority: S. Res. 8, electing Howard O. Greene, Jr. as Secretary for the Majority of the Senate. Page 7

Notification of President: S. Res. 9, notifying the President of the United States of the election of William F. Hildenbrand, as Secretary of the Senate.

Page 7

Secretary for the Minority: S. Res. 10, electing Walter J. Stewart as Secretary for the Minority of the Senate.

Pages 7–8

Notification of the House: S. Res. 11, notifying the House of Representatives of the election of Senator Thurmond as President pro tempore and William F. Hildenbrand as Secretary of the Senate. Page 8

Committee service: S. Res. 12, amending Rule XXV of the Standing Rules of the Senate so as to allow certain Senators to serve, or continue serving, on more committees than otherwise permitted. Page 8

Committee membership size: S. Res. 13, modifying the Senate rules so as to establish the total number of Senators assigned to committees as follows:

Agriculture, Nutrition and Forestry, 17;
Appropriations, 29;
Armed Services, 17;
Banking, Housing, and Urban Affairs, 15;
Commerce, Science, and Transportation, 17;
Energy and Natural Resources, 20;
Environment and Public Works, 16;
Finance, 20;
Foreign Relations, 17;
Governmental Affairs, 17;
Judiciary, 18;
Labor and Human Resources, 16;
Budget, 22;
Rules and Administration, 12;
Veterans Affairs, 12;
Special Committee on Aging, 13;
Select Committee on Intelligence, 15;
Select Committee on Small Business, 17;
Joint Economic Committee, 10;
Select Committee on Ethics, 6;
Select Committee on Indian Affairs, 7; and
Joint Committee on Taxation, 5. Pages 8–9

Committee assignments—Majority: S. Res. 14, electing the Chairman and Majority members of Senate committees of the 97th Congress, as follows:

Committee on Agriculture, Nutrition, and Forestry: Senators Helms (Chairman), Dole, Hayakawa, Lugar, Cochran, Boschwitz, Jepsen, Hawkins, and Andrews.

Committee on Appropriations: Senators Hatfield (Chairman), Stevens, Weicker, McClure, Laxalt, Garn, Schmitt, Cochran, Andrews, Abdnor, Kasten, D'Amato, Mattingly, Rudman, and Specter.

Committee on Armed Services: Senators Tower (Chairman), Thurmond, Goldwater, Warner, Humphrey, Cohen, Jepsen, Quayle, and Denton.

Committee on Banking, Housing, and Urban Affairs: Senators Garn (Chairman), Tower, Heinz, Armstrong, Lugar, D'Amato, Chafee, and Schmitt.

Committee on Commerce, Science and Transportation: Senators Packwood (Chairman), Goldwater, Schmitt, Danforth, Kassebaum, Pressler, Gorton, Stevens, and Kasten.

Committee on Energy and Natural Resources: Senators McClure (Chairman), Hatfield, Weicker, Domenici, Wallop, Warner, Humphrey, Murkowski, Nickles, East, and Heinz.

Committee on Environment and Public Works: Senators Stafford (Chairman), Baker, Domenici, Chafee, Simpson, Abdnor, Symms, Gorton, and Murkowski.

Committee on Finance: Senators Dole (Chairman), Packwood, Roth, Danforth, Chafee, Heinz, Wallop, Durenberger, Armstrong, Symms, and Grassley.

Committee on Foreign Relations: Senators Percy (Chairman), Baker, Helms, Hayakawa, Lugar, Mathias, Kassebaum, Boschwitz, and Pressler.

Committee on Governmental Affairs: Senators Roth (Chairman), Percy, Stevens, Mathias, Danforth, Cohen, Durenberger, Mattingly, and Rudman.

Committee on the Judiciary: Senators Thurmond (Chairman), Mathias, Laxalt, Hatch, Dole, Simpson, East, Grassley, Denton, and Specter.

Committee on Labor and Human Resources: Senators Hatch (Chairman), Stafford, Quayle, Hawkins, Nickles, Weicker, Humphrey, Denton, and East.

Special Committee on Aging: Senators Heinz (Chairman), Domenici, Percy, Kassebaum, Cohen, Pressler, and Grassley.

Committee on the Budget: Senators Domenici (Chairman), Armstrong, Kassebaum, Boschwitz, Hatch, Tower, Andrews, Symms, Grassley, Kasten, Quayle, and Gorton.

Committee on Rules and Administration: Senators Mathias (Chairman), Hatfield, Baker, McClure, Helms, Warner, and Dole.

Select Committee on Small Business: Senators Weicker (Chairman), Packwood, Hatch, Hayakawa, Boschwitz, Gorton, Nickles, Rudman, and D'Amato.

Committee on Veterans Affairs: Senators Simpson (Chairman), Thurmond, Stafford, Kasten, Denton, Murkowski, and Specter. Page 9

Committee assignments—Minority: S. Res. 15, appointing minority members to the Senate committees for the 97th Congress, as follows:

Committee on Agriculture, Nutrition, and Forestry: Senators Huddleston, Leahy, Zorinsky, Melcher, Pryor, Boren, Dixon, and Heflin.

Commtitee on Appropriations: Senators Proxmire, Stennis, Robert C. Byrd, Inouye, Hollings, Eagleton, Chiles, Johnston, Huddleston, Burdick, Leahy, Sasser, DeConcini, and Bumpers.

Committee on Armed Services: Senators Stennis, Jackson, Cannon, Harry F. Byrd, Jr., Nunn, Hart, Exon, and Levin.

Committee on Banking, Housing, and Urban Affairs: Senators Williams, Proxmire, Cranston, Riegle, Sarbanes, Dodd, and Dixon.

Committee on Commerce, Science, and Transportation: Senators Cannon, Long, Hollings, Inouye, Ford, Riegle, Exon, and Heflin.

Committee on Energy and Natural Resources: Senators Jackson, Johnston, Bumpers, Ford, Metzenbaum, Matsunaga, Melcher, Tsongas, and Bradley.

Committee on Environment and Public Works: Senators Randolph, Bentsen, Burdick, Hart, Moynihan, Mitchell, and Baucus.

Committee on Finance: Senators Long, Harry F. Byrd, Jr., Bentsen, Matsunaga, Moynihan, Baucus, Boren, Bradley, and Mitchell.

Committee on Foreign Relations: Senators Pell, Biden, Glenn, Sarbanes, Zorinsky, Tsongas, Cranston, and Dodd.

Committee on Governmental Affairs: Senators Eagleton, Jackson, Chiles, Nunn, Glenn, Sasser, Pryor, and Levin.

Committee on the Judiciary: Senators Biden, Kennedy, Robert C. Byrd, Metzenbaum, DeConcini, Leahy, Baucus, and Heflin.

Committee on Labor and Human Resources: Senators Kennedy, Williams, Randolph, Pell, Eagleton, Riegle, and Metzenbaum.

Committee on Rules and Administration: Senators Ford, Cannon, Pell, Robert C. Byrd, and Williams.

Committee on the Budget: Senators Hollings, Chiles, Biden, Johnston, Sasser, Hart, Metzenbaum, Riegle, Moynihan, and Exon.

Committee on Veterans' Affairs: Senators Cranston, Randolph, Matsunaga, DeConcini, and Mitchell.

Select Committee on Small Business: Senators Nunn, Huddleston, Bumpers, Sasser, Baucus, Levin, Tsongas, and Dixon.

Special Committee on Aging: Senators Chiles, Glenn, Melcher, Pryor, Bradley, and Burdick. Page 9

Counting of electoral votes: Senate agreed to S. Con. Res. 1, providing for the counting on January 6, 1981, of the electoral votes for President and Vice President of the United States. Page 6

Joint Committee on Inaugural Ceremonies: Senate agreed to S. Con. Res. 2, providing for the continuation of the Joint Committee on Inaugural ceremonies and for the appointment of two additional members thereto. Subsequently, Senators Hatfield, Baker, Robert C. Byrd and Pell were announced as members of the joint committee by the Vice President. Page 10

Unanimous Consent Agreements: Senate by unanimous consent agreed to the following procedures:

That for the duration of the 97th Congress the Ethics Committee be authorized to meet at any time during the session of the Senate.

That Senators be allowed during the 97th Congress to bring to the desk bills, joint resolutions, and simple resolutions for referral to the appropriate committee.

That for the duration of the 97th Congress it be in order to refer treaties and nominations on the day when they are received from the President, even when the Senate has no executive session that day.

That for the duration of the 97th Congress there be a limitation of 15 minutes each on any roll call vote, with warning signal to be sounded at the midway point, beginning at the last 7½ minutes, and when roll call votes are of 10-minutes duration the warning signal be sounded at the beginning of the last 7½ minutes.

That during the 97th Congress proper members of the staff may receive reports at the desk when presented by a Senator at any time during the day of the session of the Senate.

That the Majority and Minority Leaders may have up to 10 minutes each on each calendar day following the prayer and the disposition of the reading of or the approval of the Journal.

That for the duration of the 97th Congress the Parliamentarian of the House of Representatives, and his three assistants, be given the privilege of the floor.

That for the duration of the 97th Congress Senators be allowed to leave at the desk with the Journal Clerk a list of no more than two staff members who will be granted the privilege of the floor, during the consideration of the specific matter noted on the list, and that the Sergeant at Arms be instructed to rotate such staff members as space allows.

That conference reports and statements accompanying them not be printed as Senate reports when such conference reports and statements have been printed as a House report, unless specific request is made in the Senate in each instance to have such a report printed.

That during the 97th Congress the Committee on Appropriations be authorized to file reports during adjournments or recesses of the Senate on appropriation bills, including joint resolutions, together with any accompanying notices of motions to suspend Rule XVI, pursuant to Rule V, for the purpose of offering certain amendments to such bills or joint resolutions, which proposed amendment shall be printed.

That for the duration of the 97th Congress the Secretary of the Senate be authorized to make technical and clerical corrections in the engrossments of all Senate-passed bills and resolutions, Senate amendments to House bills and resolutions, Senate amendments to House amendments to Senate bills and resolutions, and Senate amendments to House amendments to Senate amendments to House bills and resolutions.

Pages 11–12

Presidential Message: Senate received a message from the President of the United States, transmitting a report on geographic restrictions on commercial banking in the United States, which was referred to the Committee on Banking, Housing, and Urban Affairs (PM–1).

Page 12

Nominations: Senate received routine lists of nominations in the Army, Navy, Air Force, Marine Corps, Coast Guard, Foreign Service, and the Public Health Service. Pages 81–92

Messages From the President:	Page 12
Messages From the House:	Page 12
Communications:	Pages 12–13
Statements on Introduced Bills:	Pages 14–68
Notices of Committee Hearings:	Page 70
Additional Statements:	Pages 70–80
Nominations:	Pages 81–92

Quorum Call: One quorum call was taken today (Total—1). Page 5

Recess: Senate met at 12 noon pursuant to P.L. 96–566, and recessed at 3:49 p.m., until 12 noon, on Tuesday, January 6, 1980.

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 660 public bills, H.R. 1–660; 38 private bills, H.R. 661–698; and 115 resolutions, H.J. Res. 1–70, H. Con. Res. 1–22, and H. Res. 1–23.

Pages 124–132, 212–226

Election of Speaker: By a yea-and-nay vote of 234 yeas to 183 nays with 2 voting "present," Roll No. 2, Thomas P. O'Neill, Jr., of the Commonwealth of Massachusetts, was elected Speaker of the House of Representatives over Robert H. Michel of Illinois. Representatives Hawkins, Dickinson, Chisholm, and Heckler acted as

tellers. The Speaker was escorted to the Chair by Representatives Michel, Wright, Lott, Long of Louisiana, Boland, and Conte.

Representative Whitten administered the oath of office to the Speaker, who subsequently administered the oath to Members-elect present en bloc. **Pages 94–96**

Party Leaders: It was announced that Representatives Wright and Michel had been elected majority and minority leaders, respectively, and that Representatives Foley and Lott had been elected majority and minority whips, respectively. **Pages 96–97**

House Officers: House agreed to H. Res. 1, electing the following officers of the House of Representatives:

Edmund L. Henshaw, Jr., Clerk;
Benjamin J. Guthrie, Sergeant at Arms;
James T. Malloy, Doorkeeper;
Robert V. Rota, Postmaster; and
Reverend James David Ford, Chaplain.

On a division of the question, rejected a substitute amendment that sought to name certain minority employees to the positions of House Clerk, Sergeant at Arms, Doorkeeper, and Postmaster. **Page 97**

Notify Senate: House agreed to H. Res. 2, to inform the Senate that a quorum of the House had assembled and had elected Thomas P. O'Neill, Jr., a Representative of the Commonwealth of Massachusetts, Speaker, and Edmund L. Henshaw, Jr., a citizen of the Commonwealth of Virginia, Clerk. **Page 97**

Notify President: House agreed to H. Res. 3, authorizing the Speaker to appoint a committee of three Members to join with a like committee of the Senate to notify the President that a quorum of each House has been assembled and that Congress is ready to receive any communications he may be pleased to make. Subsequently, the Speaker appointed Representatives Wright, Michel, and Foley to the committee. **Page 97**

Inform President: House agreed to H. Res. 4, authorizing the Clerk of the House to inform the President that the House of Representatives has elected Thomas P. O'Neill, Jr., a Representative from the Commonwealth of Massachusetts, Speaker, and Edmund L. Henshaw, Jr., a citizen of the Commonwealth of Virginia, Clerk of the House of Representatives. **Page 97**

House Rules: House agreed to H. Res. 5, adopting the Rules of the House of Representatives for the Ninety-seventh Congress. By a yea-and-nay vote of 216 yeas to 179 nays, Roll No. 3, ordered the previous question on the resolution.

Rejected a motion to commit the resolution to a select committee of 9 members, with instructions to report it back to the House within 7 calendar days with an amendment that sought to change majority/minority ratios of certain committees (rejected by a yea-and-nay vote of 180 yeas to 220 nays, Roll No. 4). **Pages 97–113**

Minority Employees: House agreed to H. Res. 6, fixing the salaries of the following minority employees: Hyde H. Murray, Walter P. Kennedy, Tommy Lee Winebrenner, Ronald W. Lasch, and William R. Pitts, Jr. **Page 113**

Oath of Office: House agreed to H. Res. 7, authorizing the Speaker or a deputy named by him to administer the oath of office to Representative-elect Jack Edwards.

Subsequently, the Speaker appointed the Honorable William Brevard Hand, United States District Judge, Southern District, Mobile, Alabama, to administer the oath to Representative-elect Edwards. **Page 114**

Meeting Hour 97th Congress: House agreed to H. Res. 8, fixing the daily hour of meeting for the 97th Congress. **Page 114**

Electoral Count: House agreed to S. Con. Res. 1, providing for the counting on January 6, 1981, of the electoral votes for President and Vice President of the United States. Subsequently, the Speaker appointed Representatives Hawkins and Dickinson to act as tellers. **Page 114**

Clerk of the House: Read a letter from the Clerk of the House wherein he designates W. Raymond Colley, Deputy Clerk, and Thomas E. Ladd, Assistant to the Clerk, to sign official papers and to act in his stead during periods of his temporary absence or disability. **Page 114**

Presidential Message—Banking Restrictions: Read a message from the President wherein he transmits his report entitled "Geographic Restrictions on Commercial Banking in the United States"—referred to the Committee on Banking, Finance, and Urban Affairs. **Page 114**

Committee Funds: House agreed to H. Res. 9, authorizing funds for the Standing and Select Committees of the House of Representatives. **Pages 114–115**

Recess: It was made in order for the Speaker to call a recess at any time on Tuesday, January 6, subject to the call of the Chair. **Page 116**

House Building Commission: The Speaker appointed Representatives Wright and Michel to serve with him as members of the House Office Building Commission. **Page 117**

Quorum Calls—Votes: One quorum call and three yea-and-nay votes developed during the proceedings of the House today and appear on pages 93–95, 111–113.

Adjournment: Adjourned at 4:08 p.m.

Committee Meetings

No committee meetings were held.

Tuesday, January 6, 1981

Senate

Chamber Action

Routine Proceedings, pages 160–191

Bills Introduced: Thirty-seven bills and six resolutions were introduced, as follows: S. 48–84, S.J. Res. 10–11, and S. Res. 18–21. Pages 160, 161–162, 188

Resolutions Agreed To:

Committee assignments—Majority: Senate agreed to S. Res. 18, electing the following as chairman and majority members of the Select Committee on Ethics for the 97th Congress: Senators Wallop (Chairman), Cochran, and Mattingly. Page 160

Committee assignments—Minority: Senate agreed to S. Res. 19, electing the following as vice chairman and minority members of the Select Committee on Ethics for the 97th Congress: Senators Heflin (Vice Chairman), Pryor and Eagleton. Page 160

Vice Presidential Appointments: The Vice President appointed the following Senators to the Joint Economic Committee: Jepsen (Vice Chairman), Roth, Abdnor, Symms, Hawkins, and Mattingly. Page 160

President Pro Tempore Appointments: The President pro tempore appointed the following Senators as members of the Select Committee on Intelligence: Goldwater (Chairman), Garn, Chafee, Lugar, Wallop, Durenburger, Roth, and Schmitt. Page 160

Electoral Count: Senate met in Joint Session with the House of Representatives in the Hall of the House to open and count the electoral ballots of the several States cast in the election of the President and Vice President, the results of which are as follows:

Ronald Reagan and George Bush received 489 votes for President and Vice President, respectively; and

Jimmy Carter and Walter Mondale received 49 votes for President and Vice President, respectively. Page 191

Messages From the House: Page 161

Statements on Introduced Bills: Pages 160–187

Notices of Committee Hearings: Page 188

Additional Statements: Pages 188–190

Recess: Senate met at 12 noon, and recessed at 1:30 p.m., until 11 a.m., on Thursday, January 8, for a pro forma session.

Committee Meetings

NOMINATION—AGRICULTURE

Committee on Agriculture, Nutrition, and Forestry: Committee began hearings on the prospective nomination of John R. Block, to be Secretary of Agriculture, after the nominee-designate, who was introduced by Senators Percy and Dixon, and Representatives Michel, Findley, and Madigan, testified and answered questions in his own behalf. Testimony was also received from Chuck Frazier, National Farmers Organization, Marvin Meek, American Agriculture Movement, Ellen Haas, Community Nutrition Institution, Bari Schwartz, Food Research and Action Center, and Barbara Howell, Bread for the World, all of Washington, D.C.; Ray Schaub, Ithaca, Michigan, and William Griffin, New Bern, North Carolina, both representing the National Corn Growers Association; Orville K. Sweet, National Pork Producers Council, Des Moines, Iowa; and Marsha Freeman, Fusion Energy Foundation, Ronald Kokinda, National Democratic Policy Committee, and Rosalyn L. Switzen, National Association of Ombudspersons, Advocates, and Inspector Generals, all of New York City.

Hearings recessed subject to call.

NOMINATION—DEFENSE

Committee on Armed Services: Committee concluded hearings on the prospective nomination of Caspar W. Weinberger, of California, to be Secretary of Defense, after the nominee-designate, who was introduced by Senators Hayakawa and Cranston, testified and answered questions in his own behalf.

NOMINATION—COMMERCE

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the prospective nomination of Malcolm Baldrige, of Connecticut, to be Secretary of Commerce, after the nominee-designate, who was introduced by Representative McKinney, testified and answered questions in his own behalf. Testimony was also received from Senator Dodd and Representatives Ratchford and DeNardis.

Also, committee adopted its rules of procedures for the 97th Congress.

COMMITTEE BUSINESS

Committee on Energy and Natural Resources: Committee met and approved its rules of procedure for the 97th Congress, and approved the committee's subcommittee structure and jurisdiction.

Committee will meet again tomorrow to hold hearings on the prospective nomination of James G. Watt, of Colorado, to be Secretary of the Interior.

NOMINATIONS—HEALTH AND HUMAN SERVICES AND TREASURY

Committee on Finance: Committee concluded hearings on the prospective nominations of Richard S. Schweiker, of Pennsylvania, to be Secretary of Health and Human Services, and Donald T. Regan, of New Jersey, to be

Secretary of the Treasury, after the nominees-designate testified and answered questions in their own behalf. Mr. Schweiker was introduced by Senator Heinz and Mr. Regan was introduced by Senator Williams.

House of Representatives

Chamber Action

Bills Introduced: 82 public bills, H.R. 699–780; 8 private bills, H.R. 781–788; and 14 resolutions, H.J. Res. 71–80, H. Con. Res. 23–24, and H. Res. 24–25.

Pages 226–229

Reports Filed: The following reports were filed after the sine die adjournment of the 96th Congress and appeared in the Congressional Records of December 30, 1980 and January 5:

Report entitled "Veterans Administration pays scant thought to medicaid computer needs" (H. Rept. 96–1538);

Report entitled "Activities and summary report of the Committee on the District of Columbia" (H. Rept. 96–1539, foregoing filed on December 19, 1980);

Report entitled "The Government's classification of private ideas" (H. Rept. 96–1540);

Report of the Committee on Government Operations entitled "Allocation of budget totals by program" (H. Rept. 96–1541);

Report entitled "Summary of activities of the Committee on Small Business, 96th Congress" (H. Rept. 96–1542, foregoing filed on December 22, 1980);

Report entitled "Activities of the Select Committee on Aging during the 96th Congress" (H. Rept. 96–1543);

Report of the Committee on Post Office and Civil Service entitled "Report pursuant to section 302(b) of the Congressional Budget Act of 1974" (H. Rept. 96–1544);

Report entitled "Activities of the Committee on the Budget, 96th Congress" (H. Rept. 96–1545);

Report entitled "Activities of the Committee on Education and Labor during the 96th Congress" (H. Rept. 96–1546);

Report entitled "Annual report for the year 1980 of the Select Committee on Narcotics Abuse and Control" (H. Rept. 96–1547);

Report entitled "Activities of the Committee on Standards of Official Conduct during the 96th Congress" (H. Rept. 96–1548);

Report entitled "Legislative review activity during the 96th Congress of the Committee on Ways and Means" (H. Rept. 96–1549);

Report entitled "Summary of activities of the Committee on Banking, Finance and Urban Affairs, 96th Congress, 2d session" (H. Rept. 96–1550, foregoing filed on December 29, 1980);

Report of the Committee on Interstate and Foreign Commerce entitled "Report pursuant to section 302(b)(2) of the Congressional Budget Act of 1974" (H. Rept. 96–1551);

Report entitled "Activities of the Committee on Government Operations during the 96th Congress" (H. Rept. 96–1552);

Report entitled "Legislation review activities of the Committee on Foreign Affairs during the 96th Congress" (H. Rept. 96–1553);

Report of the Committee on Banking, Finance and Urban Affairs entitled "Report pursuant to section 302 (b) of the Congressional Budget Act of 1974" (H. Rept. 96–1554, foregoing filed on December 30, 1980);

Report entitled "Activities of the Committee on Armed Services" (H. Rept. 96–1555);

Report entitled "Survey of activities of the House Committee on Rules" (H. Rept. 96–1556);

Report entitled "Legislative review by the Committee on Post Office and Civil Service" (H. Rept. 96–1557, foregoing filed on December 31, 1980);

Report entitled "Activities of the Committee on House Administration during the 96th Congress" (H. Rept. 96–1558);

Report entitled "Activities of the Committee on Veterans' Affairs during the 96th Congress" (H. Rept. 96–1559);

Report entitled "Activities of the Committee on Science and Technology during the 96th Congress" (H. Rept. 96–1560);

Report entitled "Activities of the Committee on Interior and Insular Affairs during the 96th Congress" (H. Rept. 96–1561);

Report entitled "Activities of the Committee on Appropriations during the 96th Congress" (H. Rept. 96–1562);

Report entitled "Activities of the Committee on Merchant Marine and Fisheries during the 96th Congress" (H. Rept. 96–1563);

Report entitled "Activities of the Committee on Agriculture during the 96th Congress" (H. Rept. 96–1564);

Report entitled "Activities of the Committee on Public Works and Transportation during the 96th Congress" (H. Rept. 96–1565); and

Report entitled "Activities of the Committee on Interstate and Foreign Commerce during the 96th Congress" (H. Rept. 96–1566, foregoing filed on January 2).

Page 212

Inaugural Ceremonies: House agreed to S. Con. Res. 2, to provide for the continuation of the Joint Committee on Inaugural Ceremonies and for the appointment of two additional Members thereto.

Subsequently, the Speaker appointed the following Members on the part of the House: Representatives Rhodes, Michel, O'Neill, and Wright.

Page 192

Member Sworn: Representative Brown of Ohio presented himself in the Well of the House and the Speaker administered the Oath of Office. Page 192

Recess: House went into recess at 12:05 p.m. and reconvened at 12:50 p.m. Page 192

Electoral Count: Pursuant to S. Con. Res. 1, the House and the Senate met in joint session and counted the votes cast by the electors for President and Vice President of the United States of America. The count disclosed the following votes cast for President: Jimmy Carter, 49; and Ronald Reagan, 489.

The count disclosed the following votes cast for Vice President: Walter F. Mondale, 49; and George Bush, 489.

Representatives Hawkins and Dickinson on the part of the House, and Senators Mathias and Ford on the part of the Senate, served as tellers. Pages 192–193

Adjournment: Adjourned at 1:47 p.m.

Committee Meetings

No committee meetings were held.

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Thursday, January 8, 1981

Senate

Chamber Action

Senate met at 11:00 a.m., in pro forma session, and recessed at 11:01 a.m. until 11:00 a.m. on Monday, January 12, 1981.

Committee Meetings

U.S. ECONOMY

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on the current state of the U.S. economy, after receiving testimony from Morris A. Adelman, Massachusetts Institute of Technology, Boston; Erich H. Heinemann, Morgan Stanley and Company, Inc., New York City; Lacy H. Hunt, Fidelity Bank and Trust Company, Philadelphia, Pennsylvania; Rudolph Oswald, AFL–CIO, Washington, D.C.; Roy Green, Fidelity Federal Savings and Loan Association, Jacksonville, Florida; and Albert B. Hooke, Community Savings Bank, Rochester, New York.

On Wednesday, January 7, committee began hearings on the current state of the U.S. economy, receiving testimony from Paul A. Volcker, Chairman, Board of Governors, Federal Reserve System; Jerry Hayes, Salt Lake City, Utah; William Carden, American Bank of Waco, Texas; Isaac Fine, Boston, Massachusetts; Keith Probst, Denver, Colorado; John Y. McCollister, Omaha, Nebraska; and Merrill Butler, Butler Housing Corporation, Irvine, California.

NOMINATION—TRANSPORTATION

Committee on Commerce, Science, and Transportation: On Wednesday, January 7, committee concluded hearings on the prospective nomination of Andrew L. Lewis, Jr., of Pennsylvania, to be Secretary of Transportation, after the nominee-designate, who was introduced by Fred B. Rooney, Washington, D.C., testified and answered questions in his own behalf. Testimony was also received from Senators Heinz and Specter.

NOMINATION—INTERIOR

Committee on Energy and Natural Resources: Committee concluded hearings on the prospective nomination of James G. Watt, of Colorado, to be Secretary of the Interior, after receiving testimony from Utah Governor Scott Matheson, Salt Lake City; Gaylord Nelson, Wilderness Society, James Shepard, Ducks Unlimited, Steve Boynton, Wildlife Legislative Fund, Louise Dunlap, Environmental Policy Center, Rex Resler, American Forestry Association, J. W. O'Meara, National Water Resources Association, Robert P. Will, Association of California Water Agencies, Tye Moore, Public Lands Council, Norman Rousselot, National Wool Growers Association, Tim Hafen, American Farm Bureau Federation, Ella Mae Horse, National Congress of American Indians, Kenneth Black, National Tribal Chairmen's Association, Nelson Angapak, Alaska Federation of Natives, Douglas Lee, Americans for Nuclear Energy, H. A. True, Jr., Rocky Mountain Oil and Gas Association, Edwin Rothschild, Energy Action, and Thomas L. Kimball, National Wildlife Federation, all of Washington, D.C.; A. J. Pfister, Salt River Project, Phoenix, Arizona; William Swan, National Cattlemen's Association, and Roberta Anderson, Outdoors Unlimited, both of Denver, Colorado; Betty Mele, Americans for Indian Opportunity, Albuquerque, New Mexico; Marsha Freeman, Fusion Energy Foundation, Susan Kokinda, National Democratic Policy Committee, and William A. Butler, Environmental Defense Fund, all of New York City; William Budd, Wyoming Mining Association, Casper; Paul L. Kelly, Zapata Corporation, Houston, Texas; and Ted James, Rocky Mountain Park Company, Estes Park, Colorado.

On Wednesday, January 7, committee began hearings on the prospective nomination of Mr. Watt, where the nominee, who was introduced by Senators Wallop, Simpson, and Armstrong, and Representative Cheney, testified and answered questions in his own behalf. Testimony was also received from Glen F. Cutlip, National Association of State Outdoor Recreation Liaison Offi-

cers, Charleston, West Virginia; John Davis, National Recreation and Parks Association, Arlington, Virginia; Ray Nesbit, National Wildlife Federation, David Brower, Friends of the Earth, and Russell Peterson, National Audubon Society, all of Washington, D.C.; and Brock Evans, Sierra Club, San Francisco, California.

BUSINESS MEETING

Committee on Environment and Public Works: Committee met and announced the following subcommittee assignments:

Environmental Pollution

Senators Chafee (Chairman), Simpson, Symms, Gorton, Mitchell, Hart, and Moynihan.

Nuclear Regulation

Senators Simpson (Chairman), Baker, Domenici, Symms, Hart, Mitchell, and Baucus.

Water Resources

Senators Abdnor (Chairman), Domenici, Gorton, Murkowski, Moynihan, Bentsen, and Baucus.

Transportation

Senators Symms (Chairman), Stafford, Baker, Chafee, Abdnor, Bentsen, Randolph, Burdick, and Moynihan.

Toxic Substances and Environmental Oversight

Senators Gorton (Chairman), Simpson, Abdnor, Murkowski, Baucus, Burdick, and Hart.

Regional and Community Development

Senators Murkowski (Chairman), Baker, Domenici, Chafee, Burdick, Bentsen, and Mitchell.

NOMINATION—OMB

Committee on Governmental Affairs: Committee concluded hearings on the prospective nomination of David Stockman, of Michigan, to be Director, Office of Management and Budget, after the nominee-designate testified and answered questions in his own behalf.

COMMITTEE BUSINESS

Select Committee on Intelligence: Committee held a closed organizational meeting, but made no announcements and recessed subject to call.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Friday, January 9.

Committee Meetings

No committee meetings were held today.

Friday, January 9, 1981

Senate

Chamber Action

The Senate was not in session today.

Committee Meetings

NOMINATION—STATE

Committee on Foreign Relations: Committee began hearings on the prospective nomination of Alexander M. Haig, Jr., of Connecticut, to be Secretary of State, where the nominee testified and answered questions in his own behalf.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 35 public bills, H.R. 789–823; 6 private bills, H.R. 824–829; and 2 resolutions, H.J. Res. 81, and H. Con. Res. 25 were introduced. **Pages 249–250**

Members Sworn: Representative Molinari presented himself in the Well of the House and was administered the oath of office by the Speaker; and

Read a letter from the Honorable William Brevard Hand, United States District Judge, Southern District, Mobile, Alabama, wherein he reports that on Monday, January 5, pursuant to the provisions of H. Res. 7, he administered the oath of office to Representative Edwards of Alabama. **Pages 239–240**

Presidential Messages: Read the following messages from the President:

Census: Message transmitting a report from the Director of the Bureau of the Census showing the population of each State and the number of Representatives to which each State is entitled under an apportionment by the method of equal proportions prescribed by law—referred to the Committee on the Judiciary and the Committee on Post Office and Civil Service and ordered printed (H. Doc. 97–5);

Railroad safety: Message transmitting the ninth annual report on the Administration of the Federal Railroad Safety Act of 1970—referred to the Committee on Energy and Commerce;

United States participation in United Nations: Message transmitting a report of the activities of the United States Government in the United Nations and its affiliated agencies during calendar year 1979—referred to the Committee on Foreign Affairs;

Compensation of top Federal officials: Message recommending increases in salary for top level Federal officials—referred to the Committee on Post Office and Civil Service and ordered printed (H. Doc. 97–6);

Pipeline safety: Message transmitting the Department of Transportation's annual report on pipeline safety—referred to the Committee on Energy and Commerce and the Committee on Public Works and Transportation;

Hazardous materials control: Message transmitting the ninth annual report on Hazardous Materials Control—referred to the Committee on Energy and Commerce, the Committee on Merchant Marine and Fisheries, and the Committee on Public Works and Transportation; and

Natural gas pipeline safety: Message transmitting the 11th annual report of the Natural Gas Pipeline Safety Act of 1968, covering pipeline activities for the calendar year of 1978—referred to the Committee on Energy and Commerce and the Committee on Interior and Insular Affairs. Pages 240–242

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Adjourned at 12:25 p.m.

Committee Meetings

No committee meetings were held.

Joint Committee Meeting

EMPLOYMENT/UNEMPLOYMENT

Joint Economic Committee: Committee held hearings on the employment-unemployment situation for the month of December, receiving testimony from Janet L. Norwood, Commissioner, Bureau of Labor Statistics, Department of Labor.

Committee recessed subject to call.

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Monday, January 12, 1981

Senate

Chamber Action

Senate met at 11:00 a.m., in pro forma session, and recessed at 11:01 a.m. until 11:00 a.m. on Thursday, January 15, 1981.

Committee Meetings

NOMINATION—ENERGY

Committee on Energy and Natural Resources: Committee concluded hearings on the prospective nomination of James B. Edwards, of South Carolina, to be Secretary of Energy, after the nominee-designate, who was introduced by Senators Thurmond and Hollings, testified and answered questions in his own behalf. Testimony was also received from Douglas O. Lee, Americans for Nuclear Energy, Falls Church, Virginia; John L. McCormick, Environmental Policy Center, Washington, D.C.; and Morris Levitt, Fusion Energy Foundation, and Susan Kokinda, National Democratic Policy Committee, both of New York City.

Committee will consider this nomination, and the prospective nomination of James G. Watt, of Colorado, to be Secretary of the Interior, on Thursday, January 15.

NOMINATION—STATE

Committee on Foreign Relations: Committee resumed hearings on the prospective nomination of Alexander M. Haig, Jr., of Connecticut, to be Secretary of State, receiving further testimony from the nominee-designate.

Hearings continue tomorrow.

NOMINATION—LABOR

Committee on Labor and Human Resources: Committee concluded hearings on the prospective nomination of Raymond J. Donovan, of New Jersey, to be Secretary of Labor, after the nominee-designate, who was introduced by Senator Williams, testified and answered questions in his own behalf.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Tuesday, January 13.

Committee Meetings

No committee meetings were held.

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Tuesday, January 13, 1981

Senate

Chamber Action

The Senate was not in session today.

Committee Meeting

NOMINATION—DEFENSE

Committee on Armed Services: Committee concluded hearings on the prospective nomination of Frank C. Carlucci III, of Virginia, to be Deputy Secretary of Defense, after the nominee-designate, who was introduced by Senator Warner, testified and answered questions in his own behalf.

Committee will consider this nomination and the nomination of Casper W. Weinberger, of California, to be Secretary of Defense, on Monday, January 19.

NOMINATION—HUD

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on the prospective nomination of Samuel R. Pierce, Jr., of New York to be Secretary of Housing and Urban Development, after the nominee-designate, who was introduced by Senators D'Amato and Moynihan, testified and answered questions in his own behalf.

TRANSPORTATION MATTERS

Committee on Environment and Public Works: Committee held hearings on transportation matters which fall within the jurisdiction of the committee, receiving testimony from Andrew L. Lewis, Jr., Secretary of Transportation-designate, who was introduced by Senator Heinz.

Hearings were recessed subject to call.

NOMINATION—STATE

Committee on Foreign Relations: Committee continued hearings on the prospective nomination of Alexander M. Haig, Jr., of Connecticut, to be Secretary of State, where the nominee-designate testified further. Testimony was also received from Senators Goldwater and Weicker; and John S. Cooper, Washington, D.C.

On Monday, January 12, committee met in closed session on the nomination of Mr. Haig, but made no announcement.

Hearings continue tomorrow.

NOMINATION—INTELLIGENCE

Select Committee on Intelligence: Committee concluded hearings on the prospective nomination of William J. Casey, of New York, to be Director, Central Intelligence, after the nominee-designate, who was introduced by Senators D'Amato and Moynihan, testified and answered questions in his own behalf.

House of Representatives

Chamber Action

Bills Introduced: 17 public bills, H.R. 830–846; 1 private bill, H.R. 847; and 2 resolutions, H.J. Res. 82 and 83 were introduced. Page 267

The House met briefly and conducted no legislative business.

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Adjourned at 12:05 p.m.

Committee Meetings

No committee meetings were held.

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Thursday, January 15, 1981

Senate

Chamber Action

Routine Proceedings, pages 276–349

Bills Introduced: 56 bills and 3 resolutions were introduced, as follows: S. 85–140; S.J. Res. 12; and S. Res. 22–23. Pages 281–282, 333–335

Presidential Messages: Senate received the following messages from the President during the recess:

On January 7, 1981:

(1) Transmitting to the Congress the Ninth Annual Report on the Administration of the Federal Railroad Safety Act of 1970, which was referred to the Committee on Commerce, Science, and Transportation (PM–2).

(2) Transmitting a report of the activities of the United States Government in the United Nations and its affiliated agencies during calendar year 1979, which was referred to the Committee on Foreign Relations (PM–3).

(3) Reporting on Federal, Executive, Legislative and Judicial Salaries, which was referred to the Committee on Governmental Affairs (PM–4).

(4) Transmitting a Report on Twentieth Decennial Census and Apportionment of Representatives, which was referred to the Committee on Governmental Affairs (PM–5).

On January 8, 1981:

(1) Transmitting the Ninth Annual Report on Hazardous Materials Control, which was referred to the Committee on Commerce, Science, and Transportation (PM–6).

(2) Transmitting the Department of Transportation's annual report on pipeline safety, which was referred to the Committee on Commerce, Science, and Transportation (PM–7).

(3) Transmitting the Eleventh Annual Report of the Natural Gas Pipeline Safety Act of 1968, covering pipeline activities for the calendar year of 1978, which was referred to the Committee on Energy and Natural Resources (PM–8).

On January 13, 1981:

(1) Reporting on the extension of emergency building temperature restrictions, which was referred to the Committee on Energy and Natural Resources (PM–9).

(2) Transmitting the First Annual Report of the Department of Education, which was referred to the Committee on Labor and Human Resources (PM–10).

(3) Transmitting annual reports on administration of the National Traffic and Motor Vehicle Safety Act, which was referred to the Committee on Commerce, Science, and Transportation (PM–11).

(4) Transmitting the annual report of the United States Arms Control and Disarmament Agency, which was referred to the Committee on Foreign Relations (PM–12). Pages 276–279

Nominations: Senate received the following nominations:

During the recess, on January 7, 1981:

Routine lists of nominations in the Air Force.

During the recess, on January 8, 1981:

Dorothy Sellers, of the District of Columbia, to be an Associate Judge of the Superior Court of the District of Columbia;

Ricardo M. Urbina, of the District of Columbia, to be an Associate Judge of the Superior Court of the District of Columbia;

John A. Gronouski, of Texas, to be a Member of the Board for International Broadcasting;

Thomas R. Donahue, of the District of Columbia, to be a Member of the Board of Directors of the Communications Satellite Corporation;

Lynn R. Coleman, of the District of Columbia, to be Deputy Secretary of Energy;

Walter Meheula Heen, of Hawaii, to be United States District Judge for the District of Hawaii;

Ralph W. Emerson, of the District of Columbia, to be a Member of the Foreign Claims Settlement Commission of the United States;

Thomas W. Fredericks, of Colorado, to be an Assistant Secretary of the Interior;

Alex P. Mercure, of New Mexico, to be Under Secretary of Agriculture for Small Community and Rural Development;

Joseph S. Bracewell, of Texas, to be President of the Solar Energy and Energy Conservation Bank;

Laird F. Harris, of Michigan, to be Assistant Director of the Community Services Administration;

Harold Lafayette Thomas, of the District of Columbia, to be Assistant Director of the Community Services Administration;

Reuben W. Askanase, of Texas, to be a Member of the Board of Directors of the Corporation for Public Broadcasting;

Melba Pattillo Beals, of California, to be a Member of the Board of Directors of the Corporation for Public Broadcasting;

Vernon W. Thomson, of Virginia, to be a Member of the Federal Election Commission;

Alice Coig McDonald, of Kentucky, to be a Member of the National Council on Educational Research;

John C. Truesdale, of Maryland, to be a Member of the National Labor Relations Board;

John Connell, of California, to be a Member of the National Museum Services Board;

Dorothy Graham-Wheeler, of North Carolina, to be a Member of the National Museum Services Board;

Albert T. Klyberg, of Rhode Island, to be a Member of the National Museum Services;

Wallace Nathaniel Hyde, of North Carolina, to be a Governor of the United States Postal Service;

John C. Sawhill, of the District of Columbia, to be Chairman of the Board of Directors of the United States Synthetic Fuels Corporation;

John D. DeButts, of Virginia, to be a Member of the Board of Directors of the United States Synthetic Fuels Corporation;

Catherine Blanchard Cleary, of Wisconsin, to be a Member of the Board of Directors of the United States Synthetic Fuels Corporation;

Frank Savage, of New York, to be a Member of the Board of Directors of the United States Synthetic Fuels Corporation;

Joseph Lane Kirkland, of the District of Columbia, to be a Member of the Board of Directors of the United States Synthetic Fuels Corporation.

One routine nomination in the Air Force; and a routine list of nominations in the Public Health Service.

During the recess, on January 14, 1981;

Routine lists of nominations in the Army and Coast Guard. Pages 349–351

Messages From the President: Pages 276–279
Messages From the House: Page 280
Communications: Pages 280–282
Statements on Introduced Bills: Pages 283–333
Notices of Hearings: Page 335
Additional Statements: Pages 335–349
Nominations: Pages 349–351

Recess: Senate met at 11:00 a.m., in pro forma session, and recessed at 11:01 a.m., until 4:00 p.m. on Monday, January 19, 1981.

Committee Meetings

NOMINATIONS—ENERGY AND INTERIOR

Committee on Energy and Natural Resources: On Wednesday, January 14, committee approved for reporting, upon formal receipt by the Senate, the nominations of James G. Watt, of Colorado, to be Secretary of the Interior, and James B. Edwards, of South Carolina, to be Secretary of Energy.

U.S. AUTO INDUSTRY

Committee on Finance: Subcommittee on International Trade continued hearings on aspects of the problems

facing the domestic automobile industry, receiving testimony from David N. Potter, General Motors Corporation, William Scott, Ford Motor Company, and Pierre H. Gangnier, Chrysler Corporation, all of Detroit, Michigan; Lawrence Harbeck, University of Michigan, Ann Arbor; Lawrence White, New York University, New York City; and Howard D. Samuel, AFL–CIO, Robert McElwaine, Edward G. Connelly, and Bart S. Fisher, all representing the American International Automobile Dealers Association, Ralph Millet and John Rhem, both representing the Automobile Importers Association, and Charles E. Drury and Paul Cullen, both representing the Automotive Materials Industry Council of the United States, all of Washington, D.C.

On Wednesday, January 14, committee held hearings on the problems of the U.S. automobile industry, receiving testimony from Robert Hormats, Acting U.S. Representative for Trade Negotiations; Maryann N. Keller, Paine Webber Mitchell Hutchins, Inc., New York City; and Stephen Schlossberg, representing the United Auto Workers, and Rudy Oswald, AFL–CIO, both of Washington, D.C.

NOMINATIONS—STATE AND UNITED NATIONS

Committee on Foreign Relations: Committee approved for reporting, upon formal receipt by the Senate, the nominations of Alexander M. Haig, Jr., of Connecticut, to be Secretary of State, and Jeane D. Kirkpatrick, of Maryland, to be U.S. Representative to the United Nations.

Prior to this action, committee concluded hearings on the nominations of Mr. Haig and Ms. Kirkpatrick, after the nominees-designate testified and answered questions in their own behalf. Ms. Kirkpatrick was introduced by Senator Mathias.

NOMINATION—EDUCATION

Committee on Labor and Human Resources: Committee approved for reporting, upon the formal receipt by the Senate, the nomination of Terrel H. Bell, of Utah, to be Secretary of Education.

Prior to this action, committee concluded hearings on the nomination of Mr. Bell, after the nominee-designate, testified and answered questions in his own behalf. Testimony was also received from Senator Pressler.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held on Friday, January 16, at 12 o'clock noon.

Friday, January 16, 1981

Senate

Chamber Action

The Senate was not in session today.

Committee Meetings

NOMINATION—ATTORNEY GENERAL

Committee on the Judiciary: Committee approved for reporting, upon formal receipt by the Senate, the nomination of William French Smith, of California, to be Attorney General, Department of Justice.

On Thursday, January 15, committee concluded hearings on the prospective nomination of Mr. Smith, after the nominee-designate, who was introduced by Senators Hayakawa and Cranston, and Representative Rousselot, testified and answered questions in his own behalf. Testimony was also received from numerous public witnesses.

COMMITTEE BUSINESS

Select Committee on Ethics: On Thursday, January 15, committee met in open and closed session to consider committee procedural rules changes, and agreed that three members would constitute a quorum to carry out routine committee business.

Committee will meet again on Thursday, January 22.

House of Representatives

Chamber Action

Bills Introduced: 47 public bills, H.R. 848–894; and 8 resolutions, H.J. Res. 84–88, H. Con. Res. 26 and 27, and H. Res. 26 were introduced. Pages 377–379

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Natcher as Speaker pro tempore for today. Page 352

Presidential Messages: Received and read the following messages from the President:

Education: Transmitting the first Annual Report of the Department of Education—referred to the Committee on Education and Labor;

United States-Colombia nuclear energy: Transmit-

ting the proposed Agreement for Cooperation Between the Government of the United States of America and the Government of the Republic of Colombia Concerning Civil Uses of Nuclear Energy—referred to the Committee on Foreign Affairs and ordered printed (H. Doc. 97-9);

Energy conservation: Transmitting the Proclamation which renews the Standby Energy Conservation Contingency Plan No. 2 of July 10, 1979, imposing emergency building temperature restrictions—referred to the Committee on Energy and Commerce and ordered printed (H. Doc. 97-10);

Arms control and disarmament: Transmitting the 1980 Annual Report of the United States Arms Control and Disarmament Agency—referred to the Committee on Foreign Affairs;

Highway safety: Transmitting the annual reports on the administration of the Highway Safety Act and the National Traffic and Motor Vehicle Safety Act—referred to the Committees on Energy and Commerce and Public Works and Transportation;

Budget rescissions, deferrals, and revisions: Proposing 33 new rescissions of budget authority totaling $1,142.4 million affecting programs of the Departments of Commerce, Education, Energy, Health and Human, and Housing and Urban Development, and sundry agencies; reporting 15 new deferrals totaling $1,429.9 million and revisions to 3 previously reported deferrals totaling $4.4 million affecting programs of the Departments of Commerce, Defense, Energy, Interior, Justice, Labor, and State, and sundry agencies—referred to the Committee on Appropriations and ordered printed (H. Doc. 97-11);

Budget: Transmitting the Budget Message of the President—referred to the Committee on Appropriations and in addition, Part 7 of the Appendix referred to the Committee on Post Office and Civil Service, and ordered printed (H. Doc. 97-2); and

Science and technology: Transmitting the second annual report on the United States Government's international activities in the field of science and technology—referred to the Committees on Foreign Affairs and Science and Technology. **Pages 356-361**

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of today.

Adjournment: Adjourned at 12:47 p.m.

Committee Meetings

No committee meetings were held.

Monday, January 19, 1981

Senate

Chamber Action

Routine Proceedings, pages 414-513

Bills Introduced: Twenty bills and four resolutions were introduced, as follows: S. 141-160, S.J. Res. 13, and S. Res. 24-26. **Pages 464, 505**

Measures Reported: Reports were made as follows:

Special report entitled "Legislative Review Activity, Committee on Finance" (Rept. No. 97-1).

S. Res. 25, original resolution requesting $2,103,200 for expenses of the Committee on Finance. Referred to the Committee on Rules and Administration.

S. Res. 26, original resolution authorizing the printing of extra copies of a compilation of materials relating to the history of the Committee on Finance. Referred to the Committee on Rules and Administration.

Page 464

Resolution Agreed to:

Amending Standing Rules of Senate: Senate agreed to S. Res. 24, amending paragraph 3 of Rule XXV of the Standing Rules of the Senate, relating to membership on the Special Committee on Aging. **Page 414**

Vice Presidential Appointments: The Vice President made the following appointments:

(1) Senator Stafford to attend and to act as Chairman of the Senate delegations to the Interparliamentary Union meetings during the 97th Congress; and

(2) Senators Cohen, Goldwater, Andrews, and Groton to the Select Committee on Indian Affairs.

Page 416

Executive Reports: Executive reports were filed as follows:

(1) On the nomination of Caspar W. Weinberger, of California, to be Secretary of Defense. (Exec. Rept. No. 97-1); and

(2) On the nomination of Frank C. Carlucci III, of Virginia, to be Deputy Secretary of Defense. (Exec. Rept. No. 97-2). **Page 464**

Nominations: Senate received the following nominations during the recess, on January 15:

Maj. Gen. William E. Read, U.S. Army, to be a Member and President of the Mississippi River Commission, and

Sixty-four Army nominations in the rank of General.

Page 513

Treaties Received: The injunctions of secrecy were removed from the following treaties transmitted to the Senate:

On January 15:

Tax Convention with the Federal Republic of Germany (Treaty Doc. No. 97–1);

On January 16:

Protocol to the Agreement on the Importation of Educational, Scientific, and Cultural Materials (Treaty Doc. No. 97–2); and

Received today:

Consular Convention with the People's Republic of China (Treaty Doc. No. 97–3).

Protocol relating to an amendment to the International Civil Aviation Convention (Treaty Doc. No. 97–4).

The above treaties were considered as having been read for the first time, and referred, with accompanying papers, to the Committee on Foreign Relations, and ordered to be printed. **Pages 414–415**

Presidential Messages: Senate received the following messages from the President during the recess:

On January 15:

(1) Transmitting the budget of the United States for Fiscal Year 1982, which, pursuant to the order of January 30, 1975, was referred jointly to the Committees on Appropriations and Budget (PM 13).

(2) Transmitting 33 new proposed rescissions of budget authority previously provided by the Congress, totalling $1,142.4 million, reporting 15 new deferrals totalling $1,429.9 million, and revisions to three previously-reported deferrals totalling $4.4 million, which pursuant to the order of January 30, 1975 was referred jointly to the Committees on Appropriations, Budget, Commerce, Science, and Transportation, Labor and Human Resources, Energy and Natural Resources, Finance, Banking, Housing and Urban Affairs, Governmental Affairs, Environment and Public Works, Foreign Relations, and the Select Committee on Small Business (PM–14).

(3) Transmitting proposed nuclear agreement between the United States and Colombia, which was referred to the Committee on Foreign Relations (PM–15).

(4) Transmitting the second annual report on the U.S. Government's International activities in the field of science and technology, which was referred to the Committee on Foreign Relations (PM–16).

Pages 425–429

Received today:

(1) Transmitting reports of the Secretaries of Defense and Transportation on awards made during Fiscal Year 1980 to members of the Armed Forces for suggestions, inventions and scientific achievements, which were referred to the Committee on Armed Services (PM–17).

(2) Transmitting the twenty-third quarterly report of the Council on Wage and Price Stability, which was referred to the Committee on Banking, Housing and Urban Affairs (PM–18).

(3) Transmitting the thirteenth annual report of the Department of Transportation, which was referred to the Committee on Commerce, Science, and Transportation (PM–19).

(4) Transmitting the tenth annual report on Hazardous Materials Control, which was referred to the Committee on Commerce, Science, and Transportation (PM–20).

(5) Transmitting the second annual report on the Status of the Weatherization Assistance Program, which was referred to the Committee on Energy and Natural Resources (PM–21).

(6) Transmitting the 1980 annual report of the ACTION Agency, which was referred to the Committee on Labor and Human Resources (PM–22).

(7) Transmitting the State of the Union message, which was ordered to be laid on the table (PM–23).

(8) Transmitting the annual report of the Council on Environmental Quality, which was referred to the Committee on Environment and Public Works (PM–24).

(9) Transmitting the Economic Report of the President, which was referred to the Joint Economic Committee (PM–25).

(10) Transmitting the third annual Science and Technology report, which was referred to the Committee on Commerce, Science, and Transportation (PM–26). **Pages 429–461**

Messages From the President: Pages 425–461
Communications: Pages 461–464
Statements on Introduced Bills: Pages 464–505
Notices of Hearings: Pages 505–506
Additional Statements: Pages 506–512
Nominations: Page 513

Recess: Senate met at 4 p.m., and recessed at 4:54 p.m., until 10:30 a.m., on Tuesday, January 20, 1981. (For Senate's program see remarks of Senator Baker in **today's Record on page 414.**)

Committee Meetings

NOMINATION—AGRICULTURE

Committee on Agriculture, Nutrition, and Forestry: Committee approved for reporting, upon formal receipt by the Senate, the nomination of John R. Block, of Illinois, to be Secretary of Agriculture.

Committee will meet again on Tuesday, January 27.

NOMINATIONS—DEFENSE

Committee on Armed Services: Committee approved for reporting, upon formal receipt by the Senate, the

nominations of Caspar W. Weinberger, of California, to be Secretary of Defense, and Frank C. Carlucci, III, of Virginia, to be Deputy Secretary of Defense.

Also, committee ordered favorably reported 3,182 routine military nominations in the Army, Navy, Air Force, and Marine Corps.

BUSINESS MEETING

Committee on Commerce, Science, and Transportation: Committee approved for reporting, upon formal receipt by the Senate, the nominations of Andrew L. Lewis, Jr., of Pennsylvania, to be Secretary of Transportation, Malcolm Baldrige, of Connecticut, to be Secretary of Commerce, and Darrell Trent, of California, to be Deputy Secretary of Transportation.

Also, Committee announced the following subcommittee assignments:

Aviation

Senators Kassebaum (Chairman), Goldwater, Danforth, Stevens, Cannon, Inouye, and Exon.

Business, Trade, and Tourism

Senators Pressler (Chairman), Packwood, and Exon.

Communications

Senators Goldwater (Chairman), Schmitt, Pressler, Stevens, Hollings, Inouye, and Ford.

Consumer

Senators Kasten (Chairman), Danforth, and Ford.

Merchant Marine

Senators Gorton (Chairman), Stevens, Kasten, Inouye, and Long.

Science, Technology, and Space

Senators Schmitt (Chairman), Goldwater, Kassebaum, Gorton, Kasten, Riegle, Ford, Hollings, and Heflin.

Surface Transportation

Senators Danforth (Chairman), Pressler, Schmitt, Kassebaum, Gorton, Long, Hollings, Riegle, and Heflin.

Prior to this action, Committee concluded hearings on the prospective nomination of Mr. Trent, after the nominee-designate, who was introduced by Mr. Lewis, testified and answered questions in his own behalf. Testimony was also received from Senators Dole and Hayakawa.

BUSINESS MEETING

Committee on Finance: Committee met and took the following actions:

Approved for reporting, upon formal receipt by the Senate, the nominations of Donald T. Regan, of New Jersey, to be Secretary of the Treasury, Richard S. Schweiker, of Pennsylvania, to be Secretary of Health and Human Services, and William E. Brock, of Tennessee, to be Special Representative for Trade Negotiations;

Ordered favorably reported an original resolution (S. Res. 25) requesting $2,103,200 for expenses of the committee through February 1982; and

Adopted its rules of procedure for the 97th Congress.

Prior to this action, committee concluded hearings on the prospective nomination of Mr. Brock, after the nominee-designate testified and answered questions in his own behalf.

BUSINESS MEETING

Committee on Governmental Affairs: Committee held a business meeting and took the following actions:

Approved for reporting, upon formal receipt by the Senate, the nomination of David A. Stockman, of Michigan, to be Director of the Office of Management and Budget;

Ordered favorably reported an original resolution requesting $4,687,334, for expenses of the committee through February 1982;

Adopted its rules of procedure for the 97th Congress; and

Announced the following subcommittee assignments:

Permanent Subcommittee on Investigations

Senators Roth (Chairman), Rudman (Vice Chairman), Percy, Mathias, Danforth, Cohen, Nunn, Jackson, Chiles, Glenn, and Sasser.

Governmental Efficiency and the District of Columbia

Senators Mathias (Chairman), Rudman, and Eagleton.

Energy, Nuclear Proliferation and Government Processes

Senators Percy (Chairman), Durenberger, Cohen, Mattingly, Glenn, Jackson, and Levin.

Federal Expenditures, Research and Rules

Senators Danforth (Chairman), Percy, Durenberger, Chiles, and Jackson.

Intergovernmental Relations

Senators Durenberger (Chairman), Danforth, Mattingly, Sasser, and Nunn.

Civil Services, Postal Operations and General Services

Senators Stevens (Chairman), Mathias, and Pryor.

Oversight of Government Management

Senators Cohen (Chairman), Stevens, Rudman, Levin, and Pryor.

Congressional Operations and Oversight

Senators Mattingly (Chairman), and Stevens.

House of Representatives

Chamber Action

Bills Introduced: 52 public bills, H.R. 895–946; 6 private bills, H.R. 947–952; and 11 resolutions, H.J. Res. 89–96, H. Con. Res. 28, and H. Res. 27 and 28 were introduced. **Pages 411–413**

Members Sworn: Representatives Pritchard, Hillis, McCloskey, Vander Jagt, LaFalce, Bedell, Andrews, and Fowler presented themselves in the Well of the House and were administered the oath of office by the Speaker. **Pages 402, 405**

Inaugural Ceremonies: House agreed to H. Res. 27, providing for the House to proceed to the West Front of the Capitol for the purpose of attending the inaugural ceremonies; and providing that at the conclusion of the ceremonies the House stand adjourned until 11 a.m. on Thursday, January 22. **Page 402**

Speaker Pro Tempore: The Speaker designated Representative Whitten to act as Speaker pro tempore on Tuesday, January 20. **Page 405**

Presidential Messages: Read the following messages from the President:

State of the Union: Message transmitting his State of the Union Message—referred to the Union Calendar and ordered printed (H. Doc. 97–13);

Hazardous materials control: Message transmitting the Tenth Annual Report on Hazardous Materials Control—referred to the Committee on Energy and Commerce, the Committee on Merchant Marine and Fisheries, and the Committee on Public Works and Transportation;

Military awards: Message transmitting reports of the Secretary of Defense and the Secretary of Transportation on awards made during fiscal year 1980 to members of the Armed Forces for suggestions, inventions, and scientific achievements—referred to the Committee on Armed Services and the Committee on Merchant Marine and Fisheries;

ACTION: Message transmitting the fiscal year 1980 annual report of the ACTION Agency—referred to the Committee on Education and Labor and the Committee on Foreign Affairs;

Weatherization assistance: Message transmitting the second annual report on the status of the Weatherization Assistance Program—referred to the Committee on Agriculture, the Committee on Banking, Finance and Urban Affairs, the Committee on Education and Labor, and the Committee on Energy and Commerce;

Council on Wage and Price Stability: Message transmitting the twenty-third quarterly report of the Council on Wage and Price Stability—referred to the Committee on Banking, Finance and Urban Affairs;

Department of Transportation: Message transmitting the thirteenth annual report of the Deparment of Transportation—referred to the Committee on Energy and Commerce, the Committee on Merchant Marine and Fisheries, and the Committee on Public Works and Transportation;

Council on Environmental Quality: Message transmitting the eleventh annual report of the Council on Environmental Quality—referred to the Committee on Merchant Marine and Fisheries;

Economic Report: Message transmitting the Economic Report of the President together with the annual report of the Council on Economic Advisers—referred to the Joint Economic Committee and ordered printed (H. Doc. 97–3); and

Science and technology: Message transmitting the Third Annual Science and Technology Report—referred to the Committee on Science and Technology. **Pages 406–407**

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Adjourned at 12:53 p.m.

Committee Meetings

No committee meetings were held.

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Tuesday, January 20, 1981

Senate

Chamber Action

Routine Proceedings, pages 540–598

Bills Introduced: Twelve bills were introduced, as follows: S. 161–172. **Page 569**

Inauguration Ceremonies: Senate assembled and proceeded as a body to the swearing-in ceremonies of President-elect and the Vice President-elect, at the conclusion of which the Senate stood in recess until 3:00 p.m. **Pages 540–543**

Confirmation: By 97 yeas to 2 nays, Senate confirmed the nomination of Caspar Willard Weinberger, of California, to be Secretary of Defense. **Pages 552–563**

Senate began consideration of the nomination of Alexander Meigs Haig, Jr., of Connecticut, to be Secretary of State, on which a time limitation agreement was reached. **Pages 563–567**

Nominations: Senate received the following nominations:

Alexander Meigs Haig, Jr., of Connecticut, to be Secretary of State;

Donald T. Regan, of New Jersey, to be Secretary of the Treasury;

Caspar Willard Weinberger, of California, to be Secretary of Defense;

William French Smith, of California, to be Attorney General;

James Gaius Watt, of Colorado, to be Secretary of the Interior;

John R. Block, of Illinois, to be Secretary of Agriculture;

Malcolm Baldrige, of Connecticut, to be Secretary of Commerce;

Raymond J. Donovan, of New Jersey, to be Secretary of Labor;

Richard S. Schweiker, of Pennsylvania, to be Secretary of Health and Human Services;

Samuel R. Pierce, Jr., of New York, to be Secretary of Housing and Urban Development;

Andrew L. Lewis, Jr., of Pennsylvania, to be Secretary of Transportation;

James B. Edwards, of South Carolina, to be Secretary of Energy;

T. H. Bell, of Utah, to be Secretary of Education;

Jeane J. Kirkpatrick, of Maryland, to be the Representative of the United States of America to the United Nations with the rank and status of Ambassador Extraordinary and Plenipotentiary, and the Representative of the United States of America in the Security Council of the United Nations;

David A. Stockman, of Michigan, to be Director of the Office of Management and Budget;

William J. Casey, of New York, to be Director of Central Intelligence;

Darrell M. Trent, of California, to be Deputy Secretary of Transportation; and

William Emerson Brock III, of Tennessee, to be United States Trade Representative, with the rank of Ambassador Extraordinary and Plenipotentiary.

Pages 598–599

Presidential Message: Senate received the following message from the President of the United States:

Message reporting to the Congress on actions under the authority of the International Emergency Economic Powers Act relative to the Government of Iran, which was referred to the Committee on Banking, Housing, and Urban Affairs (PM 27). Pages 567–569

Messages From the President: Pages 569–597

Statements on Introduced Bills: Page 543

Additional Statements: Pages 597–598

Nominations: Pages 598–599

Confirmations: Page 599

Quorum Call: One quorum call was taken today (Total—2). Page 554

Record Vote: One record vote was taken today (Total—1). Page 562

Recess: Senate met at 10:30 a.m., and recessed at 6:07 p.m., until 11:00 a.m., on Wednesday, January 21, 1981. (For Senate's program, see remarks of Senator Baker in today's Record at pages 566–567, 598.)

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 45 public bills, H.R. 953–997; 2 private bills, H.R. 998–999; and 12 resolutions, H.J. Res. 97–102, H. Con. Res. 29–32, and H. Res. 29 and 30 were introduced. Pages 566–568

Inauguration Day: The House procedure for the inauguration was announced and pursuant to H. Res. 27, providing that when the House convenes on Tuesday, January 20, 1981, it proceed to the West Front of the Capitol for the purpose of attending the inaugural ceremonies of the President and Vice President of the United States and that upon the conclusion of the ceremonies the House stand adjourned until 11 o'clock ante meridiem Thursday, January 22, 1981, the Members proceeded in a body to the West Front. Page 566

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of today.

Adjournment: Adjourned at 12:23 p.m.

Committee Meetings

No committee meetings were held.

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Wednesday, January 21, 1981

Senate

Chamber Action

Routine Proceedings, pages 601–683

Bills Introduced: Sixteen bills and six resolutions were introduced, as follows: S. 173–188; S.J. Res. 14–15; S. Res. 27–30. Pages 603, 645–647, 654, 656, 672–676

Resolutions Agreed To

Committee appointment: Senate agreed to S. Res. 27, appointing Senator Helms to the Select Committee on Ethics. Page 603

American hostages: Senate agreed to S. Res. 28, expressing jubilation of the Senate at the release of the American hostages held captive in Iran, and expressing its deep appreciation for the strenuous efforts of former President Carter, former Secretary of State Edmund Muskie, and former Deputy Secretary of State Warren Christopher in bringing about a release of the hostages, and commending and thanking the Government of Algeria for helping to secure the safe release of the hostages. **Pages 645–647**

Committee appointment: Senate agreed to S. Res. 30, appointing Senator Dodd to the Special Committee on Aging. **Page 654**

Confirmations: Senate confirmed the following nominations:

By 93 yeas to 6 nays, Alexander M. Haig, Jr., of Connecticut, to be Secretary of State. **Page 608**

By unanimous vote of 99 yeas, Richard S. Schweiker, of Pennsylvania, to be Secretary of Health and Human Services. **Page 635**

By unanimous vote of 99 yeas, William E. Brock III, of Tennessee, to be U.S. Trade Representative, with the rank of Ambassador. **Page 639**

By unanimous vote of 98 yeas, Donald T. Regan, of New Jersey, to be Secretary of the Treasury. **Page 648**

During consideration of the nominations today, by 92 yeas to 2 nays, Senate agreed to a motion to instruct the Sergeant at Arms to request the presence of absent Senators. **Page 608**
Pages 608–653

Vice-Presidential Appointments: The Vice President made the following appointments:

Senators Hatch, Heinz, and D'Amato to the Commission on Security and Cooperation in Europe; and

Senators Melcher, Inouye, and DeConcini to the Select Committee on Indian Affairs. **Page 653**

Nominations Withdrawn: Senate received the withdrawal of the following nominations:

Dorothy Sellers and Ricardo M. Urbina, each to be an Associate Judge of the Superior Court of the District of Columbia.

John A. Gronouski, of Texas, to be a Member of the Board for International Broadcasting.

Thomas R. Donahue, of the District of Columbia, to be a Member of the Board of Directors of the Communications Satellite Corporation.

Lynn R. Coleman, of the District of Columbia, to be Deputy Secretary of Energy.

Walter M. Heen, to be U.S. District Judge for the District of Hawaii.

Ralph W. Emerson, of the District of Columbia, to be a Member of the Foreign Claims Settlement Commission.

Thomas W. Fredericks, of Colorado, to be an Assistant Secretary of the Interior.

Alex P. Mercure, of New Mexico, to be Under Secretary of Agriculture for Small Community and Rural Development.

Joseph S. Bracewell, of Texas, to be President of the Solar Energy and Energy Conservation Bank.

Laird F. Harris, of Michigan, and Harold L. Thomas, of the District of Columbia, each to be an Assistant Director of the Community Services Administration.

Reuben W. Askanase, of Texas, and Melba P. Beals, of California, each to be a Member of the Board of Directors of the Corporation for Public Broadcasting.

Vernon W. Thomson, of Virginia, to be a Member of the Federal Election Commission.

Alice C. McDonald, of Kentucky, to be a Member of the National Council on Educational Research.

John C. Truesdale, of Maryland, to be a Member of the National Labor Relations Board.

John Connell, of California, Dorothy Graham-Wheeler, of North Carolina, and Albert T. Klyberg, of Rhode Island, each to be a Member of the National Museum Services Board.

Wallace N. Hyde, of North Carolina, to be a Governor of the U.S. Postal Service.

John C. Sawhill, of the District of Columbia, to be Chairman, and John D. DeButts, of Virginia, Catherine B. Cleary, of Wisconsin, Frank Savage, of New York, and Joseph L. Kirkland, of the District of Columbia, each to be Members, all of the Board of Directors of the U.S. Synthetic Fuels Corporation.

Major General William E. Read, U.S. Army, to be a Member and President of the Mississippi River Commission. **Page 684**

Messages From the President: **Page 655**
Communications: **Pages 655–656**
Statements on Introduced Bills: **Pages 656–672**
Notices of Hearings: **Page 676**
Additional Statements: **Pages 676–681**
Confirmations: **Pages 683–684**

Quorum Call: One quorum call was taken today (Total—3). **Page 608**

Record Votes: Five record votes were taken today (Total—6). **Pages 608, 635, 644, 653**

Recess: Senate met at 11 a.m., and recessed at 6:20 p.m., until 11 a.m., on Thursday, January 22, 1981. (For Senate's program, see remarks of Senator Baker in today's Record on pages 648, 683.)

Committee Meetings

ECONOMIC OUTLOOK

Committee on the Budget: Committee began hearings to examine the current economic situation and its impact on the Federal budget, receiving testimony from Arthur Burns, American Enterprise Institute, Washington, D.C.; Larry Kudlow, Bear, Stearns & Company,

New York City; and Marc Miles, Rutgers University, New Brunswick, New Jersey.

Hearings continue tomorrow.

BUSINESS MEETING

Committee on Rules and Administration: Committee ordered favorably reported the following business items:

(1) An original resolution requesting $1,273,800 in operating expenses of the committee through February, 1982;

(2) An original bill to increase the membership of the Joint Committee on Printing;

(3) An original resolution providing for members on the part of the Senate of the Joint Committee on Printing and the Joint Committee on the Library of Congress; and

(4) Two original resolutions each to pay a gratuity to the survivors of a deceased Senate employee.

Also, committee adopted its rules of procedure for 97th Congress.

Committee recessed subject to call.

NOMINATION—INTELLIGENCE

Select Committee on Intelligence: On Monday, January 19, committee approved for reporting, upon formal receipt by the Senate, the prospective nomination of William J. Casey, of New York, to be Director of Central Intelligence.

House of Representatives

Chamber Action

The House was not in session today. It will meet next at 11 a.m. on Thursday, January 22.

Committee Meetings

No committee meetings were held.

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Thursday, January 22, 1981

Senate

Chamber Action

Routine Proceedings, pages 730–881

Bills Introduced: Fifty-three bills and eight resolutions were introduced, as follows: S. 189–241, S.J. Res. 16–19, S. Con. Res. 3, and S. Res. 31–33.

Pages 832–833, 859–860, 881

Measures Passed:

Day of Thanksgiving honoring returned hostages: Senate passed S.J. Res. 16, designating January 29, 1981, as "A Day of Thanksgiving to Honor Our Safely Returned Hostages." **Page 771**

Committee appointment: Senate agreed to S. Res. 32, appointing Senator Durenberger to the Special Committee on Aging. **Page 881**

Correction in appointments to Labor and Human Resources Committee: Senate agreed to S. Res. 33, making correction in minority party appointments to the Labor and Human Resources Committee.

Page 881

Nominations Confirmed: Senate confirmed the following nominations:

By 96 yeas to 1 nay, 1 voting present, William French Smith, of California, to be Attorney General.

Page 778

By unanimous vote of 98 yeas, John R. Block, of Illinois, to be Secretary of Agriculture. **Page 778**

By 97 yeas to 1 nay, Malcolm Baldrige, of Connecticut, to be Secretary of Commerce. **Page 779**

By unanimous vote of 98 yeas, Samuel R. Pierce, Jr., of New York, to be Secretary of Housing and Urban Development. **Page 779**

By unanimous vote of 98 yeas, Andrew L. Lewis, Jr., of Pennsylvania, to be Secretary of Transportation.

Page 779

By 83 yeas to 12 nays, James Gaius Watt, of Colorado, to be Secretary of the Interior. **Page 811**

By 93 yeas to 3 nays, James B. Edwards, of South Carolina, to be Secretary of Energy. **Page 732**

By 90 yeas to 2 nays, T. H. Bell, of Utah, to be Secretary of Education. **Page 829**

75 Air Force nominations in the rank of General.

Routine lists of nominations in the Army, Navy, Air Force, and Marine Corps. **Page 829**

During consideration of the nominations today, by a vote of 89 yeas to 3 nays, Senate agreed to a motion to instruct the Sergeant at Arms to request the presence of absent Senators. **Page 732**

Pages 732–830

President Pro Tempore Appointments: The Chair, on behalf of the President pro tempore, pursuant to S. Res. 400, 94th Congress, and S. Res. 4, 95th Congress, appointed Senators Huddleston, Biden, and Bentsen to the Select Committee on Intelligence.

Page 881

Authority To Receive Messages: The Secretary of the Senate was authorized to receive messages from the President of the United States and the House of Representatives until February 6, 1981, Monday through Fri-

day, and they were authorized to be appropriately referred. Page 732

Authority To Sign Measures: The President of the Senate, the President pro tempore and the Acting President pro tempore were authorized to sign duly enrolled bills and joint resolutions until February 6, 1981, Monday through Friday. Page 732

Nomination: Senate received the nomination of Frank C. Carlucci, of Virginia, to be Deputy Secretary of Defense. Page 881

Messages From the President: Page 832

Statements on Introduced Bills: Pages 834–859

Committee Authority To Meet: Pages 860–861

Additional Statements: Pages 861–880

Nominations: Page 881

Confirmations: Pages 881–882

Quorum Call: One quorum call was taken today (Total—4). Page 732

Record Votes: Nine record votes were taken today (Total—15). Pages 732, 778, 779, 811, 822, 829

Recess: Senate met at 11 a.m., and recessed at 10:37 p.m., until 11 a.m. on Friday, January 23, 1981, for a pro forma session. (For Senate's program see remarks of Senator Baker in today's Record on pages 880, 881.)

Committee Meetings

BUSINESS MEETING

Committee on Appropriations: Committee held a business meeting where it took the following actions:

1) Ordered favorably reported an original resolution requesting $3,791,203 in operating expenses of the committee through February 1982;

2) Adopted its rules of procedure for the 97th Congress; and

3) Announced subcommittee assignments as follows:

Agriculture and Related Agencies

Senators Cochran (Chairman), McClure, Andrews, Abdnor, Kasten, Mattingly, Specter, Eagleton, Stennis, Robert C. Byrd, Chiles, Burdick, and Sasser.

Defense

Senators Stevens (Chairman), Weicker, Garn, McClure, Schmitt, Andrews, Kasten, D'Amato, Rudman, Stennis, Proxmire, Inouye, Hollings, Eagleton, Chiles, Johnston, and Huddleston.

District of Columbia

Senators D'Amato (Chairman), Weicker, Specter, Leahy, and Bumpers.

Energy and Water Development

Senators Hatfield (Chairman), McClure, Garn, Schmitt, Cochran, Abdnor, Kasten, Mattingly, Johnston, Stennis, Robert C. Byrd, Hollings, Huddleston, Burdick, and Sasser.

Foreign Operations

Senators Kasten (Chairman), Hatfield, D'Amato, Rudman, Specter, Inouye, Johnston, Leahy, and DeConcini.

HUD—Independent Agencies

Senators Garn (Chairman), Weicker, Laxalt, Schmitt, D'Amato, Specter, Huddleston, Stennis, Proxmire, Leahy, and Sasser.

Interior

Senators McClure (Chairman), Stevens, Laxalt, Garn, Schmitt, Cochran, Andrews, Rudman, Robert C. Byrd, Johnston, Huddleston, Leahy, DeConcini, Burdick, and Bumpers.

Labor, Health and Human Services, Education

Senators Schmitt (Chairman), Hatfield, Weicker, Stevens, Andrews, Abdnor, Rudman, Specter, Proxmire, Robert C. Byrd, Hollings, Eagleton, Chiles, Burdick, and Inouye.

Legislative Branch

Senators Mattingly (Chairman), Stevens, Hatfield, Bumpers, and Hollings.

Military Construction

Senators Laxalt (Chairman), Garn, Mattingly, Sasser, and Inouye.

State, Justice, Commerce, the Judiciary

Senators Weicker (Chairman), Stevens, Laxalt, Cochran, Rudman, Hollings, Inouye, DeConcini, and Bumpers.

Transportation

Senators Andrews (Chairman), Cochran, Abdnor, Kasten, D'Amato, Chiles, Stennis, Byrd, and Eagleton.

Treasury, Postal Service, General Government

Senators Abdnor (Chairman), Laxalt, Mattingly, DeConcini, and Proxmire.

SUBCOMMITTEE ASSIGNMENTS

Committee on Banking, Housing, and Urban Affairs: Committee announced the following subcommittee assignments:

Housing and Urban Affairs

Senators Lugar (Chairman), Garn, Tower, Heinz, Armstrong, D'Amato, Williams, Proxmire, Cranston, Sarbanes, and Riegle.

Financial Institutions

Senators Tower (Chairman), Garn, Lugar, D'Amato, Schmitt, Cranston, Williams, Proxmire, and Dixon.

International Finance and Monetary Policy

Senators Heinz (Chairman), Garn, Armstrong, Chafee, Proxmire, Williams, and Dodd.

Economic Policy

Senators Armstrong (Chairman), Heinz, Lugar, Chafee, Riegle, Cranston, and Sarbanes.

Securities

Senators D'Amato (Chairman), Tower, Schmitt, Sarbanes, and Riegle.

Rural Housing and Development

Senators Schmitt (Chairman), Heinz, Lugar, Dixon, and Dodd.

Consumer Affairs

Senators Chafee (Chairman), D'Amato, Schmitt, Dodd, and Dixon.

ECONOMIC OUTLOOK

Committee on the Budget: Committee concluded hearings to examine the current economic situation and its impact on the Federal budget, after receiving testimony from Barry Bosworth, Brookings Institution, Washington, D.C.; Martin Feldstein, Harvard University, Cambridge, Massachusetts; Herbert Stein, University of Virginia, Charlottesville; James M. Howell, First National Bank of Boston, Massachusetts; and Donald E. Maude, Merrill Lynch, Pierce, Fenner & Smith, Inc., New York City.

WORLD PETROLEUM OUTLOOK

Committee on Energy and Natural Resources: Committee held open and closed hearings on the world petroleum outlook for 1981, receiving testimony in open session from Al Linden, Acting Administrator, Energy Information Administration, and James Moose, Deputy Assistant Secretary for International Energy Analysis, both of the Department of Energy; John Lichtblau, Petroleum Industry Research Foundation, and Brice A. Sachs, Exxon International Company, Inc., both of New York City; Richard Chodosh, Chodosh Premier Oil, Inc., Rahway, New Jersey; John Anderson, Farmland Industries, Kansas City, Missouri; and Richard Jakmas, National Oil Jobbers Council, and T. R. Van Arsdal, National Council of Farmer Cooperatives, both of Washington, D.C.; and receiving testimony in closed session from officials of the Departments of Energy and State, and the Central Intelligence Agency.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 224 public bills, H.R. 1000–1223; 18 private bills, H.R. 1224–1241; and 40 resolutions, H.J. Res. 103–127, H. Con. Res. 33–39, and H. Res. 31–38, were introduced. Pages 721–728

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Wright to act as Speaker pro tempore for today. Page 686

Presidential Message—Iranian Property: Read a message from the President wherein he reports to Congress on actions he has taken under the authority of the International Emergency Economic Powers Act relative to property of the Government of Iran and its controlled entities and instrumentalities—referred to the Committee on Foreign Affairs and ordered printed (H. Doc. 97–15). Page 691

Recess: By unanimous consent, the House recessed at 12:10 p.m. and reconvened at 3 p.m. Pages 691–693

Members Sworn: Representatives Solarz and Ertel presented themselves in the Well of the House and were administered the oath of office by the Speaker. Page 693

Interparliamentary Union: The Speaker appointed Representative Pepper as Chairman and Representative Derwinski as Vice Chairman of the delegation to attend the Conference of the Interparliamentary Union to be held in Manila on April 20 through 25, 1981. Page 694

Subpena: Read a letter from John McE. Atkisson, Attorney at Law, wherein he notified the House he had been served with a civil subpena for the United States District Court for the Central District of California, and requested permission to testify. Subsequently, read a letter from the Speaker wherein he responded that Rule L of the House prohibited compliance with the subpena and permission could only be granted by a resolution of the House. Pages 694–695

Quorum Calls—Votes: Two quorum calls developed during the proceedings of the House today and appear on pages 691, 693. There were no votes.

Adjournment: Adjourned at 3:46 p.m.

Committee Meetings

No committee meetings were held.

Joint Committee Meetings

ECONOMIC OUTLOOK/ANNUAL REPORT

Joint Economic Committee: Committee began hearings to review the economic outlook for 1981 in preparation of its forthcoming annual report, receiving testimony from Barry Bosworth, Brookings Institution, and Richard Rahn, U.S. Chamber of Commerce, both of Washington, D.C.; Alan Greenspan, Townsend-Greenspan, Inc., New York City; and William Norhaus, Yale University, New Haven, Connecticut.

Hearings continue tomorrow.

Friday, January 23, 1981

Senate

Chamber Action

Routine Proceedings, pages 927–940

Bills Introduced: Eleven bills and one resolution were introduced, as follows: S. 242–252; S.J. Res. 20.

Page 931

Messages From the House: Page 931

Statements on Introduced Bills: Pages 931–936

Additional Statements: Pages 927–930, 937, 940

Recess: Senate met at 11 a.m., in pro forma session, and recessed at 11:01 a.m., until 10 a.m., on Tuesday, January 27, 1981.

Committee Meetings

BUSINESS MEETING

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education met to discuss general subcommittee business, and announced its schedule of hearings on proposed budget estimates for fiscal year 1982 for the Department of Labor, Department of Health and Human Services, Department of Education, and certain related agencies.

Subcommittee recessed subject to call.

SBA/PROCUREMENT PROGRAMS

Select Committee on Small Business: Committee held oversight hearings on the administration of the SBA's 8(a) pilot procurement program, receiving testimony from Henry Eschwege, Director, Community and Economic Development Division, Henry Wray, Assistant General Counsel, Steve Keleti, Senior Group Director, and Joe Maranto, Senior Evaluator, all of the General Accounting Office; and Roger Jones, Acting Administrator, William Mauk, Deputy Administrator, Edward Norton, General Counsel, Paul Browne, Assistant Administrator for Business Development, and Paul Boucher, Inspector General, all of the Small Business Administration.

House of Representatives

Chamber Action

Bills Introduced: 40 public bills, H.R. 1242–1281; 8 private bills, H.R. 1282–1289; and 7 resolutions, H.J. Res. 128–132, and H. Res. 39 and 40 were introduced.

Pages 951–952

Meeting Hour: By unanimous consent, the House will meet at noon on Tuesday, January 27. Page 941

Resignations—Appointments: Notwithstanding any adjournment of the House until Tuesday, January 27, the Speaker was authorized to accept resignations, and to appoint commissions, boards, and committees authorized by law or by the House. Page 941

Legislative Program: The Speaker announced the legislative program for the week beginning January 26.

Page 941

Hostages: House passed S.J. Res. 16, designating January 29, 1981, as "A Day of Thanksgiving To Honor Our Safely Returned Hostages"—clearing the measure for the President. Page 945

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Adjourned at 11:24 a.m.

Committee Meetings

No committee meetings were held.

Joint Committee Meetings

INFLATION OUTLOOK—1981

Joint Economic Committee: Committee continued hearings to review the economic outlook for 1981 in preparation of its forthcoming annual report, receiving testimony on the inflation outlook from Jason Benderly, Washington Analysis Corporation, James A. Clifton, U.S. Chamber of Commerce, and Kip Viscusi, National Commission for Employment Policy, all of Washington, D.C.

Hearings continue on Tuesday, January 27.

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Tuesday, January 27, 1981

Senate

Chamber Action

Routine Proceedings, pages 988–1097

Bills Introduced: Fifty-three bills and ten resolutions were introduced, as follows: S. 253–305, S.J. Res. 21, and S. Res. 34–42.

Pages 1031–1032, 1043–1044, 1077, 1978–1080

Bills Reported: Reports were made as follows:

S. Res. 34, requesting $905,000 in operating expenses of the Select Committee on Small Business through February 1982. Referred to the Committee on Rules and Administration.

S. 272, increasing the membership of the Joint Committee on Printing (S. Rept. No. 97–2).

S. Res. 35, requesting $1,273,800 in operating expenses of the Committee on Rules and Administration through February 1982 (S. Rept. No. 97-3).

S. Res. 36, providing for members on the part of the Senate of the Joint Committee on Printing and the Joint Committee on the Library of Congress.

S. Res. 37, to pay a gratuity to the survivor of a deceased Senate employee.

S. Res. 38, to pay a gratuity to the survivor of a deceased Senate employee.

S. Res. 39, requesting $2,333,100 in operating expenses of the Committee on Foreign Relations through February 1982 (S. Rept. No. 97-4). Referred to the Committee on Rules and Administration. Page 1040

Measures Passed

Commission on Wartime Relocation and Internment of Civilians: Senate passed S. 253, increasing the number of members of the Commission on Wartime Relocation and Internment of Civilians. Pages 988–989

Authorizing Senate Legal Counsel: Senate agreed to S. Res. 40, directing Senate Legal Counsel to intervene in Chadha v. Immigration and Naturalization Service. Pages 1031–1032

National tourism policy: Senate passed S. 304, establishing a national tourism policy and an independent Government agency to carry out the national tourism policy, after agreeing to Pressler unprinted amendment No. 2, of a technical nature. Pages 1032–1037

Confirmations: Senate confirmed the following nominations:

By unanimous vote of 95 yeas, William J. Casey, of New York, to be Director of Central Intelligence.

By unanimous vote of 93 yeas, David A. Stockman, of Michigan, to be Director of the Office of Management and Budget. Pages 1001–1031

Nominations: Senate received the following nominations during the recess:

January 23

John O. Marsh, Jr., of Virginia, to be Secretary of the Army.

John F. Lehman, Jr., of Virginia, to be Secretary of the Navy.

Verne Orr, of California, to be Secretary of the Air Force.

January 26

William P. Clark, of California, to be Deputy Secretary of State. Page 1097

Messages From the President: Pages 1039–1040

Communications: Pages 1042–1043

Statements on Introduced Bills: Pages 1044–1077

Notices of Hearings: Page 1080

Additional Statements: Pages 1080–1096

Nominations: Page 1097

Confirmations: Page 1097

Record Votes: Two record votes were taken today (Total—17). Pages 1023, 1031

Recess: Senate met at 10 a.m., and recessed at 7:01 p.m., until 10:15 a.m. on Thursday, January 29, 1981. (For Senate's program see remarks of Senator Baker on pages 1096–1097.)

Committee Meetings

STATE OF U.S. ECONOMY

Committee on Appropriations: Committee began hearings to review the proposed budget for fiscal year 1982 and the state of the U.S. economy, receiving testimony from Donald T. Regan, Secretary of the Treasury; Paul Volcker, Chairman, Federal Reserve Board; Alice Rivlin, Director, Congressional Budget Office; and David A. Stockman, Director-designate, Office of Management and Budget.

Hearings continue tomorrow.

CIA BRIEFING

Committee on Armed Services: Committee met in closed session to receive a worldwide intelligence briefing from William J. Casey, Director of Central Intelligence.

Committee will meet again tomorrow.

NOMINATIONS—ARMY AND DEFENSE

Committee on Armed Services: On Monday, January 26, committee ordered favorably reported the nominations of John O. Marsh, Jr., of Virginia, to be Secretary of the Army, and Frank C. Carlucci III, of Virginia, to be Deputy Secretary of Defense.

Prior to this action, committee concluded hearings on the nomination of Mr. Marsh, after the nominee, who was introduced by Senators Warner and Harry F. Byrd, Jr., testified and answered questions in his own behalf.

FEDERAL POLICIES/U.S. INDUSTRY

Committee on the Budget: Subcommittee on Industrial Growth and Productivity continued hearings to investigate Federal policies needed to enhance the health of American industries, receiving testimony from Henry Wallich, Member, Board of Governors, Federal Reserve System; and William Abernathy, Harvard School of Business, Cambridge, Massachusetts.

On Monday, January 26, the subcommittee began hearings on policy proposals for industrial growth and productivity, receiving testimony from Lewis Branscomb, I.B.M. Corporation, Armonk, New York; E. Floyd Kvamme, National Advanced Systems, Mountain

View, California; and Wolfgang Demisch, Morgan-Stanley Company, New York City.

Hearings continue tomorrow.

BUSINESS MEETING

Committee on Foreign Relations: Committee held a business meeting where it took the following actions:

(1) Ordered favorably reported an original resolution (S. Res. 39) requesting $2,333, 100 in operating expenses of the committee through February 1982; and

(2) Announced subcommittee assignments as follows:

International Economic Policy

Senators Mathias (Chairman), Percy, Lugar, Kassebaum, Dodd, Biden, and Sarbanes.

Arms Control, Oceans and International Operations, and Environment

Sentors Pressler (Chairman), Percy, Baker, Cranston, and Zorinsky.

African Affairs

Senators Kassebaum (Chairman), Helms, Hayakawa, Mathias, Tsongas, Glenn, and Dodd.

European Affairs

Senators Lugar (Chairman), Mathias, Boschwitz, Pressler, Biden, Sarbanes, and Zorinsky.

East Asian and Pacific Affairs

Senators Hayakawa (Chairman), Baker, Helms, Boschwitz, Glenn, Tsongas, and Cranston.

Near Eastern and South Asian Affairs

Sentors Boschwitz (Chairman), Baker, Helms, Pressler, Sarbanes, Glenn, and Cranston.

Western Hemisphere Affairs

Senators Helms (Chairman), Hayakawa, Lugar, Kassebaum, Zorinsky, Tsongas, and Dodd.

BUSINESS MEETING

Committee on the Judiciary: Committee held a business meeting where it adopted its rules of procedure for the 97th Congress.

Committee will meet again tomorrow.

NOMINATION—LABOR

Committee on Labor and Human Resources: Committee concluded hearings on the nomination of Raymond J. Donovan, of New Jersey, to be Secretary of Labor, after the nominee-designate, who was introduced by Senator Bradley, testified and answered questions in his own behalf. Testimony was also received from Francis M. Mullen, Jr., Executive Assistant Director for Investigations, and Charles P. Monroe, Assistant Director, and Anthony Adamski, Jr., Unit Chief, Special Inquiry Unit, both of the Criminal Investigative Division, all of the Federal Bureau of Investigation, Department of Justice.

Committee will consider the nomination of Mr. Donovan on Thursday, January 29.

COMMITTEE BUSINESS

Select Committee on Ethics: Committee met in open and closed session, but made no announcements and will meet again on Thursday, January 29.

BUSINESS MEETING

Select Committee on Small Business: Committee ordered favorably reported an original resolution (S. Res. 34), requesting $905,000 in operating expenses of the committee through February 1982.

Also, committee adopted its rules of procedure for the 97th Congress, and announced the following subcommittee assignments:

Capital Formation and Retention

Senators Packwood (Chairman), Hatch, Boschwitz, Nunn, and Sasser.

Government Regulation and Paperwork

Senators Hatch (Chairman), D'Amato, Gorton, Bumpers, and Huddleston.

Urban and Rural Economic Development

Senators D'Amato (Chairman), Weicker, and Dixon.

Government Procurement

Senators Nickles (Chairman), Weicker, and Sasser.

Productivity and Competition

Senators Gorton (Chairman), Nickles, and Baucus.

Innovation and Technology

Senators Rudman (Chairman), Packwood, and Levin.

Export Promotion and Market Development

Senators Boschwitz (Chairman), Hayakawa, and Huddleston.

Advocacy and the Future of Small Business

Senators Hayakawa (Chairman), Rudman, and Tsongas.

House of Representatives

Chamber Action

Bills Introduced: 54 public bills, H.R. 1290–1343; 9 private bills, H.R. 1344–1352; and 10 resolutions, H.J. Res. 133–138, H. Con. Res. 40 and 41, and H. Res. 41 and 42 were introduced. **Pages 984–986**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Foley as Speaker pro tempore for today. Page 962

Smithsonian Institution Board of Regents: On January 23 the Speaker appointed Representatives Mineta, Boland, and Conte to the Board of Regents of the Smithsonian Institution. Page 962

Compensation and Administrative Support to Gladys Noon Spellman: House agreed to H. Res. 41, providing compensation in lieu of salary and office administrative support to Gladys Noon Spellman. Page 975

Referral: One Senate-passed measure was referred to the appropriate House committee. Page 983

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Adjourned at 12:45 p.m.

Committee Meetings

No committee meetings were held.

Joint Committee Meetings

INFLATION OUTLOOK—1981

Joint Economic Committee: Committee resumed hearings to review the economic outlook for 1981 in preparation of its forthcoming annual report, receiving testimony on comprehensive investment strategy and reindustrialization from Amitai Etzioni, Center for Policy Research, Inc., George Peterson, The Urban Institute, and Charls Walker, Charls Walker & Company, Inc., all of Washington, D.C.

Hearings continue tomorrow.

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Wednesday, January 28, 1981

Senate

Chamber Action

The Senate was not in session today. It will next meet at 10:15 a.m., on Thursday, January 29.

Committee Meetings

BUSINESS MEETING

Committee on Agriculture, Nutrition, and Forestry: Committee held a business meeting where it took the following actions:

(1) Ordered favorably reported an original resolution (S. Res. 43) requesting $1,325,000 in operating expenses of the committee through February 1982;

(2) Adopted its rules of procedure for the 97th Congress; and

(3) Announced subcommittee assignments as follows:

Soil and Water Conservation

Senators Jepsen (Chairman), Cochran, Hayakawa, Heflin, and Huddleston.

Agricultural Credit and Rural Electrification

Senators Hawkins (Chairman), Jepsen, Andrews, Zorinsky, Heflin, and Boren.

Agricultural Production, Marketing, and Stabilization of Prices

Senators Cochran (Chairman), Helms, Andrews, Boschwitz, Hawkins, Huddleston, Zorinsky, Melcher, Dixon, and Leahy.

Agricultural Research and General Legislation

Senators Lugar (Chairman), Dole, Hayakawa, Boschwitz, Andrews, Boren, Huddleston, Pryor, and Heflin.

Rural Development, Oversight, and Investigations

Senators Andrews (Chairman), Lugar, Boschwitz, Pryor, and Leahy.

Foreign Agricultural Policy

Senators Boschwitz (Chairman), Lugar, Cochran, Dole, Jepsen, Hawkins, Dixon, Pryor, Boren, and Zorinsky.

Nutrition

Senators Dole (Chairman), Hayakawa, Lugar, Hawkins, Leahy, Melcher, and Dixon.

Forestry, Water Resources, and Environment

Senators Hayakawa (Chairman), Jepsen, and Melcher.

STATE OF U.S. ECONOMY

Committee on Appropriations: Committee continued hearings to review the proposed budget for fiscal year 1982 and the state of the U.S. economy, receiving testimony from Walter W. Heller, University of Minnesota, Minneapolis; Alan Greenspan, Townsend-Greenspan & Company, Inc., New York City; Otto Eckstein, Data Resources, Inc., Lexington, Massachusetts; and Michael K. Evans, Evans Economics, Inc., Washington, D.C.

Hearings continue tomorrow.

NOMINATIONS—NAVY AND AIR FORCE

Committee on Armed Services: Committee ordered favorably reported the nomination of John F. Lehman, Jr., of Virginia, to be Secretary of the Navy.

Prior to this action, committee concluded hearings on the nomination of Mr. Lehman, and the nomination of Verne Orr, of California, to be Secretary of the Air Force, after the nominees testified and answered questions in their own behalf. Mr. Lehman was introduced by Senator Warner, and Mr. Orr was introduced by Senators Hayakawa and Cranston.

DOD AUTHORIZATIONS

Committee on Armed Services: Committee began hearings on proposed fiscal year 1982 authorization requests for military programs of the Department of Defense, receiving testimony on the Defense Posture from Caspar W. Weinberger, Secretary of Defense, and General David C. Jones, Chairman, Joint Chiefs of Staff.

Hearings continue tomorrow.

FEDERAL POLICIES/U.S. INDUSTRY

Committee on the Budget: Subcommittee on Industrial Growth and Productivity concluded hearings to investigate Federal policies needed to enhance the health of American industries, after receiving testimony from Franklin Vargo, Acting Assistant Secretary of Commerce for International Economic Policy; O. M. Roetman, Boeing Company, Seattle, Washington; and Reubin O'D. Askew, Miami, Florida.

U.S. AUTO INDUSTRY

Committee on Commerce, Science, and Transportation: Subcommittee on Surface Transportation concluded hearings on Federal and state regulations affecting the U.S. automobile industry, after receiving testimony from Lawrence White, New York University, New York City; David N. Potter, General Motors Corporation, and Christopher Kennedy, on behalf of the Chrysler Corporation, both of Detroit, Michigan; and Herbert L. Misch, Ford Motor Company, Dearborn, Michigan.

UNITED STATES–IRANIAN AGREEMENT

Committee on Foreign Relations: Committee met in closed session to receive a briefing on the U.S.-Iranian Agreement, receiving testimony from Peter Constable, Acting Assistant Secretary for Near East and South Asian Affairs, and Mark Feldman, Acting Legal Advisor, both of the Department of State.

Committee recessed subject to call.

SEX DISCRIMINATION IN THE WORKPLACE

Committee on Labor and Human Resources: Committee concluded hearings on alleged sex discrimination in the workplace, after receiving testimony from Joan Goodin, National Commission on Working Women, Shirley Sandage, Displaced Homemakers Network, Inc., Iris Mitgang, National Women's Political Caucus, Dorothy Hight, National Council of Negro Women, Inc., Carol Grossman, Women's Equity Action League, Marlene Johnson, National Association of Women Business Owners, Jane Fleming and Avril Madison, both of Wider Opportunities for Women, Eleanor Smeal, National Organization for Women, Winn Newman, Coalition of Labor Union Women, Nancy Felipe Russo, Federation of Organizations for Professional Women, Donna Lenhoff and Arkie Byrd, both of the Women's Legal Defense Fund, Inc., and Karen Nausbaum, Working Women, all of Washington, D.C.

House of Representatives

Chamber Action

Bills Introduced: 114 public bills, H.R. 1353–1466; 19 private bills, H.R. 1467–1485; and 22 resolutions, H.J. Res. 139–149, H. Con. Res. 42–46, and H. Res. 43–48 were introduced. **Pages 1168–1172**

Member Sworn: Representative Jeffords presented himself in the Well of the House and was administered the oath of office by the Speaker. **Page 1130**

Legislative Program: Majority leader announced the legislative program for the balance of this week and the week of February 2. **Pages 1130–1131**

Commission on Wartime Relocation and Internment of Civilians: House passed and cleared for the President S. 253, to increase the number of members of the Commission on Wartime Relocation and Internment of Civilians. **Page 1136**

Commendation of Efforts To Secure Release of Hostages: House agreed to H. Res. 43, commending former President Carter, former Secretary of State Edmund Muskie, former Deputy Secretary of State Warren Christopher, and the Algerian negotiators for their efforts in securing the safe release of the 52 American hostages from Iran, and President Reagan for designating former President Carter to greet the freed hostages. **Pages 1137–1140**

Committee Elections: House agreed to H. Res. 44, designating majority membership on certain standing committees of the House; and

House agreed to H. Res. 45, designating minority membership on certain standing committees of the House. Rejected a motion to commit the resolution to a select committee with instructions to report it back containing an amendment in the nature of a substitute to provide for two additional minority members on the Committee on Ways and Means (rejected by a yea-and-nay vote of 172 yeas to 221 nays, Roll No. 7). **Pages 1140–1148**

Joint Economic Committee: The Speaker appointed the following Members as members of the Joint Economic Committee on the part of the House: Representatives Reuss, Bolling, Hamilton, Long of Louisiana, Mitchell of Maryland, Richmond, Brown of Ohio, Heckler, Rousselot, and Wylie. **Page 1148**

Meeting Hour: Agreed that the House will meet at 2 p.m. on Thursday, January 29. **Page 1148**

Quorum Calls—Votes: One yea-and-nay vote developed during the proceedings of the House today and appears on pages 1114–1149. There were no quorum calls.

Adjournment: Adjourned at 5:35 p.m.

Committee Meetings

COMMITTEE ORGANIZATION

Committee on the Budget: Met for organizational purposes.

DIGITAL DATA COMMUNICATION NETWORK

Committee on House Administration: Policy Group on Information and Computers held a hearing on the feasibility of the Digital Data Communication Network for the House. Testimony was heard from a technical advisory panel composed of representatives from industry and science.

Hearings continue tomorrow.

NASA

Committee on Science and Technology: Held a hearing on NASA fiscal year 1982 budget posture. Testimony was heard from Dr. Alan M. Lovelace, Deputy Administrator, NASA.

NSF

Committee on Science and Technology: Held a hearing on NSF fiscal year 1982 budget posture. Testimony was heard from Dr. Donald N. Langenberg, Deputy Director, NSF and Herbert Doan, Vice Chairman, National Science Board, NSF.

Joint Committee Meeting

JEC—ANNUAL REPORT

Joint Economic Committee: Committee continued hearings to review the economic outlook for 1981 in preparation of its forthcoming annual report, receiving testimony on income distribution effects of Federal policy from Barbara Bergmann, University of Maryland, College Park; Sheldon Danziger, University of Wisconsin, Madison; and George Gilder, International Center for Economic Policy Studies, New York City.

Hearings continue tomorrow.

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Thursday, January 29, 1981

Senate

Chamber Action

Routine Proceedings, pages 1221–1300

Bills Introduced: Thirty-six bills and fourteen resolutions were introduced, as follows: S. 306–341, S.J. Res. 22–25, and S. Res. 43–52. **Pages 1262–1264, 1267, 1283–1286**

Bills Reported: Reports were made as follows:

S. Res. 43, requesting $1,325,000 in operating expenses of the Committee on Agriculture, Nutrition, and Forestry. Referred to the Committee on Rules and Administration.

S. Res. 45, requesting $908,946 in operating expenses of the Special Committee on Aging. Referred to the Committee on Rules and Administration.

S. Res. 49, requesting $2,186,000 in operating expenses of the Committee on Environment and Public Works. Referred to the Committee on Rules and Administration.

S. Res. 50, requesting $2,693,632 in operating expenses of the Committee on the Budget. Referred to the Committee on Rules and Administration.

S. Res. 51, requesting $567,324 in operating expenses of the Select Committee on Indian Affairs. Referred to the Committee on Rules and Administration.

S. Res. 52, requesting $3,219,146 in operating expenses of the Committee on Commerce, Science, and Transportation. Referred to the Committee on Rules and Administration. **Page 1266**

Measures Agreed To:

Payment of severance pay and annual leave: Senate agreed to S. Res. 46, clarifying the method of payment of severance pay and annual leave. **Pages 1262–1263**

Deputy Senate Legal Counsel: Senate agreed to S. Res. 47, providing that the appointment of M. Elizabeth Culbreth to be Deputy Senate Legal Counsel made by the President pro tempore of the Senate on January 28, 1981, become effective on February 2, 1981, and that the term of service of the appointee shall expire at the end of the 98th Congress. **Page 1263**

Election of Senate Chaplain: Senate agreed to S. Res. 48, electing Dr. Richard C. Halverson, of Maryland, as Chaplain of the United States Senate.

Pages 1263–1264

Confirmations: Senate confirmed the following nominations:

By unanimous vote of 81 yeas, Jeane J. Kirkpatrick, of Maryland, to be the Representative of the United States to the United Nations with the rank and status of Ambassador, and the Representative of the United States in the Security Council of the United Nations.

Pages 1238–1247

Darrell M. Trent, of California, to be Deputy Secretary of Transportation. **Page 1248**

John F. Lehman, Jr., of Virginia, to be Secretary of the Navy. **Page 1249**

John O. Marsh, Jr., of Virginia, to be Secretary of the Army. **Pages 1248–1249**

Authority To Receive Messages: The Secretary of the Senate was authorized to receive messages from the President of the United States and the House of Representatives during the recess of the Senate over until Friday, January 30, and Tuesday, February 3, and they were authorized to be appropriately referred. **Page 1264**

Authority To Sign Measures: The President of the Senate, the President pro tempore and the Acting President pro tempore were authorized to sign duly enrolled bills and joint resolutions during the recess of the

Senate over until Friday, January 30, and Tuesday, February 3. Page 1264

Presidential Message: Senate received a message from the President of the United States reporting a proposal to rescind $1.5 million in funds appropriated for the Council on Wage and Price Stability, which was referred to the Committee on Appropriations, the Committee on the Budget, and the Committee on Banking, Housing, and Urban Affairs, jointly, pursuant to order of January 30, 1975 (PM–28). Page 1266

Messages From the President: Page 1266

Messages From the House: Page 1266

Statements on Introduced Bills: Pages 1267–1283

Amendments Submitted for Printing: Page 1286

Notices of Committee Hearings: Page 1286

Additional Statements: Pages 1286–1295

Confirmations: Page 1300

Record Vote: One record vote was taken today (Total—18). Page 1247

Recess: Senate met at 10:15 a.m., and recessed at 5:08 p.m., until 11 a.m., on Friday, January 30, 1981, for a pro forma session.

Committee Meetings

STATE OF THE U.S. ECONOMY

Committee on Appropriations: Committee continued hearings to review the proposed budget for fiscal year 1982 and the state of the U.S. economy, receiving testimony from Alice M. Rivlin, Director, Congressional Budget Office; Janet L. Norwood, Commissioner of Labor Statistics, Department of Labor; Elmer B. Staats, Comptroller General of the U.S. General Accounting Office; and Charles Schultze, Brookings Institute, W. Bowman Cutter, Coopers & Lybrand, and Rudolph Penner, American Enterprise Institute, all of Washington, D.C.

Hearings continue tomorrow.

DOD AUTHORIZATIONS

Committee on Armed Services: Committee met in closed session on the readiness and budget allocation in review of the fiscal year 1982 authorization requests for military programs of the Department of Defense. Testimony was received from General David C. Jones, Chairman, Joint Chiefs of Staff; General Edward C. Meyer, Chief of Army Staff; Admiral Thomas B. Hayward, Chief of Naval Operations; General Lew Allen, Jr., Chief of Air Force Staff: and General Robert H. Barrow, Commandant, U.S. Marine Corps.

Hearings were recessed subject to call.

COMMITTEE BUDGET AND RULES

Committee on the Budget: On Wednesday, January 28, committee ordered favorably reported an original resolution (S. Res. 50) requesting $2,693,632 in operating expenses of the committee through February 1982.

Also, committee adopted its rules of procedure for the 97th Congress.

COMMITTEE BUDGET

Committee on Commerce, Science, and Transportation: Committee approved for reporting an original resolution (S. Res. 52) requesting $3,219,146 in operating expenses of the committee through February 1982.

COMMITTEE BUDGET

Committee on Environment and Public Works: Committee approved for reporting an original resolution (S. Res. 49), requesting $2,186,000 in operating expenses of the committee through February 1982.

SUBCOMMITTEE ASSIGNMENTS

Committee on Finance: Committee announced the following subcommittee assignments:

Taxation and Debt Management

Senators Packwood (Chairman), Danforth, Chafee, Wallop, Armstrong, Harry F. Byrd, Jr., Bentsen, Matsunaga, and Long.

International Trade

Senators Danforth (Chairman), Roth, Chafee, Heinz, Wallop, Armstrong, Grassley, Symms, Bentsen, Matsunaga, Moynihan, Boren, Bradley, Harry F. Byrd, Jr., and Baucus.

Savings, Pensions and Investment Policy

Senators Chafee (Chairman), Packwood, Roth, Matsunaga, and Mitchell.

Economic Growth, Employment and Revenue Sharing

Senators Heinz (Chairman), Roth, Mitchell, and Moynihan.

Energy and Agricultural Taxation

Senators Wallop (Chairman), Symms, Durenberger, Bradley, Mitchell, and Bentsen.

Health

Senators Durenberger (Chairman), Dole, Packwood, Heinz, Baucus, Bradley, and Long.

Social Security and Income Maintenance Programs

Senators Armstrong (Chairman), Durenberger, Danforth, Dole, Moynihan, Boren, and Long.

Estate and Gift Taxation

Senators Symms (Chairman), Grassley, Boren, and Harry F. Byrd, Jr.

Oversight of the Internal Revenue Service

Senators Grassley (Chairman), Dole, and Baucus.

COMMITTEE BUDGET

Committee on the Judiciary: Committee ordered favorably reported an original resolution (S. Res. 53) requesting $4,295,722 in operating expenses of the committee through February 1982.

NOMINATION—LABOR

Committee on Labor and Human Resources: Committee ordered favorably reported the nomination of Raymond J. Donovan, of New Jersey, to be Secretary of Labor.

Also, committee announced the following subcommittee assignments:

Labor

Senators Nickles (Chairman), Hatch, East, Stafford, Quayle, Hawkins, Williams, Kennedy, Randolph, and Riegle.

Education

Senators Stafford (Chairman), East, Quayle, Weicker, Denton, Pell, Kennedy, Randolph, and Eagleton.

Employment and Productivity

Senators Quayle (Chairman), Hawkins, Nickles, Hatch, Metzenbaum, Kennedy, and Pell.

Handicapped

Senators Weicker (Chairman), Stafford, East, Nickles, Randolph, Williams, and Eagleton.

Alcoholism and Drug Abuse

Senators Humphrey (Chairman), Denton, Hatch, Riegle, and Williams.

Aging, Family and Human Services

Senators Denton (Chairman), Weicker, Humphrey, Eagleton, and Metzenbaum.

Investigations and General Oversight

Senators Hawkins (Chairman), Humphrey, and Kennedy.

COMMITTEE BUDGET

Select Committee on Indian Affairs: Committee ordered favorably reported an original resolution (S. Res. 51), requesting $567,224 in operating expenses of the committee through February 1982.

COMMITTEE BUDGET

Special Committee on Aging: Committee ordered favorably reported an original resolution (S. Res. 45), requesting $908,046 in operating expenses of the committee through February 1982.

House of Representatives

Chamber Action

Bills Introduced: 26 public bills, H.R. 1486–1511; 1 private bill, H.R. 1512; and 3 resolutions, H. Con. Res. 47, and H. Res. 49 and 50 were introduced.

Pages 1320–1321

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Wright as Speaker pro tempore for today. Page 1301

Resignation: Read and accepted a letter of resignation from Representative Stockman wherein he resigns from the House of Representatives effective January 27, 1981. Page 1301

House Counsel for Court Cases: House agreed to H. Res. 49, authorizing the Speaker to retain counsel to protect the interests of the House before the court in the cases of Chadha v. Immigration and Naturalization Service and of Consumer Energy Council of America et al. v. Federal Energy Regulatory Commission. Page 1304

Referral: One Senate-passed measure was referred to the appropriate House committee. Page 1318

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Adjourned at 2:40 p.m.

Committee Meetings

COMMITTEE ORGANIZATION

Committee on Appropriations: Met for organizational purposes.

WORLDWIDE INTELLIGENCE UPDATE

Committee on Armed Services: Met in executive session to receive a classified CIA worldwide intelligence update briefing. The Committee was briefed by representatives of the CIA.

FIRST BUDGET RESOLUTION

Committee on the Budget: Began hearings in preparation for the First Budget Resolution for fiscal year 1982. Testimony was heard from public witnesses.

Hearings continue February 3.

COMMITTEE ORGANIZATION

Committee on House Administration: Met for organizational purposes.

DIGITAL DATA COMMUNICATION NETWORK

Committee on House Administration: Policy Group on Information and Computers concluded hearings on the feasibility of the Digital Data Communication Network for the House. Testimony was heard from a technical advisory panel composed of representatives from government, industry and science.

COMMITTEE ORGANIZATION

Committee on Ways and Means: Met in executive session for organizational purposes.

JEC—ANNUAL REPORT

Joint Economic Committee: Committee continued hearings in preparation of its forthcoming annual report, receiving testimony on regional balance and economic policy and the recent Presidential report, *Urban*

America in the Eighties, from Donald Hicks, President's Commission for a National Agenda for the Eighties; Tom Cochran, Northeast-Midwest Coalition, Washington, D.C.; Bernard Weinstein, University of Texas, Dallas; Mayor David Rusk, Albuquerque, New Mexico; and Felix Royatyn, Lazard Freres, New York City.

Hearings continue on Thursday, February 5.

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Friday, January 30, 1981

Senate

Chamber Action

Routine Proceedings, pages 1349–1373

Bills Introduced: Nine bills and five resolutions were introduced, as follows: S. 342–350; S. Res. 53–57.

Pages 1350, 1368–1369

Bills Reported: Reports were made as follows:

S. Res. 53, requesting $4,295,722 in operating expenses of the Committee on the Judiciary. Referred to the Committee on Rules and Administration.

S. Res. 54, requesting $1,670,000 in operating expenses of the Select Committee on Intelligence. Referred to the Committee on Rules and Administration.

S. Res. 55, requesting $3,791,203 in operating expenses of the Committee on Appropriations. Referred to the Committee on Rules and Administration.

S. Res. 56, requesting $2,039,259 in operating expenses of the Committee on Energy and Natural Resources. Referred to the Committee on Rules and Administration.

S. Res. 57, requesting $4,732,526 in operating expenses of the Committee on Governmental Affairs. Referred to the Committee on Rules and Administration.

Page 1350

Communications: Page 1349

Statements on Introduced Bills: Pages 1350–1368

Notices of Committee Hearings: Page 1370

Additional Statements: Pages 1371–1373

Recess: Senate met at 11 a.m., in pro forma session, and recessed at 11:01 a.m., until 10:15 a.m., on Tuesday, February 3, 1981.

Committee Meetings

STATE OF THE U.S. ECONOMY

Committee on Appropriations: Committee concluded hearings to review the proposed budget for fiscal year 1982 and the state of the U.S. economy, receiving testimony from Rudolph Oswald, AFL–CIO, Richard W. Rahn, Chamber of Commerce of the U.S., Eugene J. McAllister, The Heritage Foundation, William Worthen, William Shaker, and Lewis K. Uhler, all of the National Tax Limitation Committee, and Althea L. Simmons, representing the National Association for the Advancement of Colored People, all of Washington, D.C.; and Wilson S. Johnson, National Federation of Independent Business, San Mateo, California.

COMMITTEE BUDGET

Committee on Energy and Natural Resources: Committee ordered favorably reported an original resolution requesting $2,039,259 in operating expenses of the committee through February 1982.

COMMITTEE BUDGET

Committee on Governmental Affairs: Committee approved for reporting an original resolution (S. Res. 57) requesting $4,732,526 in operating expenses of the committee through February 1982.

COMMITTEE BUDGET/RULES

Committee on Veterans' Affairs: Committee ordered favorably reported an original resolution (S. Res. 61) requesting $748,630 in operating exxpenses of the committee through February 1982.

Also, committee adopted its rules of procedure for the 97th Congress.

COMMITTEE BUDGET

Select Committee on Intelligence: On Thursday, January 29, the committee approved for reporting an original resolution (S. Res. 54) requesting $1,670,000 in operating expenses of the committee through February 1982.

House of Representatives

Chamber Action

Bills Introduced: 12 public bills, H.R. 1513–1524; and 2 resolutions, H. Con. Res. 48 and H. Res. 51, were introduced. Pages 1376–1377

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Alexander to act as Speaker pro tempore today. Page 1374

Presidential Message—Budget Rescission: Read a message from the President wherein he reports a proposal to rescind $1.5 million appropriated for the Council on Wage and Price Stability—referred to the Committee on Appropriations and ordered printed (H. Doc. 97–16). Page 1374

Legislative Program: Agreed to adjourn from Friday to Monday. Page 1375

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Adjourned at 11:11 a.m.

Committee Meetings

No committee meetings were held.

Monday, February 2, 1981

Senate

Chamber Action

The Senate was not in session today. It will next meet at 10:15 a.m. on Tuesday, February 3.

Committee Meetings

SUBCOMMITTEE BUSINESS

Committee on Appropriations: Subcommittee on Transportation held an organizational business meeting, but made no announcements.

Subcommittee will meet again on Tuesday, February 17.

NOMINATION—STATE

Committee on Foreign Relations: Committee concluded hearings on the nomination of William P. Clark, of California, to be Deputy Secretary of State, after the nominee, who was introduced by Senator Hayakawa, testified and answered questions in his own behalf.

COMMITTEE BUSINESS

Select Committee on Ethics: Committee met in closed session, but made no announcements, and will meet again on Wednesday, February 4.

House of Representatives

Chamber Action

Bills Introduced: 18 public bills, H.R. 1525–1542; 10 private bills, H.R. 1543–1552; and 4 resolutions, H.J. Res. 150 and 151, and H. Res. 52 and 53, were introduced. Pages 1397–1398

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Moakley to act as Speaker pro tempore today. Page 1390

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Adjourned at 12:16 p.m.

Committee Meetings

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development began hearings on Corps of Engineers. Testimony was heard from Lt. Gen. J. K. Bratton, Chief of Engineers and Maj. Gen. E. R. Heiberg III, Director of Civil Works.

Hearings continue tomorrow.

COMMITTEE ORGANIZATION

Committee on Armed Services: Met for organizational purposes.

◆◆◆◆◆◆◆◆◆◆◆◆

Tuesday, February 3, 1981

Senate

Chamber Action

Routine Proceedings, pages 1421–1539

Bills Introduced: Forty-one bills and seven resolutions were introduced, as follows: S. 351–391, S.J. Res. 26, S. Con. Res. 4–5, and S. Res. 58–61. Pages 1431, 1437, 1493–1494, 1524–1526

Bills Reported: Reports were made as follows:

S. Res. 60, requesting $1,569,400 in operating expenses of the Committee on Armed Services. Referred to the Committee on Rules and Administration.

S. Res. 61, requesting $748,630 in operating expenses of the Committee on Veterans' Affairs. Referred to the Committee on Rules and Administration. Page 1493

Measures Passed:

Commending John T. McEvoy: Senate agreed to S. Res. 58, commending John T. McEvoy, for his service to the Senate. Page 1431

Commending Robert S. Boyd: Senate agreed to S. Res. 59, commending Robert S. Boyd, for his service to the Senate. Page 1437

Joint Committee on Printing membership: Senate passed S. 272, increasing the membership of the Joint Committee on Printing. Pages 1432–1433

Committee expenditures: Senate agreed to S. Res. 35, requesting $1,273,800 in operating expenses of the Committee on Rules and Administration through February 1982. Page 1433

Joint committee Senate membership: Senate agreed to S. Res. 36, providing for members on the part of the Senate on the Joint Committee on Printing and the Joint Committee on the Library of Congress. Page 1433

Gratuity: Senate agreed to S. Res. 37, to pay a gratuity to the survivor of a deceased Senate employee. Page 1433

Gratuity: Senate agreed to S. Res. 38, to pay a gratuity to the survivor of a deceased Senate employee. Page 1433

Confirmations: Senate confirmed the following nominations:

By 80 yeas to 17 nays, Raymond J. Donovan, of New Jersey, to be Secretary of Labor. Pages 1439–1466

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Résumé of Congressional Activity

FIRST SESSION OF THE NINETY-SEVENTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 5 through January 31, 1981

	Senate	*House*	*Total*
Days in session	13	13	..
Time in session	36 hrs., 38′	15 hrs., 44′	..
Congressional Record:			
Pages of proceedings	832	280	1,112
Extensions of Remarks	..	..	274
Public bills enacted into law	1	..	1
Private bills enacted into law	..	..	..
Bills in conference	..	..	..
Bills through conference	..	..	..
Measures passed, total	32	20	52
Senate bills	2	1	..
House bills	..	..	..
Senate joint resolutions	1	1	..
House joint resolutions	..	..	..
Senate concurrent resolutions	2	2	..
House concurrent resolutions	..	..	..
Simple resolutions	27	15	..
Measures reported, total	*21	* ..	21
Senate bills	1	..	..
House bills	..	..	..
Senate joint resolutions	..	..	..
House joint resolutions	..	..	..
Senate concurrent resolutions	..	..	..
House concurrent resolutions	..	..	..
Simple resolutions	19	..	..
Special reports	1	..	..
Conference reports	..	..	..
Measures pending on calendar	5	..	..
Measures introduced, total	435	1,772	2,207
Bills	350	1,524	..
Joint resolutions	25	149	..
Concurrent resolutions	3	48	..
Simple resolutions	57	51	..
Quorum calls	4	3	..
Yea-and-nay votes	18	4	..
Recorded votes	..	..	..
Bills vetoed	..	..	..
Vetoes overridden	..	..	..

*These figures include all measures reported, even if there was no accompanying report. A total of 2 reports have been filed in the Senate, no reports have been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 5 through January 31, 1981

Army nominations, totaling 1,351, disposed of as follows:

Confirmed	1,261
Unconfirmed	90

Navy nominations, totaling 765, disposed of as follows:

Confirmed	765

Air Force nominations, totaling 346, disposed of as follows:

Confirmed	346

Marine Corps nominations, totaling 810, disposed of as follows:

Confirmed	810

Civilian nominations, totaling 1,062, disposed of as follows:

Confirmed	19
Unconfirmed	1,016
Withdrawn	27

Summary

Total nominations received	4,334
Total confirmed	3,201
Total unconfirmed	1,106
Total withdrawn	27

By 91 yeas to 6 nays, Frank C. Carlucci, of Virginia, to be Deputy Secretary of Defense. Pages 1467–1477

Executive Report: Senate received an Executive Report on the nomination of Raymond J. Donovan, of New Jersey, to be Secretary of Labor. (S. Exec. Rept. No. 97-3) Page 1350

Nominations: Senate received the following nominations during the recess of the Senate:

On January 30:

Edward C. Schmults, of Connecticut, to be Deputy Attorney General.

Donald I. Hovde, of Wisconsin, to be Under Secretary of Housing and Urban Development.

Murray L. Weidenbaum, of Missouri, to be a Member of the Council of Economic Advisers.

Edwin L. Harper, of Missouri, to be Deputy Director of the Office of Management and Budget.

On February 2:

R. T. McNamar, of California, to be Deputy Secretary of the Treasury.

W. Dennis Thomas, of Maryland, to be a Deputy Under Secretary of the Treasury.

Donald P. Hodel, of Oregon, to be Under Secretary of the Interior.

Received today:

James L. Buckley, of Connecticut, to be Under Secretary of State for Coordinating Security Assistance Programs.

Richard T. Kennedy, of the District of Columbia, to be Under Secretary of State for Management.

Walter J. Stoessel, Jr., of California, to be Under Secretary of State for Political Affairs.

Richard Fairbanks, of the District of Columbia, to be an Assistant Secretary of State.

Robert C. McFarlane, of Maryland, to be Counselor of the Department of State.

M. Peter McPherson, of Maryland, to be Administrator of the Agency for International Development.

Richard E. Lyng, of Virginia, to be Deputy Secretary of Agriculture.

Vice Admiral B. R. Inman, to be Deputy Director of Central Intelligence, with the rank of Admiral, while so serving. Page 1438

Presidential Message: Senate received a message from the President during the recess of the Senate on January 30, 1981, transmitting the 1982 Budget of the District of Columbia, which was referred to the Committee on Governmental Affairs (PM-29). Page 1492

Messages From the President: Page 1492
Communications: Pages 1492–1493
Statements on Introduced Bills: Pages 1494–1523
Committee Authority to Meet: Page 1526
Additional Statements: Pages 1526–1532
Nominations: Pages 1539–1540
Confirmations: Page 1540

Record Votes: Two record votes were taken today (Total—20). Pages 1466, 1476

Recess: Senate met at 10:15 a.m., and recessed at 6:58 p.m., until 9:15 a.m., on Thursday, February 5, 1981. (For Senate's program see remarks of Senator Baker on pages 1466–1467, 1532.)

Committee Meetings

APPROPRIATIONS—CORPS OF ENGINEERS

Committee on Appropriations: Subcommittee on Energy and Water Development began hearings on proposed budget estimates for fiscal year 1982 for certain programs of the U.S. Army Corps of Engineers, receiving testimony from Lt. General Joseph K. Bratton, Chief of Army Engineers, Major General E. R. Heiberg, Director of Civil Works, Major General Bennett L. Lewis, Division Engineer, North Atlantic Division, and Colonel C. A. Selleck, Jr., Division Engineer, Missouri River Division, all of the U.S. Army Corps of Engineers.

Hearings continue tomorrow.

APPROPRIATIONS—LABOR

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education began hearings on proposed budget estimates for fiscal year 1982 for employment and training administration programs of the Department of Labor, receiving testimony from Lawrence E. Weatherford, Jr., Acting Deputy Assistant Secretary of Labor for Employment and Training, who was accompanied by several of his associates.

Hearings continue tomorrow.

BUSINESS MEETING

Committee on Armed Services: Committee held a business meeting where it took the following actions:

(1) Ordered favorably reported an original resolution (S. Res. 60), requesting $1,569,400 in operating expenses of the committee through February 1982;

(2) Approved for reporting the nomination of Vice Admiral B. R. Inman, to be Deputy Director of Central Intelligence; and

(3) Announced subcommittee assignments as follows:

Military Construction

Senators Thurmond (Chairman), Warner, Humphrey, Denton, Hart, Jackson, Cannon, and Exon.

Tactical Warfare

Senators Goldwater (Chairman), Thurmond, Warner, Jepsen, Cannon, Harry F. Byrd, Jr., and Levin.

Strategic and Theater Nuclear Forces

Senators Warner (Chairman), Thurmond, Goldwater, Cohen, Quayle, Jackson, Cannon, Nunn, Hart, and Exon.

Preparedness

Senators Humphrey (Chairman), Goldwater, Jepsen, Levin, and Jackson.

Sea Power and Force Projection

Senators Cohen (Chairman), Humphrey, Quayle, Denton, Harry F. Byrd, Jr., Nunn, and Hart.

Manpower and Personnel

Senators Jepsen (Chairman), Cohen, Quayle, Denton, Exon, Harry F. Byrd, Jr., and Nunn.

DOD AUTHORIZATIONS

Committee on Armed Services: Committee resumed hearings on proposed fiscal year 1982 authorizations for the Department of Defense, receiving testimony in behalf of funds for Army programs from John O. Marsh, Jr., Secretary of the Army, and General Edward C. Meyer, Chief of Army Staff.

Hearings continue on Thursday, February 5.

NOMINATION—STATE

Committee on Foreign Relations: Committee ordered favorably reported the nomination of William P. Clark, of California, to be Deputy Secretary of State.

Also, committee approved for reporting a foreign service officer list dated January 5, 1981.

NOMINATION—CENTRAL INTELLIGENCE

Select Committee on Intelligence: Committee ordered favorably reported the nomination of Vice Admiral B. R. Inman, to be Deputy Director of Central Intelligence.

Prior to this action, committee concluded hearings on the nomination of Admiral Inman, after the nominee, who was introduced by Senators Tower and Bentsen, testified and answered questions in his own behalf.

Committee recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 55 public bills, H.R. 1553–1607; 30 private bills, H.R. 1608–1637; and 15 resolutions, H.J. Res. 152–159, and H. Con. Res. 49–55 were introduced.

Pages 1600–1604

Bill Reported: One report was filed as follows: H.R. 1553, to provide for a temporary increase in the public debt limit (H. Rept. 97–1). Page 1600

Late Report: Committee on Ways and Means received permission to have until midnight tonight to file a report on H.R. 1553, to provide for a temporary increase in the public debt limit. Page 1543

Technology Assessment Board: The Speaker appointed as members of the Technology Assessment Board the following Members on the part of the House: Representatives Udall, Brown of California, Dingell, Winn, Miller of Ohio, and Evans of Iowa.

Page 1543

Permanent Select Committee on Intelligence: The Speaker appointed as members of the Permanent Select Committee on Intelligence the following Members of the House: Representatives Boland (chairman), Zablocki, Rose, Mazzoli, Mineta, Fowler, Gore, and Stump. Page 1543

Presidential Message—District of Columbia Budget: Read a message from the President wherein he transmits the 1982 Budget of the District of Columbia—referred to the Committee on Appropriations and ordered printed (H. Doc. 97–17). Page 1546

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page H352.

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Adjourned at 2:14 p.m.

Committee Meetings

WORLDWIDE INTELLIGENCE

Committee on Appropriations: Subcommittee on Defense met in executive session to receive a worldwide intelligence briefing. The Subcommittee was briefed by William J. Casey, Director, Central Intelligence Agency.

Will continue tomorrow.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development continued hearings on Corps of Engineers, in particular North Atlantic Division and Missouri River Division. Testimony was heard from Maj. Gen. Bennett L. Lewis and Col. C. A. Selleck.

Hearings continue tomorrow.

HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held a hearing on American Battle Monument Commission and Cemeterial Expenses, Army. Testimony was heard from Adm. James L. Holloway III, USN (Ret.), Commissioner, American Battle Monuments and Col. Ann Smith, Director of Casualty and Memorial Affairs, Office of Adjutant General, U.S. Army.

LEGISLATIVE BRANCH APPROPRIATIONS

Committee on Appropriations: Subcommittee on Legislative Branch held a hearing on Library of Congress.

Testimony was heard from Daniel J. Boorstin, Librarian of Congress.

THE JUDICIARY

Committee on Appropriations: Subcommittee on State, Justice, Commerce, Judiciary held a hearing on The Judiciary. Testimony was heard from Edward Re, Chief Judge, U.S. Court of International Trade; Daniel Friedman, Chief Judge, Court of Claims; William E. Foley, Director, Administrative Office of U.S. Courts; Leo Levin, Director, Federal Judicial Center; Howard T. Markey, Chief Judge, Court of Customs and Patent Appeals; Robert E. Maxwell, Chief Judge, U.S. District Court, Northern District of West Virginia and Charles Clark, Judge, U.S. Court of Appeals, 5th Circuit.

Hearings continue tomorrow.

DEPARTMENT OF DEFENSE REQUEST

Committee on Armed Services: Began hearings on the fiscal year 1982 Department of Defense request. Testimony was heard from Jack R. Borsting, Assistant Secretary of Defense (Comptroller).

Hearings continue tomorrow.

FIRST BUDGET RESOLUTION

Committee on the Budget: Continued hearings in preparation for the First Budget Resolution for fiscal year 1982, with emphasis on possible programmatic reductions for fiscal year 1982. Testimony was heard from Alice M. Rivlin, Director, Congressional Budget Office.

COMMITTEE ORGANIZATION

Committee on Energy and Commerce: Met for organizational purposes.

COMMITTEE ORGANIZATION

Committee on Government Operations: Met for organizational purposes.

COMMITTEE ORGANIZATION

Committee on Interior and Insular Affairs: Met for organizational purposes.

COMMITTEE ORGANIZATION

Committee on Rules: Met for organizational purposes.

PUBLIC DEBT LIMIT

Committee on Ways and Means: Ordered reported H.R. 1553, to provide for a temporary increase in the public debt limit.

Prior to this action, the Committee held a hearing on this legislation. Testimony was heard from Donald T. Regan, Secretary of the Treasury, and David A. Stockman, Director, Office of Management and Budget.

Wednesday, February 4, 1981

Senate

Chamber Action

The Senate was not in session today. It will next meet at 9:15 a.m., Thursday, February 5.

Committee Meetings

APPROPRIATIONS—LABOR

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education continued hearings on proposed budget estimates for fiscal year 1982 for employment and training administration programs of the Department of Labor, receiving testimony in behalf of funds for their respective activities from Craig A. Berrington, Deputy Assistant Secretary for Employment Standards, Hilary M. Sheply, Acting Deputy Assistant Secretary for Labor-Management Relations, Eckehard Muessig, Deputy Assistant Secretary for Mine Safety and Health Administration, and David C. Ziegler, Acting Deputy Assistant Secretary for the Occupational Safety and Health Administration, all of the Department of Labor; and Robert E. Nagle, Executive Director, Pension Benefit Guaranty Corporation.

Hearings continue tomorrow.

APPROPRIATIONS—CORPS OF ENGINEERS

Committee on Appropriations: Subcommittee on Energy and Water Development continued hearings on proposed budget estimates for fiscal year 1982 for certain programs of the U.S. Army Corps of Engineers, receiving testimony from Major General William E. Read, Division Engineer, Lower Mississippi Valley Division, and Brigadier General Scott B. Smith, Division Engineer, North Central Division.

Hearings continue tomorrow.

COMMITTEE BUDGET AND RULES

Committee on Banking, Housing, and Urban Affairs: Committee ordered favorably reported an original resolution requesting $1,583,411 in operating expenses of the committee through February 1982.

Also, committee adopted its rules of procedure for the 97th Congress.

Committee will meet again tomorrow.

NOMINATION—TRANSPORTATION

Committee on Environment and Public Works: Committee approved the prospective nomination of Ray A. Barnhart, of Texas, to be Administrator, Federal Highway Administration, Department of Transportation.

Prior to this action, committee concluded hearings on the nomination of Mr. Barnhart, after the nominee-designate, who was introduced by Senators Tower and Bentsen, testified and answered questions in his own behalf.

DEBT LIMIT EXTENSION

Committee on Finance: Committee ordered favorably reported an original bill (S. 393) increasing and extending the public debt limit through September 30, 1981.

Prior to this action, the Subcommittee on Taxation and Debt Management concluded hearings on proposed legislation to extend the temporary limit on the public debt, after receiving testimony from Donald T. Regan, Secretary of the Treasury.

BUSINESS MEETING

Select Committee on Ethics: Committee met to further discuss proposed revisions to the Senate Code of Official Conduct, but made no announcements and recessed subject to call.

ESTATE TAX IMPACT ON WOMEN

Special Committee on Aging: Committee concluded hearings on the impact of Federal estate tax policies on rural women, after receiving testimony from Charlotte Conable, George Washington University, Ruth Kobell, National Farmers Union, and Susan French Cornelius, all of Washington, D.C.; and Laura Lane, Philadelphia, Pennsylvania.

House of Representatives

Chamber Action

Bills Introduced: 43 public bills, H.R. 1638–1680; 2 private bills, H.R. 1681–1682; and 13 resolutions, H.J. Res. 160–165, H. Con. Res. 56 and 57, and H. Res. 54–58 were introduced. **Pages 1650–1652**

Report Filed: One report was filed as follows: H. Res. 54, providing for the consideration of H.R. 1553, to provide for a temporary increase in the public debt limit (H. Rept. 97–2). **Page 1650**

Committee Rules: By unanimous consent, agreed that all committees may have until February 27, 1981, to publish their committee rules in the Congressional Record. **Page 1636**

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Adjourned at 3:32 p.m.

Committee Meetings

COMMITTEE ORGANIZATION

Committee on Agriculture: Met for organizational purposes.

AGRICULTURAL APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture held a hearing on Agricultural Outlook. Testimony was heard from J. Dawson Ahalt, Chairman, World Food and Agricultural Outlook and Situation Board, USDA.

WORLDWIDE INTELLIGENCE

Committee on Appropriations: Subcommittee on Defense met in executive session to conclude a worldwide intelligence briefing. The Subcommittee was briefed by William J. Casey, Director, Central Intelligence Agency.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development continued hearings on Corps of Engineers, in particular Lower Mississippi Valley Division and North Central Division. Testimony was heard from Maj. Gen. William E. Read and Brig. Gen. Scott B. Smith.

Hearings continue tomorrow.

HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held a hearing on Consumer Information Center and National Institute of Building Sciences. Testimony was heard from Dave Peterson, Director, Consumer Information Center and the following representatives of the National Institute of Building Sciences: Bill Floyd, Vice Chairman, Board of Directors and Gene Brewer, President.

LABOR-HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW held a hearing on Railroad Retirement Board and National Mediation Board. Testimony was heard from representatives of the Railroad Retirement Board and the National Mediation Board.

LEGISLATIVE BRANCH APPROPRIATIONS

Committee on Appropriations: Subcommittee on Legislative Branch held a hearing on Congressional Budget Office. Testimony was heard from Alice M. Rivlin, Director, Congressional Budget Office.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on Defense Budget Overview. Testimony was heard from Jack R. Borsting, Assistant Secretary of Defense (Comptroller).

INTELLIGENCE OVERVIEW

Committee on Appropriations: Subcommittee on Military Construction met in executive session to receive an Intelligence Overview Briefing. The Subcommittee

was briefed by representatives of the Defense Intelligence Agency.

STATE–JUSTICE–COMMERCE AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on State, Justice, Commerce, Judiciary concluded hearings on the Judiciary. Testimony was heard from William H. Rehnquist, Associate Justice, U.S. Supreme Court; Lewis F. Powell, Jr., Associate Justice, U.S. Supreme Court; Robert E. Maxwell, Chief Judge, U.S. District Court, Northern District of West Virginia and Robert H. Kelley, U.S. Bankruptcy Judge, Eastern District of Tennessee.

DEPARTMENT OF DEFENSE REQUEST

Committee on Armed Services: Continued hearings on the fiscal year 1982 Department of Defense request. Testimony was heard from Gen. David C. Jones, USAF, Chairman, Joint Chiefs of Staff; Gen. Edward C. Meyer, Chief of Staff of the Army; Adm. Thomas B. Hayward, Chief of Naval Operations; Gen. Robert H. Barrow, Commandant of the Marine Corps and Gen. Lew Allen, Jr., Chief of Staff of the Air Force.

Hearings continue tomorrow.

COMMITTEE ORGANIZATION

Committee on Armed Services: Subcommittee on Investigations met for organizational purposes.

WOMEN AND HEALTH

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on Women and Health. Testimony was heard from public witnesses.

COMMITTEE ORGANIZATION

Committee on Government Operations: Subcommittee on Manpower and Housing met for organizational purposes.

COMMITTEE BUDGET

Committee on Interior and Insular Affairs: Met and approved Committee budget for the first session of the 97th Congress.

PUBLIC DEBT LIMIT

Committee on Rules: Granted a modified closed rule providing for one hour of debate on H.R. 1553, to provide for a temporary increase in the public debt limit. Testimony was heard from Chairman Rostenkowski.

COMMITTEE ORGANIZATION

Committee on Veterans' Affairs: Met for organizational purposes.

COMMITTEE BUDGET

Committee on Ways and Means: Met in executive session and approved Committee budget for the first session of the 97th Congress.

COMMITTEE ORGANIZATION

Committee on Ways and Means: Subcommittee on Social Security met for organizational purposes.

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Thursday, February 5, 1981

Senate

Chamber Action

Routine Proceedings, pages 1709–1870

Bills Introduced: Forty-two bills and four resolutions were introduced, as follows: S. 392–433, S.J. Res. 27, S. Con. Res. 6, and S. Res. 62–63.

Pages 1774–1775, 1856–1858

Bills Reported: Reports were made as follows:

S. 393, increasing and extending the public debt limit through September 30, 1981.

S. Res. 62, requesting $4,054,000 in operating expenses of the Committee on Labor and Human Resources through February 1982. Referred to the Committee on Rules and Administration. Page 1774

Confirmations: Senate confirmed the following nominations:

B. R. Inman, to be Admiral in the U.S. Navy.

Page 1733

By unanimous vote of 94 yeas, Admiral B. R. Inman, to be Deputy Director of Central Intelligence.

Pages 1733–1738

Donald P. Hodel, of Oregon, to be Under Secretary of the Interior. Pages 1738–1746

Temporary Debt Limit Increase: Senate began consideration of H.R. 1553, providing for a temporary increase in the public debt limit, and the following amendments proposed thereto:

(1) Modified Jepsen unprinted amendment No. 3 (printed amendment No. 2), imposing an embargo on the export of all goods or services to the Soviet Union, except as specifically excluded by the President for national security reasons. Page 1754

(2) Robert C. Byrd unprinted amendment No. 4 (printed amendment No. 3), decreasing the level of the temporary debt limit from $585,000,000,000 to $558,000,000,000. Page 1763

Both amendments were still pending at the recess.

Pages 1746–1765

Vice Presidential Appointment: The Vice President

appointed Senator Kassebaum to read Washington's Farewell Address on Monday, February 16, 1981.

Page 1730

Nominations: Senate received the following nominations:

Donald T. Regan, of New Jersey, to be U.S. Governor of the International Monetary Fund, U.S. Governor of the International Bank for Reconstruction and Development, Governor of the Inter-American Development Bank, and U.S. Governor of the Asian Development Bank and U.S. Governor of the African Development Fund.

Ray A. Barnhart, of Texas, to be Administrator, Federal Highway Administration, Department of Transportation.

Routine lists of Navy and Air Force nominations.

Pages 1870–1875

Messages From the President: Page 1773

Messages From the House: Page 1773

Measure Ordered Held At Desk: Pages 1773–1870

Measures Ordered Placed on Calendar: Page 1773

Communications: Pages 1773–1774

Statements on Introduced Bills: Pages 1775–1856

Amendments Submitted for Printing: Page 1858

Notices of Hearings: Page 1858

Committee Authority To Meet: Page 1858

Additional Statements: Pages 1858–1870

Nominations: Pages 1870–1875

Confirmations: Page 1875

Record Vote: One record vote was taken today (Total—21). Page 1738

Recess: Senate met at 9:15 a.m., and recessed at 6:14 p.m., until 9 a.m., on Friday, February 6, 1981. (For Senate's program, see remarks of Senator Baker in today's Record on page 1870.)

Committee Meetings

APPROPRIATIONS—LABOR

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education continued hearings on proposed budget estimates for fiscal year 1982 for the Department of Labor, receiving testimony in behalf of funds for their respective activities from Janet L. Norwood, Commissioner of Labor Statistics, and William R. Reise, Comptroller, both of the Department of Labor; and Bernard Posner, Executive Director, President's Committee on Employment of the Handicapped.

Subcommittee will meet again on Tuesday, February 17.

APPROPRIATIONS—CORPS OF ENGINEERS

Committee on Appropriations: Subcommittee on Energy and Water Development continued hearings on proposed budget estimates for fiscal year 1982 for certain programs of the U.S. Army Corps of Engineers, receiving testimony from Brigadier General James N. Ellis, Division Engineer, South Atlantic Division, and Brigadier General R. S. Kem, Division Engineer, Ohio River Division, both of the U.S. Army Corps of Engineers.

Hearings continue on Tuesday, February 17.

NOMINATIONS

Committee on Armed Services: Committee ordered favorably reported the nomination of Verne Orr, of California, to be Secretary of the Air Force, and 90 routine military nominations in the Army.

DOD AUTHORIZATIONS

Committee on Armed Services: Committee resumed hearings on proposed fiscal year 1982 authorizations for the Department of Defense, receiving testimony in behalf of funds for Navy programs from John F. Lehman, Jr., Secretary of the Navy, and Admiral Thomas B. Hayward, Chief of Naval Operations; and receiving testimony in behalf of funds for Marine Corps programs from General Robert H. Barrow, Commandant, U.S. Marine Corps.

Hearings continue tomorrow.

NOMINATIONS

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on the nomination of Murray L. Weidenbaum, of Missouri, to be a Member of the Council of Economic Advisors, after the nominee, who was introduced by Senators Danforth and Eagleton, testified and answered questions in his own behalf.

NOMINATION—INTERIOR

Committee on Energy and Natural Resources: Committee ordered favorably reported the nomination of Donald P. Hodel, of Oregon, to be Under Secretary of the Interior.

Prior to this action, committee concluded hearings on the nomination of Mr. Hodel, after the nominee, who was introduced by Senators Hatfield and Packwood, testified and answered questions in his own behalf.

BUSINESS MEETING

Committee on Governmental Affairs: Committee met in open and closed session on committee business, but made no announcements and recessed subject to call.

NOMINATION

Committee on the Judiciary: Committee ordered favorably reported the nomination of Edward C. Schmults, of Connecticut, to be Deputy Attorney General.

Prior to this action, committee concluded hearings on the nomination of Mr. Schmults, after the nominee, who was introduced by Senator Weicker, testified and answered questions in his own behalf.

SUBCOMMITTEE ASSIGNMENTS

Committee on the Judiciary: Committee announced the following subcommittee assignments:

Criminal Law

Senators Mathias (Chairman), Laxalt, Specter, Dole, Biden, and Metzenbaum.

Regulatory Reform

Senators Laxalt (Chairman), Dole, Mathias, Simpson, Leahy, and Robert C. Byrd.

Constitution

Senators Hatch (Chairman), Thurmond, Grassley, DeConcini, and Leahy.

Courts

Senators Dole (Chairman), Thurmond, Simpson, East, Heflin, and Baucus.

Immigration and Refugee Policy

Senators Simpson (Chairman), Thurmond, Grassley, Kennedy, and DeConcini.

Separation of Powers

Senators East (Chairman), Hatch, Denton, Baucus, and Heflin.

Agency Administration

Senators Grassley (Chairman), Laxalt, Specter, Metzenbaum, and Baucus.

Security and Terrorism

Senators Denton (Chairman), Hatch, East, Biden, and Leahy.

Juvenile Justice

Senators Specter (Chairman), Denton, Mathias, Metzenbaum, and Kennedy.

COMMITTEE BUDGET

Committee on Labor and Human Resources: Committee approved for reporting an original resolution (S. Res. 62) requesting $4,054,000 in operating expenses of the committee through February 1982.

House of Representatives

Chamber Action

Bills Introduced: 98 public bills, H.R. 1683–1780; 17 private bills, H.R. 1781–1797; and 21 resolutions, H.J. Res. 166–173, H. Con. Res. 58–64, and H. Res. 59–64, were introduced. Pages 1915–1919

Report Filed: One report was filed as follows: Report of the Committee on Ways and Means pursuant to the Congressional Budget Act of 1974 (H. Rept. 97–3). Page 1915

Journal: By a yea-and-nay vote of 367 yeas to 10 nays with 6 voting "present", Roll No. 8, the House approved the Journal of Wednesday, February 4. Page 1876

Joint Printing Committee: House passed S. 272, to increase the membership of the Joint Committee on Printing—clearing the measure for the President. Pages 1876–1877

Joint Committees on Library and Printing: House agreed to H. Res. 59, electing members of the Joint Committee on Printing and the Joint Committee of Congress on the Library. Pages 1877–1878

Debt Limit: By a yea-and-nay vote of 305 yeas to 104 nays with 1 voting "present", Roll No. 10, the House passed H.R. 1553, to provide for a temporary increase in the public debt limit.

Rejected a motion to recommit the bill to the Committee on Ways and Means.

H. Res. 54, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 333 yeas to 67 nays, Roll No. 9. Pages 1880–1895

Kennedy Center: The Speaker appointed as members ex officio of the Board of Trustees of the John F. Kennedy Center for the Performing Arts the following Members: Representatives Yates, Wilson, and McDade. Page 1896

Select Committee on Aging: The Speaker appointed as members of the Select Committee on Aging the following Members: Representatives Pepper (Chairman), Roybal, Biaggi, Andrews, John L. Burton, Bonker, Downey, Florio, Ford of Tennessee, Hughes, Bouquard, Santini, Evans of Indiana, Lundine, Oakar. Luken, Ferraro, Byron, Ratchford, Mica, Waxman, Synar, Atkinson, Derrick, Vento, Frank, Lantos, Shamansky, Wyden, Rinaldo, Wampler, Hammerschmidt. Marks, Regula, Dornan of California, Shumway, Snowe, Lungren, Fenwick, Jeffords, Bereuter, Tauke, Petri, Gregg, Coats, Wortley, Daub, Craig, Roberts of Kansas, Hendon, and Carman. Page 1896

Committee Resignation: Read and accepted a letter from Representative Rudd wherein he resigns from the Committee on the Budget. Page 1896

Committee Election: House agreed to H. Res. 60, electing Representative Kemp and Representative Martin of North Carolina to the Committee on the Budget. Page 1896

District Work Period: House agreed to H. Con. Res. 58, providing for an adjournment of the House from February 6 to February 17, 1981, and an adjournment of the Senate from February 6 to February 16, 1981. Page 1896

Meeting Hour: By unanimous consent, the House will meet at 1 p.m. on Friday, February 6.

Quorum Calls—Votes: Three yea-and-nay votes developed during the proceedings of the House today and appear on pages 1876, 1883–1884, 1894–1895. There were no quorum calls.

Adjournment: Adjourned at 2:24 p.m.

Committee Meetings

FARM CREDIT ADMINISTRATION

Committee on Appropriations: Subcommittee on Agriculture held a hearing on Farm Credit Administration. Testimony was heard from Donald E. Wilkinson, Governor, Farm Credit Administration.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development continued hearings on Corps of Engineers, in particular South Atlantic Division and Ohio River Division. Testimony was heard from Brig. Gen. Richard S. Kem and Brig. Gen. James N. Ellis.

HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held a hearing on the Federal Home Loan Bank Board and on the National Credit Union Administration. Testimony was heard from John Dalton, Chairman, Federal Home Loan Bank Board and Lawrence Connell, Chairman, National Credit Union Administration.

LABOR-HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW held a hearing on the National Labor Relations Board, the Occupational Safety and Health Review Commission and the National Commission on Libraries and Information Science. Testimony was heard from departmental witnesses.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on Military Construction Overview, Supplemental Budget Amendments and pending reprogramings. Testimony was heard from Perry J. Fliakas, Deputy Assistant Secretary of Defense for Installations and Housing and other departmental witnesses.

DEPARTMENT OF DEFENSE REQUEST

Committee on Armed Services: Continued hearings on the fiscal year 1982 Department of Defense request. Testimony was heard from Maj. Gen. Elton J. Delaune, Director of Army Budget and Maj. Gen. George M. Browning, Jr., Director of Air Force Budget.

Hearings continue tomorrow.

COMMITTEE ORGANIZATION

Committee on Banking, Finance and Urban Affairs: Met for organizational purposes.

CASH DISCOUNT ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Consumer Affairs and Coinage approved for full Committee action as amended H.R. 31, Cash Discount Act.

Prior to this action, the Subcommittee held a hearing on this legislation. Testimony was heard from Nancy H. Teeters, Governor, Federal Reserve Board and public witnesses.

COMMITTEE ORGANIZATION

Committee on Education and Labor: Met for organizational purposes.

COMMITTEE ORGANIZATION

Committee on Foreign Affairs: Met for organizational purposes.

COMMITTEE ORIENTATION

Committee on Interior and Insular Affairs: Held an orientation meeting with James G. Watt, Secretary of the Interior.

COMMITTEE ORGANIZATION

Committee on the Judiciary: Met for organizational purposes.

COMMITTEE ORGANIZATION

Committee on Post Office and Civil Service: Met for organizational purposes. Approved Committee budget for the first session of the 97th Congress.

COMMITTEE ORGANIZATION

Committee on Science and Technology: Met for organizational purposes.

COMMITTEE ORGANIZATION

Committee on Standards of Official Conduct: Met for organizational purposes.

ELDERLY

Select Committee on Aging: Held a hearing on the state of the elderly. Testimony was heard from public witnesses.

Joint Committee Meeting

MONETARY POLICY

Joint Economic Committee: Committee held hearings on the scope of U.S. monetary policy, receiving testimony from Paul A. Volcker, Chairman, Board of Governors, Federal Reserve System.

Committee will meet again tomorrow on the employment-unemployment situation for January.

Friday, February 6, 1981

Senate

Chamber Action

Routine Proceedings, pages 1957–2081

Bills Introduced: Forty-three bills and eleven resolutions were introduced, as follows: S. 434–476, S.J. Res. 28–30, S. Con. Res. 7, and S. Res. 64–70.

Pages 1987–1991, 1997–1998, 2044–2045

Measures Passed

Lincoln Day Recess: Senate agreed to H. Con. Res. 58, providing for an adjournment of the House from February 6 to February 17, 1981, and an adjournment of the Senate from February 6 to February 16, 1981.

Pages 1964–1965

Temporary debt limit increase: By 73 yeas to 18 nays, Senate passed H.R. 1553, providing for a temporary increase in the public debt limit, after rejecting a modified Robert C. Byrd Amendment No. 3, decreasing the level of the temporary debt limit from $585,000,000,000 to $563,000,000,000. (By 52 yeas to 41 nays, Senate agreed to a motion to table the amendment.)

S. 393, a companion measure, was then indefinitely postponed. Pages 1960–1964, 1965–1974

Resolutions Over, Under the Rule:

Senate briefly considered S. Res. 64, providing that no future amendments to the Federal debt limit be approved without the previous adoption of actions by the President and the Congress to balance Federal outlays and revenue without increasing taxes; which was ordered to lie over, under the rule, by unanimous consent.

Pages 1987–1991

Senate briefly considered S. Con. Res. 7, providing that no bill to reduce Federal revenues shall take effect until enactment of legislation to reduce currently authorized and appropriated spending programs by a sufficient amount to progressively reduce Federal outlays as a percent of the Gross National Product in current and future fiscal years; which was ordered to lie over, under the rule, by unanimous consent.

Pages 1991–1992

Authority To Receive Messages: The Secretary of the Senate was authorized to receive messages from the President of the United States and the House of Representatives during the adjournment until February 16, 1981, and they were authorized to be appropriately referred. Page 2080

Authority To Sign Measures: The President of the Senate, the President pro tempore, and the Acting President pro tempore were authorized to sign duly enrolled bills and joint resolutions during the adjournment until February 16, 1981. Page 1965

Committee Authority To File Reports: All committees were authorized to file reports on Friday, February 13, 1981, from 9 a.m. to 3 p.m. Page 2080

Confirmations: Senate confirmed the following nominations:

Ray A. Barnhart, of Texas, to be Administrator, Federal Highway Administration, Department of Transportation.

Verne Orr, of California, to be Secretary of the Air Force.

Edward C. Schmults, of Connecticut, to be Deputy Attorney General.

89 Army nominations in the rank of General.

Routine list of Foreign Service officer nominations.

Pages 2081–2082

Messages From the House: Page 1997

Statements on Introduced Bills: Pages 1998–2043

Amendments Submitted for Printing: Pages 2045–2046

Notices of Hearings: Pages 2046–2047

Additional Statements: Pages 2047–2080

Confirmations: Pages 2081–2082

Record Votes: Two record votes were taken today. (Total—23). Pages 1966, 1982

Adjournment: Senate met at 9 a.m., and in accordance with H. Con. Res. 58, adjourned at 5:26 p.m., until 12 Noon, on Monday, February 16, 1981. (For Senate's program see remarks of Senator Baker in today's Record on pages 1982–1983, 2081.)

Committee Meetings

DOD AUTHORIZATIONS

Committee on Armed Services: Committee continued hearings on proposed fiscal year 1982 authorizations for the Department of Defense, receiving testimony in behalf of funds for Air Force programs from Hans Mark, Secretary of the Air Force, Verne Orr, Secretary-designate of the Air Force, and General Lew Allen, Chief of Air Force Staff.

Hearings were recessed subject to call.

NOMINATIONS—TREASURY

Committee on Finance: Committee ordered favorably reported the nominations of W. Dennis Thomas, of Maryland, to be a Deputy Under Secretary of the Treasury, and R. T. McNamar, of California, to be Deputy Secretary of the Treasury.

Prior to this action, committee concluded hearings on the nominations of Messrs. Thomas and McNamar, after the nominees testified and answered questions in their own behalf. Mr. Thomas was introduced by Senator Roth.

House of Representatives

Chamber Action

Bills Introduced: 27 public bills, H.R. 1798–1824; 23 private bills, H.R. 1825–1847; and 9 resolutions, H. Con. Res. 65–68, and H. Res. 65–69, were introduced.

Pages 2105–2106

Recesses: By unanimous consent it was made in order that the Speaker could declare recesses at any time.

Page 2090

Permanent Select Committee on Intelligence: The Speaker appointed as additional members of the Permanent Select Committee on Intelligence the following Members of the House: Representatives Robinson, Ashbrook, McClory, Whitehurst, and Young of Florida. **Page 2090**

Recess: House recessed at 1:19 p.m. and reconvened at 4 p.m. **Page 2098**

Quorum Calls—Votes: There were no quorum calls or votes during the proceedings of the House today.

Adjournment: Adjourned at 4:02 p.m.

Committee Meetings

LABOR–HHS AND EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services and Education held a hearing on President's Commission on Ethical Problems in Medicine and Soldiers' and Airmen's Home–1981 Supplemental and 1982. Testimony was heard from public witnesses.

DEPARTMENT OF DEFENSE REQUEST

Committee on Armed Services: Continued hearings on the fiscal year 1982 Department of Defense request. Testimony was heard from RAdm. R. A. Miller, Director, Office of Budget and Reports, Department of the Navy.

Hearings were recessed subject to call.

ALCOHOL FUELS PRODUCTION

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing on the Department of Agriculture recent loan guarantee for alcohol fuels production. Testimony was heard from representatives of the U.S. Department of Agriculture, including the Farmers Home Administration.

Joint Committee Meeting

EMPLOYMENT/UNEMPLOYMENT

on the employment/unemployment situation for the *Joint Economic Committee:* Committee held hearings month of January, receiving testimony from Janet L. Norwood, Commissioner of Labor Statistics, Department of Labor.

Committee recessed subject to call.

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Monday, February 16, 1981

Senate

Chamber Action

Routine Proceedings, pages 2150–2198

Bills Introduced: Five bills were introduced, as follows: S. 477–481. **Page 2172**

George Washington's Farewell Address: George Washington's Farewell Address was read to the Senate by Senator Kassebaum. **Pages 2150–2155**

Confirmations: Senate confirmed the following nominations:

R. T. McNamar, of California, to be Deputy Secretary of the Treasury.

W. Dennis Thomas, of Maryland, to be Deputy Under Secretary of the Treasury. **Page 2204**

Presidential Message: Senate received a message from the President, during the recess of the Senate, on February 13, withdrawing 33 rescission proposals transmitted to the Congress by the Carter Administration on January 15, 1981, totaling $1,142.4 million, and temporarily converting them to deferrals; referred jointly to the Committees on Appropriations, Banking, Housing, and Urban Affairs, Budget, Commerce, Science, and Transportation, Energy and Natural Resources, Environment and Public Works, Finance, Foreign Relations, Governmental Affairs, Labor and Human Resources, and the Select Committee on Small Business. (PM–30)

Page 2170

Nomination Withdrawal: During the recess of the Senate, on February 10, Senate received the withdrawal of the nomination of O. Rudolph Aggrey, of the District of Columbia, to be a Foreign Service Officer of Class one, a Consular Officer, and a Secretary in the Diplomatic Service. **Page 2204**

Nominations: Senate received the following nominations during the recess of the Senate:

On February 10:

O. Rudolph Aggrey, of the District of Columbia, to be a Foreign Service Officer of the Class of Career Minister, a Consular Officer, and a Secretary in the Diplomatic Service.

Thirty-Four Army nominations in the rank of General.

Thirty-Eight Navy nominations in the rank of Admiral.

Routine lists of Navy and Air Force nominations.

On February 13:

1 Air Force nomination in the rank of General.

20 Marine Corps nominations in the rank of General.

Pages 2198–2204

Executive Report: On February 6, Senate received Executive Report on the nomination of William P. Clark, to be Deputy Secretary of State (together with minority and additional views) (Exec. Rept. No. 97–4).

Page 2172

Messages From the President: Page 2170

Communications: Pages 2170–2172

Statements on Introduced Bills: Pages 2172–2187

Notices of Hearings: Page 2187

Nominations: Pages 2198–2204

Confirmations: Page 2204

Recess: Senate met at 12 Noon and recessed at 3:31 p.m., until 11 a.m., Tuesday, February 17, 1981.

Committee Meetings

(Committees not listed did not meet)

SUBCOMMITTEE ASSIGNMENTS

Committee on Energy and Natural Resources: Committee tentatively announced the following Subcommittee assignments:

Energy Conservation and Supply

Senators Weicker (Chairman), Hatfield, Humphrey, East, Heinz, Metzenbaum, Matsunaga, Tsongas, and Bradley.

Energy Regulation

Senators Humphrey (Chairman), Nickles, Domenici, East, Heinz, Johnston, Ford, Metzenbaum, and Melcher.

Energy Research and Development

Senators Domenici (Chairman), East, Nickles, Weicker, Warner, Ford, Johnston, Bumpers, and Tsongas.

Energy and Mineral Resources

Senators Warner (Chairman), Heinz, Humphrey, Wallop, Murkowski, Matsunaga, Johnston, Bumpers, and Bradley.

Water and Power

Senators Murkowski (Chairman), Hatfield, Weicker, Wallop, Nickles, Melcher, Ford, Tsongas, and Bradley.

Public Lands and Reserved Water

Senators Wallop (Chairman), Hatfield, Warner, Murkowski, Domenici, Bumpers, Metzenbaum, Matsunaga, and Melcher.

IMPORT POLICY/CONGLOMERATE MERGERS

Committee on the Judiciary: Committee held hearings to examine the policy issues raised by large conglomerate mergers focusing on the pending merger proposal of Canadian Pacific Enterprise's tender offer for the stock of Hobart Corporation, receiving testimony from Mayor Douglas Campbell, David B. Meeker, Donald C. Alexander, and Roderick M. Hills, all representing the Hobart Corporation, Max Myers, M & R Drug Company, and John Anderson, all of Troy, Ohio; W. John Stenason, Canadian Pacific Enterprises, Montreal, Canada; William T. Pomeroy, Jr., Sterling China Co., Inc., and John C. Thompson, Hall China Company, both of East Liverpool, Ohio; I. J. Green, The Montgomery-Green Co., Inc., Raleigh, North Carolina; and Haskel H. Rish, Jr., Columbia, South Carolina.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held on Tuesday, February 17, at 12 o'clock noon.

Committee Meetings

No committee meetings were held.

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Tuesday, February 17, 1981

Senate

Chamber Action

Routine Proceedings, pages 2243–2293

Bills Introduced: Eleven bills and five resolutions were introduced, as follows: S. 482–492, S.J. Res. 31, and S. Res. 71–74. Pages 2250, 2256–2257, 2269–2270, 2288

Resolutions Agreed To:

Commending Floyd M. Riddick: Senate agreed to S. Res. 71, commending Floyd M. Riddick, Parliamentarian Emeritus of the United States Senate, on the occasion of the completion of the revised edition of Senate Procedure. Page 2250

Parliamentary Emphasis Month: Senate agreed to S. Res. 72, requesting the President to designate the month of April 1981 as "Parliamentary Emphasis Month." Pages 2256–2257

Senate Photograph: Senate agreed to S. Res. 73, suspending paragraph 1 of rule IV of the Rules for the Regulation of the Senate Wing of the Capitol to permit a photograph of the Senate in session. Page 2257

Joint session: Senate agreed to H. Con. Res. 69,

providing for a joint session of the two Houses on Wednesday, February 18, 1981, to receive a message from the President of the United States. Page 2258

President Pro Tempore Appointment: The President Officer, on behalf of the President pro tempore, appointed Father Ishmail Vincent Gromoff to the Commission on Wartime Relocation and Internment of Civilians (P.L. 97-3). Page 2264

Messages From the House: Page 2268

Communications: Pages 2268-2269

Statements on Introduced Bills: Pages 2270-2287

Committee Authority to Meet: Page 2288

Additional Statements: Pages 2288-2293

Recess: Senate met at 11 a.m., and recessed at 2:28 p.m., until 8:20 p.m., on Wednesday, February 18, 1981. (For Senate's program, see remarks of Senator Baker in today's Record, on page 2293.)

Committee Meetings

APPROPRIATIONS—CORPS OF ENGINEERS

Committee on Appropriations: Subcommittee on Engergy and Water Development resumed hearings on proposed budget estimates for fiscal year 1982 for certain programs of the U.S. Army Corps of Engineers, receiving testimony from Major General Richard M. Wells, Division Engineer, North Pacific Division, Major General Hugh G. Robinson, Division Engineer, Southwest Division, and Colonel C. E. Edgar III, Division Engineer, New England Division, all of the Army Corps of Engineers.

Hearings continue tomorrow.

APPROPRIATIONS—HEALTH

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education held hearings on proposed budget estimates for fiscal year 1982, receiving testimony in behalf of funds for their respective activities from John H. Kelso, Acting Administrator, Health Services Administration, and William H. Foege, Director, Centers for Disease Control, both of the Department of Health and Human Services.

Hearings continue tomorrow.

MILITARY PREPAREDNESS

Committee on Armed Services: Subcommittee on Preparedness held open and closed hearings on operational readiness and mission capability of selected major military operational commands, receiving testimony from Admiral Harry D. Train, Commander-in-Chief, Atlantic Fleet: Lt. General Adolph G. Schwenk, Commanding General, Fleet Marine Force Atlantic; Admiral Donald C. Davis, Commander-in-Chief, Pacific Fleet; and Lt. General Andrew W. Odonnell, Commanding General, Fleet Marine Force Pacific.

Hearings continue tomorrow.

EXPORT POLICY

Committee on Banking, Housing, and Urban Affairs: Subcommittee on International Finance and Monetary Policy began hearings on S. 144, to promote the formation of U.S. export trading companies to expand export participation by small U.S. companies, receiving testimony from Senator Danforth; Malcolm Baldrige, Secretary of Commerce; Henry C. Wallich, Member, Board of Governors, Federal Reserve System; John G. Heimann, Comptroller of the Currency; and former Senator Adlai Stevenson.

Hearings continue tomorrow.

UNITED STATES-IRANIAN AGREEMENT

Committee on Foreign Relations: Committee resumed hearings on U.S.-Iranian agreement relating to the release of the American hostages, receiving testimony from former Secretary of State Edmund S. Muskie, and former Deputy Secretary of State Warren M. Christopher.

Hearings continue tomorrow.

NOMINATION

Committee on Governmental Affairs: Committee concluded hearings on the nomination of Edwin L. Harper, of Missouri, to be Deputy Director of the Office of Management and Budget, after the nominee, who was introduced by Senator Danforth, testified and answered questions in his own behalf.

LABOR RACKETEERING

Committee on Governmental Affairs: Permanent Subcommittee on Investigations began hearings on alleged corruption in the International Longshoremen's Association's influence and control over the waterfront industry along the East and Gulf Coasts, receiving testimony from William H. Webster, Director, and George Schenck, Special Agent, both of the Federal Bureau of Investigation, and S. Michael Levin, Miami Organized Crime Strike Force, all of the Department of Justice; and Joseph Teitelbaum, River Shippinig Corporation, and Anthony Morelli; All Port Services, Inc., both of Miami, Florida.

Hearings continue tomorrow.

COMMITTEE BUDGET REQUESTS

Committee on Rules and Administration: Committee met to receive testimony from Senators, as indicated, in support of resolutions requesting funds for expenses of their respective committees, as follows:

Appropriations (S. Res. 55—$3,791,203), Senators Hatfield and Proxmire;

Indian Affairs (S. Res. 51—$567,324), Senators Cohen and Melcher;

Agriculture (S. Res. 43—$1,325,000), Senators Helms and Huddleston;

Finance (S. Res. 25—$2,103,200), Senator Dole and Long;

Labor (S. Res. 62—$4,054,000), Senators Hatch and Kennedy; and

Budget (S. Res. 50—$2,693,632), Senators Domenici and Hollings.

Committee will meet again tomorrow to continue hearings on other funding resolutions.

BUSINESS MEETING

Select Committee on Ethics: Committee met to further discuss proposed revisions to the Senate Code of Official Conduct, but made no announcements and will meet again on Thursday, February 19.

COMMITTEE RULES

Select Committee on Indian Affairs: Committee met and adopted its rules of procedure for the 97th Congress.

Committee recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 27 public bills, H.R. 1848–1874; 10 private bills, H.R. 1875–1884; and 9 resolutions, H.J. Res. 174–176, H. Con. Res. 69 and 70, and H. Res. 70–73 were introduced. Pages 2240–2241

Joint Session: House agreed to H. Con. Res. 69, providing for a joint session of the two Houses on Wednesday, February 18, 1981, to receive a message from the President of the United States. Page 2216

Recess: By unanimous consent it was made in order that the Speaker could declare a recess at any time on Wednesday, February 18. Page 2217

Minority Employee: House agreed to H. Res. 71, relating to the compensation of a minority employee. Page 2217

Congressional Mailing Standards: The Speaker appointed as members of the House Commission on Congressional Mailing Standards, the following Members: Representatives Udall, Solarz, Ford of Michigan, Derwinski, Quillen, and Lott. Page 2217

Wartime Relocation and Internment Commission: The Speaker appointed Representative Lungren, on the part of the House; and Arthur J. Goldberg of Marshall, Virginia, and Robert F. Drinan of Chestnut Hill, Massachusetts, both from private life, to serve as members of the Commission on Wartime Relocation and Internment of Civilians. Page 2217

Presidential Message—Budget Rescissions and Deferrals: Received and read a message from the President wherein he withdraws 33 rescission proposals previously transmitted to the Congress totaling $1,142.4 million and temporarily converts them to deferrals; and reporting four new deferrals totaling $8.0 million affecting programs in the Departments of the Interior and Transportation and the International Communication Agency and a revision to a previously transmitted deferral involving the Department of the Treasury increasing the amount deferred by $51.1 million—referred to the Committee on Appropriations and ordered printed (H. Doc. 97–19). Page 2219

Quorum Calls—Votes: There were no quorum calls or votes during the proceedings of the House today.

Adjournment: Adjourned at 12:51 p.m.

Committee Meetings

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development continued hearings on Corps of Engineers, in particular Southwestern Division, North Pacific Division and New England Division. Testimony was heard from Col. C. Ernest Edgar, III, Division Engineer, New England Division, Maj. Gen. Hugh G. Robinson, Division Engineer, Southwestern Division and Maj. Gen. Richard M. Wells, Division Engineer, North Pacific Division.

Hearings continue tomorrow.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Indian programs. Testimony was heard from public witnesses.

Hearings continue tomorrow.

LABOR–HHS AND EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor–HHS and Education held a hearing on Federal Mediation and Conciliation Service and the Federal Mine Safety and Health Review Commission. Testimony was heard from departmental witnesses.

LEGISLATIVE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Legislative Branch held a hearing on the House of Representatives and joint items (excluding Joint Committees). Testimony was heard from W. Raymond Colley, Deputy Clerk, House of Representatives.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on the Civil Aeronautics Board. Testimony was heard from Marvis S. Cohen, Chairman, CAB.

HAZARDOUS WASTE

Committee on Energy and Commerce: On February 11, the Subcommittee on Commerce, Transportation, and

Tourism held a hearing on incineration of hazardous waste at sea. Testimony was heard from the following representatives of the Environmental Protection Agency: Steffen Plehn, Deputy Assistant Administrator, Office of Solid Wastes and Russell H. Wyer, Co-Chairman, Inter-Agency Ad Hoc Group for the Incineration Ship Program; Capt. Charles Corbett, U.S. Coast Guard and public witnesses.

IRAN'S SEIZURE OF U.S. EMBASSY

Committee on Foreign Affairs: Held a hearing on Iran's seizure of U.S. Embassy. Testimony was heard from Harold H. Saunders, former Assistant Secretary of State for Near Eastern and South Asian Affairs.

Hearings continue February 19.

SRC–II SYNTHETIC FUEL PLANT

Committee on Government Operations: Subcommittee on Environment, Energy, and Natural Resources held a hearing on Gulf Oil Company's management of SRC–II synthetic fuel plant, Morgantown, West Virginia. Testimony was heard from public witnesses.

COMMITTEE FUNDING

Committee on House Administration: Subcommittee on Accounts met and considered funding resolutions for the following Committees: Armed Services; Foreign Affairs and Rules.

COMMITTEE ORGANIZATION

Committee on the Judiciary: Subcommittee on Immigration, Refugees, and International Law met for organizational purposes.

QUADRENNIAL PAY COMMISSION RECOMMENDATIONS

Committee on Post Office and Civil Service: Task Force on Quadrennial Pay Commission held a hearing on the recommendations of the Commission on Executive, Legislative, and Judicial Salaries. Testimony was heard from Alfred M. Zuck, Executive Director, Commission on Executive, Legislative, and Judicial Salaries and a public witness.

Hearings continue tomorrow.

NASA AUTHORIZATION

Committee on Science and Technology: On February 10 and 11, the Subcommittee on Transportation, Aviation and Materials held hearings on NASA fiscal year 1982 Budget Authorization (Aeronautics). Testimony was heard from Dr. Walter Olstad, Acting Associate Administrator for the Office of Aeronautics and Space Technology, NASA and public witnesses.

FAA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Transportation, Aviation and Materials held a hearing on FAA Research and Development fiscal year 1982 Budget Authorization. Testimony was heard form Al Albrecht, Associate Administrator Engineering and Development, FAA.

Hearings continue tomorrow.

SOCIAL SECURITY FINANCING

Committee on Ways and Means: Subcommittee on Social Security held a hearing on social security financing issues. Testimony was heard from Representatives Young of Florida, Green, Albosta and Petri; Dr. Raymond Scheppach, Deputy Director, Congressional Budget Office and Dr. Milton Gwirtzman, Chairman, National Commission on Social Security.

Hearings continue tomorrow.

◆◆◆◆◆◆◆◆◆◆◆◆

Wednesday, February 18, 1981

Senate

Chamber Action

Routine Proceedings, pages 2334–2335

Bills Introduced: One bill and one resolution were introduced, as follows: S. 493 and S. Res. 75.

Pages 2334–2335

Bills Reported: Reports were made as follows:

S. Res. 75, requesting $1,583,411 in operating expenses of the Committee on Banking, Housing, and Urban Affairs. Referred to the Committee on Rules and Administration. **Page 2335**

Joint Session: Senate met in joint session with the House of Representatives and was addressed by the President of the United States. **Page 2335**

Presidential Message: Senate received a message from the President of the United States, transmitting certain documents describing his proposed program for economic recovery. (PM–31). **Page 2334**

Notices of Hearings: **Page 2335**

Recess: Senate met at 8:20 p.m., and recessed at 9:45 p.m., until 11 a.m., on Thursday, February 19, 1981.

Committee Meetings

NOMINATIONS

Committee on Agriculture, Nutrition, and Forestry: Committee ordered favorably reported the nomination of Richard E. Lyng, of Virginia, to be Deputy Secretary of Agriculture, and approved for reporting, upon formal receipt by the Senate, the nomination of C. W. McMillan, of Colorado, to be Assistant Secretary of Agriculture for Marketing and Transportation Services.

Prior to this action, committee concluded hearings on the above nominations, after the nominees, who were

introduced by Senators Harry F. Byrd, Jr., and Warner, testified and answered questions in their own behalf. Testimony was also received on the nomination of Mr. Lyng from Senator Hayakawa.

APPROPRIATIONS—CORPS OF ENGINEERS

Committee on Appropriations: Subcommittee on Energy and Water Development concluded hearings on proposed budget estimates for fiscal year 1982 for certain programs of the U.S. Army Corps of Engineers, after receiving testimony from Brigadier General Homer Johnstone, Division Engineer, South Pacific Division, Brigadier General Henry J. Hatch, Division Engineer, Pacific Ocean Division, and Major General E. R. Heiberg, Director of Civil Works, all of the U.S. Army Corps of Engineers.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—HEALTH

Committee on Appropriations: Subcommittee on Labor Health and Human Services, and Education continued hearings on proposed budget estimates for fiscal year 1982 for the National Institutes of Health, receiving testimony in behalf of funds for their respective activities from Donald S. Fredrickson, Director, G. Donald Whedon, Director, National Institute of Arthritis, Diabetes, and Digestive and Kidney Diseases, Vincent T. DeVita, Jr., Director, National Cancer Institute, Robert I. Levy, Director, National Heart, Lung, and Blood Institute, Murray Goldstein, Acting Director, National Institute of Neurological and Communicative Disorders and Stroke, Richard M. Krause, Director, National Institute of Allergy and Infectious Disease, Ruth L. Kirschstein, Director, National Institute of General Medical Sciences, Norman Kretchmer, Director, National Institute of Child Health and Human Development, Carl Kupfer, Director, National Eye Institute, and David P. Rall, Director, National Institute of Environmental Health Sciences, all of whom were accompanied by several of their associates, all of the National Institutes of Health, Department of Health and Human Services.

Hearings continue tomorrow.

SUBCOMMITTEE BUSINESS

Committee on Appropriations: Subcommittee on the District of Columbia held an organizational business meeting.

Subcommittee will meet again on Tuesday, April 21.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Strategic and Theater Nuclear Forces held closed hearings on proposed authorizations for fiscal year 1982 for Strategic Forces programs of the Department of Defense, receiving testimony from General Richard H. Ellis, U.S. Air Force, Commander-in-Chief, Strategic Air Command, and Vice Admiral Kenneth M. Carr, Vice Director, Strategic Target Planning, Joint Strategic Target Planning Staff.

Closed hearings continue on Friday, February 20.

MILITARY PREPAREDNESS

Committee on Armed Services: Subcommittee on Preparedness continued open and closed hearings on operational readiness and mission capability of selected major Air Force operational commands, receiving testimony from General Richard H. Ellis, Commander-in-Chief, Strategic Air Command; General Robert E. Huyser, Commander-in-Chief, Military Airlift Command; and General W. L. Creech, Commander, Tactical Air Command.

Hearings continue on Friday, February 20.

CASH DISCOUNTS

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Consumer Affairs concluded hearings on S. 414, permitting merchants to offer unlimited discounts to cash-paying customers, and providing a 3-year extension of law prohibiting merchants from penalizing credit card customers by imposing surcharges made by credit cards, after receiving testimony from Nancy Teeters, Governor, Board of Governors, Federal Reserve System; James L. Kittle, Jr., Indianapolis, Indiana, representing National Home Furnishings Association; Peter Hood, Industrial National Bank of Providence, Rhode Island, representing American Bankers Association; Amy Topiel, Interbank Card Association, New York City; and Hugh H. Smith, American Express Company, Jim Boyle, Consumer Federation of America, and Ellen Broadman, Consumers Union, all of Washington, D.C.

EXPORT POLICY

Committee on Banking, Housing, and Urban Affairs: Subcommittee on International Finance and Monetary Policy continued hearings on S. 144, to promote the formation of U.S. export trading companies to expand export participation by small U.S. companies, receiving testimony from J. Hallam Dawson, Crocker National Bank, San Francisco, California, representing the Bankers' Association for Foreign Trade; Douglas R. Stucky, First Wisconsin National Bank, Milwaukee, representing the American Bankers Association; John M. Boles, Boles & Company, Inc., Menlo Park, California; W. Paul Cooper, Acme-Cleveland Corporation, Cleveland, Ohio, representing the National Machine Tool Builders Association; Lonnie E. Haefner, Washington University, St. Louis, Missouri; Robert L. Waggoner, International Customs Service, Inc., Torrance, California; and William R. Casey, National Customs Brokers and Forwarders Association of America, Inc., and H. Peter Guttman, HPG Associates, both of Washington, D.C.

Hearings were recessed subject to call.

TELECOMMUNICATIONS

Committee on Commerce, Science, and Transportation: Subcommittee on Communications concluded hearings on S. 271, allowing Western Union to compete in providing international record or telegraph service, after receiving testimony from Anne Jones, Commissioner, Federal Communications Commission; Dale Hatfield, Acting Assistant Secretary for Communications and Information, National Telecommunications and Information Administration; George Knapp, International Telephone and Telegraph World Communications, Inc., Roger Newell, FTC Communications, Inc., Eugene Murphy, RCA Communications, Inc., and Edward Gallagher, Western Union International, Inc., all of New York City; Philip Walker, General Telephone and Electronics Telenet Communications Corporation, Vienna, Virginia; Ron Coleman, TRT Telecommunications Corporation, Stan Weinstein, Graphnet, Inc., and Asher H. Ende, all of Washington, D.C.; and Robert Flanagan, Western Union Telegraph Company, Upper Saddle River, New Jersey.

UNITED STATES-IRANIAN AGREEMENT

Committee on Foreign Relations: Committee continued hearings on the U.S.-Iranian agreement relating to the release of the American hostages, receiving testimony from Lawrence W. Newman, Baker & McKenzie, New York City; Richard D. Harza, Harza Engineering Company, Chicago, Illinois; Thomas W. Luce III, Hughes & Hill, Dallas, Texas; and Markham Ball, Wald, Harkrader & Ross, Brice M. Clagett, Covington & Burling, and Lee R. Marks, Ginsburg, Feldman & Bress, all of Washington, D.C.

Hearings were recessed subject to call.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of Walter J. Stoessel, Jr., of California, to be Under Secretary of State for Political Affairs, James L. Buckley, of Connecticut, to be Under Secretary of State for Coordinating Security Assistance Programs, and Richard T. Kennedy, of the District of Columbia, to be Under Secretary of State for Management, after the nominees testified and answered questions in their own behalf. Mr. Buckley was introduced by Senator Weicker.

Committee will consider the above nominees on Tuesday, February 24.

LABOR RACKETEERING

Committee on Governmental Affairs: Permanent Subcommittee on Investigations continued hearings on alleged corruption in the International Longshoremen's Association's influence and control over the waterfront industry along the East and Gulf Coasts, receiving testimony from Neal L. Harrington, Harrington and Company, Inc., Frank Arevalo, Twin Terminals Services, Inc., George R. Havens, Florida State Attorney's Office of the 11th Judicial Circuit, Howard Rasmussen, Citizen's Crime Commission of Greater Miami, Inc., and Irwin Roth, all of Miami, Florida; and Glenn Fry, Staff Investigator, Permanent Subcommittee on Investigations.

Hearings continue tomorrow.

COMMITTEE BUDGET REQUESTS

Committee on Rules and Administration: Committee continued hearings to receive testimony from Senators, as indicated, in support of resolutions requesting funds for expenses of their respective committees, as follows:

Environment and Public Works (S. Res. 49—$2,186,000), Senators Stafford and Randolph;

Energy and Natural Resources (S. Res. 56—$2,039,259), Senators McClure and Jackson;

Banking, Housing, and Urban Affairs (S. Res. 75—$1,583,411), Senators Garn and Williams;

Judiciary (S. Res. 53—$4,295,722), Senator Thurmond;

Armed Services (S. Res. 60—$1,569,400), Senators Warner and Stennis;

Veterans' Affairs (S. Res. 61—$748,630), Senators Simpson and Cranston;

Governmental Affairs (S. Res. 57—$4,732,526), Senators Roth and Eagleton.

Committee also received testimony on the current activities of the Office of the Secretary of the Senate, and to review those steps taken to achieve economies in that office from William F. Hildenbrand, Secretary, and on the allowances for official office expense accounts of Senators and the disbursement of all funds appropriated for salaries and expenses of the Senate from Stuart Balderson, Financial Clerk of the Senate.

Hearings continue tomorrow.

BUSINESS MEETING

Select Committee on Intelligence: Committee met in closed session, made no announcements, and will meet again on Monday, February 23.

House of Representatives

Chamber Action

Bills Introduced: 54 public bills, H.R. 1885–1938; 9 private bills, H.R. 1939–1947; and 7 resolutions, H.J. Res. 177–179, H. Con. Res. 171, and H. Res. 74–76 were introduced. Pages 2379–2381

Permanent Select Committee on Intelligence: The Speaker appointed Representative Hamilton as an additional member of the Permanent Select Committee on Intelligence, to rank after Representative Fowler. Page 2344

Recess: House recessed at 3:37 p.m. and reconvened at 8:43 p.m. Page 2374

President's Economic Message: Before a joint session of Congress, President Reagan delivered his economic message. He was escorted to and from the House Chamber by a committee composed of Senators Thurmond, Baker, Stevens, Hayakawa, Robert C. Byrd, Cranston, Sasser, and Stennis; and Representatives Wright, Foley, Alexander, Ferraro, Edwards of California, Michel, Lott, Kemp, and Clausen.

The message was referred to the Committee of the Whole House on the State of the Union and ordered printed as a House document (H. Doc. 97–21).

Pages 2375–2378

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Adjourned at 9:46 p.m.

Committee Meetings

COMMERCE-JUSTICE-STATE-THE JUDICIARY AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce-Justice-State-The Judiciary and Related Agencies held a hearing on the Commission on Security and Cooperation in Europe, the International Trade Commission and the Marine Mammal Commission. Testimony was heard from Representative Fascell, Chairman, Commission on Security and Cooperation in Europe; Bill Alberger, Chairman, International Trade Commission and Douglas G. Chapman, Chairman, Marine Mammal Commission.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development concluded hearings on Corps of Engineers, in particular Pacific Ocean Division and South Pacific Division. Testimony was heard from Brig. Gen. Henry J. Hatch, Division Engineer, Pacific Ocean Division; Brig. Gen. Homer Johnstone, Division Engineer, South Pacific Division and Maj. Gen. C. R. Heiberg, III, Director of Civil Works, Corps of Engineers.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior concluded hearings on Indian programs. Testimony was heard from public witnesses.

LEGISLATIVE BRANCH APPROPRIATIONS

Committee on Appropriations: Subcommittee on Legislative Branch held a hearing on the March 15 report, Joint Economic Committee, Joint Committee on Printing, Joint Committee on Taxation and Office of Technology Assessment. Testimony was heard from Members of Congress.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on Quality of Life in the Military. Testimony was heard from Perry Fliakas, Deputy Assistant Secretary of Defense for Installations and Housing; Maj. Gen. R. Dean Tice, Deputy Assistant Secretary of Defense, Military Personnel Policy; Sgt. Major, William A. Connelly, U.S. Army; R. W. White, Fleet Master Chief for the Shore Establishment, U.S. Navy; Chief Master Sgt., James M. McCoy, U.S. Air Force; Sgt. Major, L. D. Crawford, U.S. Marine Corps; Capt. Mary J. Mayer, U.S. Air Force, Executive Secretary of the Defense Advisory Committee on Women in the Service; Brig. Gen. Norman G. Delbridge, Assistant Chief of Engineers, U.S. Army; Brig. Gen. Robert M. Joyce, Deputy Adjutant General, U.S. Army; RAdm. William M. Zobel, Commander, Naval Facilities Engineering Command; Brig. Gen. F. E. Petersen, Director, Facilities and Services Division, U.S. Marine Corps and Brig. Gen. Clifton D. Wright, Deputy Director of Engineering and Services, U.S. Air Force.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on National Transportation Safety Board. Testimony was heard from James B. King, Chairman, National Transportation Safety Board.

SMALL ARMS REQUIREMENTS

Committee on Armed Services: Held a hearing on small arms requirements. Testimony was heard from Representative Courter; Ray Thorkildsen, Office of the Under Secretary of Defense for Research and Engineering; Maj. Gen. Alan H. Light, Jr., Commander, U.S. Army Research and Development Command; Col. Murray G. Swindler, Commander/Director, Fire Control and Small Caliber Weapon Systems Laboratory, U.S. Army Armament Research and Development Command and Harold E. Johnson, Senior Intelligence Research Analyst, Foreign Science and Technology Center, U.S. Army Materiel Development and Readiness Command.

COMMITTEE ORGANIZATION AND ORIENTATION

Committee on Armed Services: Subcommittee on Readiness met for organizational and orientational purposes.

Will continue tomorrow.

NATIONAL TOURISM PROGRAMS AND POLICIES

Committee on Energy and Commerce: Subcommittee on Commerce, Transportation, and Tourism held a hearing on National Tourism Programs and Policies. Testimony was heard from Representatives Badham,

Akaka, Ritter, Roth, Bonior and Nelson; Malcolm Baldrige, Secretary of Commerce, and public witnesses.

CRUDE OIL PRICE AND ALLOCATION DECONTROL

Committee on Energy and Commerce: Subcommittee on Fossil and Synthetic Fuels held a hearing on President Reagan's action eliminating price and allocation controls on crude oil and refined petroleum products. Testimony was heard from James B. Edwards, Secretary of Energy, and public witnesses.

COMMITTEE FUNDING

Committee on House Administration: Subcommittee on Accounts met and approved for full committee action resolutions providing funds for the expenses and investigations of the following committees:

H. Res. 66, as amended, Committee on Armed Services;

H. Res. 56, as amended, Committee on Rules;

H. Res. 69, as amended, Committee on Foreign Affairs;

H. Res. 72, as amended, Committee on Government Operations; and

H. Res. 75, Committee on House Administration.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Contracts and Printing approved for full Committee action pending business.

HOUSE RESTAURANT SYSTEM

Committee on House Administration: Subcommittee on Services met and approved fiscal year 1982 budget for House Restaurant System.

HOUSE INFORMATION SYSTEMS

Committee on House Administration: On February 17, the Policy Group on Information and Computers met and considered proposed 1981 budget for House Information Systems.

QUADRENNIAL PAY COMMISSION RECOMMENDATIONS

Committee on Post Office and Civil Service: Task Force on Quadrennial Pay Commission continued hearings on the recommendations of the Commission on Executive, Legislative and Judicial Salaries. Testimony was heard from Clifford I. Gould, Director, Federal Personnel and Compensation Division, GAO; Dr. Alan K. Campbell, former Director, Office of Personnel Management; Abner J. Mikva, Judge, U.S. Court of Appeals, District of Columbia Circuit; James Harvey, Judge, U.S. District Court, Eastern District of Michigan and a public witness.

Hearings continue February 24.

COMMITTEE ON STANDARDS OF OFFICIAL CONDUCT

Committee on Rules: Heard testimony from Representatives Edwards of California and Spence but took no action on H. Res. 31, to separate functions within the Committee on Standards of Official Conduct.

SELECT COMMITTEE ON NARCOTICS ABUSE AND CONTROL

Committee on Rules: Ordered reported as amended H. Res. 13, to establish the Select Committee on Narcotics Abuse and Control. Testimony was heard from Representatives Zeferetti, Rangel, Railsback, Coughlin, Gilman and Dornan.

FAA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Transportation, Aviation and Materials continued hearings on FAA Research and Development fiscal year 1982 Budget Authorization. Testimony was heard from James Bispo, Associate Administrator for Air Traffic and Airway Facilities, FAA.

Hearings continue tomorrow.

CARTER BUDGET

Committee on Veterans' Affairs: Held a hearing on fiscal year 1982 Carter Budget. Testimony was heard from Conrad R. Hoffman, Controller, Veterans Administration, and a public witness.

COMMITTEE ORGANIZATION

Committee on Ways and Means: Subcommittee on Health met for organizational purposes.

SOCIAL SECURITY FINANCING

Committee on Ways and Means: Subcommittee on Social Security continued hearings on social security financing issues. Testimony was heard from public witnesses.

Hearings continue tomorrow.

NATIONAL FOREIGN INTELLIGENCE PROGRAM BUDGET OVERVIEW

Permanent Select Committee on Intelligence: Held a hearing in executive session on the National Foreign Intelligence Program Budget Overview. Testimony was heard from Adm. B. R. Inman, Deputy Director, CIA.

INTELLIGENCE-RELATED ACTIVITIES OVERVIEW

Permanent Select Committee on Intelligence: Held a hearing in executive session on Intelligence-Related Activities Overview. Testimony was heard from departmental witnesses.

COMMITTEE BUSINESS

Permanent Select Committee on Intelligence: Met in executive session to consider pending business.

Thursday, February 19, 1981

Senate

Chamber Action

Routine Proceedings, pages 2441–2485

Bills Introduced: Fourteen bills and two resolutions were introduced, as follows: S. 494–507, S.J. Res. 32, and S. Con. Res. 8. Pages 2450–2451, 2462–2463

Nomination/Time Limitation Agreement: A time limitation agreement was reached concerning the nomination of William P. Clark, of California, to be Deputy Secretary of State, with a final vote to occur no later than 6 p.m., Tuesday, February 24. Pages 2445–2446

Authority To Receive Messages: The Secretary of the Senate was authorized to receive messages from the President of the United States and the House of Representatives during the recess of the Senate over until Friday, February 20, and Tuesday, February 24, and they were authorized to be appropriately referred. Page 2441

Authority To Sign Measures: The President of the Senate, the President pro tempore and the Acting President pro tempore were authorized to sign duly enrolled bills and joint resolutions during the recess of the Senate over until Friday, February 20, and Tuesday, February 24. Page 2441

Nominations: Senate received the following nominations:

Charles M. Lichenstein, of the District of Columbia, to be the Alternate Representative for Special Political Affairs in the United Nations, with the rank of Ambassador.

Nine Navy nominations in the rank of Admiral.

Three Coast Guard nominations in the rank of Admiral. Page 2485

Presidential Messages: The message from the President received on Wednesday (PM–31), transmitting certain documents describing his proposed program for economic recovery, was by unanimous consent referred jointly to the Committees on Agriculture, Nutrition, and Forestry; Appropriations; Armed Services; Banking, Housing, and Urban Affairs; Budget; Commerce, Science, and Transportation; Energy and Natural Resources; Environment and Public Works; Finance; Foreign Relations; Governmental Affairs; Judiciary; Labor and Human Resources; Rules and Administration; and Veterans' Affairs.

Senate today received a message from the President describing his proposed program for economic recovery, which by unanimous consent was referred jointly to the Committees on Agriculture, Nutrition, and Forestry; Appropriations; Armed Services; Banking, Housing, and Urban Affairs; Budget; Commerce, Science, and Transportation; Energy and Natural Resources; Environment and Public Works; Finance; Foreign Relations; Governmental Affairs; Judiciary; Labor and Human Resources; Rules and Administration; and Veterans' Affairs (PM–32). Pages 2447–2450

Messages From the President: Pages 2446–2447
Communications: Page 2450
Statements on Introduced Bills: Pages 2451–2461
Notices of Hearings: Pages 2464–2465
Additional Statements: Pages 2465–2485
Nominations: Page 2485

Recess: Senate met at 11 a.m., and recessed at 12:03 p.m., until 11 a.m. on Friday, February 20, 1981, for a pro forma session. (For Senate's program see remarks of Senator Baker in today's Record on page 2441.)

Committee Meetings

DOE BUDGET

Committee on Appropriations: Subcommittee on Energy and Water Development held hearings to review those programs administered by the Department of Energy, receiving testimony on proposed budget estimates for fiscal year 1982 from James B. Edwards, Secretary of Energy.

APPROPRIATIONS—HEALTH

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education continued hearings on proposed budget estimates for fiscal year 1982 for the National Institutes of Health, receiving testimony in behalf of funds for their respective activities from Calvin B. Baldwin, Associate Director for Administration, Office of the Director, Claude J. M. Lenfant, Acting Director, John E. Fogarty, International Center for Advanced Study in the Health Sciences, Martin M. Cummings, Director, National Library of Medicine, James F. O'Donnell, Acting Director, Division of Research Resources, Robert N. Butler, Director, National Institute on Aging, and in behalf of funds for the Alcohol, Drug Abuse and Mental Health Administration from Robert L. Trachtenberg, Acting Administrator.

Hearings continue tomorrow.

APPROPRIATIONS—INDIAN PROGRAMS

Committee on Appropriations: Subcommittee on Interior and Related Agencies held hearings on proposed budget estimates for fiscal year 1982 for certain Indian programs, receiving testimony from numerous Indian organizations.

Subcommittee will meet again on Wednesday, February 25.

TACTICAL WARFARE THREAT

Committee on Armed Services: Subcommittee on Tactical Warfare held closed hearings to receive a briefing on a tactical warfare threat and on tactical warfare missions and requirements, receiving testimony from Major General Richard X. Larkin, Deputy Director, Defense Intelligence Agency; and Brigadier General Jerome T. Hagen, Assistant Deputy Director, Force Development & Strategic Plans, Directorate of Plans and Policy, Office of the Joint Chiefs of Staff.

Subcommittee recessed subject to call.

IRANIAN ASSET SETTLEMENT

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on the Iranian asset settlement, after receiving testimony from John Hoffman, Shearman & Sterling, and Hans H. Angermueller, both representing Citibank, and Alexander M. Vagliano, Morgan Guaranty and Trust Company, all of New York City; Joseph R. Creighton, Harris Corporation, Melbourne, Florida; Arthur G. Albertson, CBI Industries, Inc., Chicago, Illinois; Harold Saunders, former Assistant Secretary of State of Near-Eastern and South Asian Affairs; Robert Carswell, former Deputy Secretary of the Treasury; and Roberts Owen, former Department of State Legal Advisor.

U.S. ECONOMY

Committee on the Budget: Committee began hearings to review the President's economic proposals, receiving testimony from David A. Stockman, Director, Office of Management and Budget.

Hearings continue tomorrow.

Committee on Governmental Affairs: Permanent Subcommittee on Investigations continued hearings on alleged corruption in the International Longshoremen's Association's influence and control over the waterfront industry along the East and Gulf Coasts, receiving testimony from Dana Caro, Deputy Assistant Director, Organized Crime Division, and Louis J. Freeh, Special Agent, both of the Federal Bureau of Investigation, Department of Justice; Raymond Maria, Staff Investigator, Permanent Subcommittee on Investigations; and Thomas Fortuin, Becker and Chameiler, Washington, D.C., representing Anthony Salerno, New York City. Present, but not testifying were George Barone, and Douglas Rago, both of the International Longshoremen's Association, Miami, Florida.

Hearings continue on Wednesday, February 25.

POSTAL RATES

Committee on Governmental Affairs: Subcommittee on Civil Service, Post Office, and General Services held hearings to review proposed postal rate increases, receiving testimony from A. Lee Fritschler, Chairman, Simeon M. Bright, Vice Chairman, and James H. Duffy, Clyde S. DuPont, and Janet D. Steiger, all Commissioners, all Members of the U.S. Postal Rate Commission.

Subcommittee will meet again on Tuesday, February 24.

COMMITTEE BUDGET REQUESTS

Committee on Rules and Administration: Committee continued hearings to receive testimony from Senators, as indicated, in support of resolutions requesting funds for expenses of their respective committees, as follows:

Foreign Relations (S. Res. 39—$2,333,100), Senators Pressler and Pell;

Commerce, Science, and Transportation (S. Res. 52—$3,219,146), Senators Packwood and Cannon;

Select Committee on Small Business (S. Res. 34—$905,000), Senator Weicker;

Select Committee on Intelligence (S. Res. 54—$1,670,000), Senator Goldwater;

Special Committee on Aging (S. Res. 45—$908,946), Senators Heinz and Chiles;

Committee also received testimony on the current activities of the Office of the Senate Sergeant at Arms and to review efforts to effect economies within that office from Howard S. Liebengood, Sergeant at Arms.

Committee will consider the committee resolutions requesting funds for operating expenses for 1981 on Tuesday, February 24.

House of Representatives

Chamber Action

Bills Introduced: 28 public bills, H.R. 1948–1975; 2 private bills, H.R. 1976 and 1977; and 3 resolutions, H.J. Res. 180 and 181, and H. Res. 77 were introduced.

Pages 2515–2516

Report Filed: One report was filed as follows: H. Res. 13, to establish the Select Committee on Narcotics Abuse and Control, amended (H. Rept. 97-4).

Page 2491

Legislative Program: Majority Leader announced the legislative program for the week of February 23. Agreed to adjourn from Thursday to Monday.

Page 2491

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of February 25.

Page 2492

Subpena: Read a letter from the chairman of the Committee on Energy and Commerce wherein he notifies the House, pursuant to H. Res. 722, of a subpena directed to Mr. John E. Moss, former chairman of the Subcommittee on Oversight and Investigations, calling for a deposition and production of documents in Sacramento, California.

Page 2503

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Adjourned at 11:57 a.m.

Committee Meetings

AGRICULTURAL APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture heard testimony from John R. Block, Secretary of Agriculture.

Hearings continue tomorrow.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development held a hearing on Nuclear Regulatory Commission. Testimony was heard from John F. Ahearne, Chairman, Nuclear Regulatory Commission and members of the Commission.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Department of Energy, Bureau of Mines, Office of Surface Mining Reclamation and Enforcement. Testimony was heard from public witnesses.

LABOR–HHS AND EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS and Education held a hearing on Department of Education, American Printing House for the Blind, National Technical Institute for the Deaf and Gallaudet College. Testimony was heard from departmental witnesses.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on Planning and Design. Testimony was heard from Mortimer M. Marshall, Director of Construction Standards and Design, Office of the Deputy Assistant Secretary of Defense (Installations and Housing); Maj. Gen. Drake Wilson, Director of Military Programs, Office of the Army, Chief of Engineers; RAdm. William M. Zobel, Commander Naval Facilities Engineering Command and Brig. Gen. Clifton D. Wright, Deputy Director Engineering and Services, Headquarters U.S. Air Force.

PANAMA CANAL COMMISSION

Committee on Appropriations: Subcommittee on Transportation held a hearing on Panama Canal Commission. Testimony was heard from Dennis P. McAuliffe, Administrator, Panama Canal Commission.

POSTURE AND REQUIREMENTS OF FORCES

Committee on Armed Services: Held a hearing on the posture and requirements of forces in the U.S. European Command. Testimony was heard from Gen. Bernard W. Rogers, U.S. Army, Commander in Chief, U.S. European Command.

COMMITTEE ORGANIZATION AND ORIENTATION

Committee on Armed Services: Subcommittee on Readiness met in executive session for organizational and orientational purposes.

ADMINISTRATION'S TAX AND SPENDING RECOMMENDATIONS

Committee on the Budget: Held a hearing on the Administration's tax and spending recommendations for fiscal year 1982. Testimony was heard from Donald T. Regan, Secretary of the Treasury.

COMPREHENSIVE ENVIRONMENTAL RESPONSE, COMPENSATION AND LIABILITY ACT

Committee on Energy and Commerce: Subcommittee on Commerce, Transportation, and Tourism held a hearing to review the post-closure provisions of the "Comprehensive Environmental Response, Compensation and Liability Act of 1980," Public Law 96–510. Testimony was heard from Steffen Plehn, Deputy Assistant Administrator, EPA; Gary Guenther, Director, Michigan Environmental Protection Bureau and public witnesses.

IRAN'S SEIZURE OF U.S. EMBASSY

Committee on Foreign Affairs: Continued hearings on Iran's seizure of U.S. Embassy. Testimony was heard from Edmund S. Muskie, former Secretary of State and Warren Christopher, former Deputy Secretary of State.

Hearings continue February 25.

SYNTHETIC FUELS CORPORATION

Committee on Government Operations: Subcommittee on Environment, Energy, and Natural Resources held an oversight hearing on Synthetic Fuels Corporation. Testimony was heard from John McAtee, Jr., General Counsel and Senior Vice President and other representatives of the Synthetic Fuels Corporation.

COMMITTEE FUNDING

Committee on House Administration: Subcommittee on Accounts met and approved for full committee action resolutions providing funds for the expenses and investigations of the following committees:

H. Res. 68, as amended, Committee on Interior and Insular Affairs; and

H. Res. 74, as amended, Committee on Post Office and Civil Service.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on Public Lands and National Parks approved for full Committee action the following bills: H.R. 618, to

convey certain interest in public lands to the city of Angels, Calif.; H.R. 1528, to provide an exception to the requirements of the act of August 30, 1890 (26 Stat. 391; 43 U.S.C. 945), with regard to certain lands in Riverside County, Calif.; and H.R. 1543, to confirm a conveyance of certain real property by the Central Pacific Railway Co. and Southern Pacific Co. to A. C. Taber and his wife, Mary Taber.

FBI UNDERCOVER GUIDELINES

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights held an oversight hearing on FBI Undercover Guidelines. Testimony was heard from public witnesses.

Hearings continue February 25.

COMMITTEE ORGANIZATION

Committee on Merchant Marine and Fisheries: Met for organizational purposes.

COMMITTEE ORGANIZATION

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits met for organizational purposes.

COMMITTEE ORGANIZATION

Committee on Public Works and Transportation: Met for organizational purposes.

FAA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Transportation, Aviation and Materials concluded hearings on FAA Research and Development fiscal year 1982 Budget Authorization. Testimony was heard from a public witness.

SOCIAL SECURITY FINANCING

Committee on Ways and Means: Subcommittee on Social Security concluded hearings on social security financing issues. Testimony was heard from Representatives Conable, Young of Florida and Petri and from Richard S. Schweiker, Secretary of Health and Human Services.

NATIONAL FOREIGN INTELLIGENCE PROGRAM

Permanent Select Committee on Intelligence: Subcommittee on Program and Budget Authorization held a hearing in executive session on National Foreign Intelligence Program-Air Force Program. Testimony was heard from departmental witnesses.

Hearings continue February 24.

Joint Committee Meeting

ECONOMIC POLICY

Joint Economic Committee: Committee held hearings to review the overall economic policy of the Administration, receiving testimony from Donald T. Regan, Secretary of the Treasury; and Malcolm Baldrige, Secretary of Commerce.

Hearings continue tomorrow.

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Friday, February 20, 1981

Senate

Chamber Action

Routine Proceedings, pages 2552–2588

Bills Introduced: Twenty bills and one resolution were introduced, as follows: S. 508–527; S. Res. 76.
Pages 2552, 2572

Statements on Introduced Bills: **Pages 2552–2571**

Amendment Submitted for Printing: **Page 2572**

Notices of Hearings: **Page 2572**

Additional Statements: **Pages 2572–2588**

Recess: Senate met at 11 a.m., in pro forma session, and recessed at 11:01 a.m., until 11 a.m., on Tuesday, February 24, 1981.

Committee Meetings

APPROPRIATIONS—HEALTH

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education continued hearings on proposed budget estimates for fiscal year 1982, receiving testimony in behalf of funds for the Health Resources Administration from Robert Graham, Acting Administrator.

Hearings continue on Monday, February 23.

APPROPRIATIONS—PANAMA CANAL COMMISSION/ST. LAWRENCE SEAWAY

Committee on Appropriations: Subcommittee on Transportation and Related Agencies held hearings on proposed budget estimates for fiscal year 1981, receiving testimony in behalf of funds for their respective activities from Dennis P. McAuliffe, Administrator, Panama Canal Commission; and David W. Oberlin, Administrator, St. Lawrence Seaway Development Corporation.

Hearings continue on Thursday, February 26.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Strategic and Theater Nuclear Forces resumed closed hearings on proposed authorizations for fiscal year 1982 for theater and tactical nuclear force modernization programs of the Department of Defense, receiving testi-

mony from General Bernard W. Roberts, Supreme Allied Commander, Europe, Commander-in-Chief, U.S. European Command, and James P. Wade, Assistant to the Secretary of Defense for Atomic Energy.

Subcommittee will meet again on Wednesday, February 25.

MILITARY PREPAREDNESS

Committee on Armed Services: Subcommittee on Preparedness resumed open and closed hearings on operational readiness and mission capability of selected major Army operational commands, receiving testimony from General Frederick Kroesen, Commander in Chief, U.S. Army-Europe, and General Robert Shoemaker, Commander, U.S. Army Forces Command.

Closed hearings continue on Tuesday, February 24.

U.S. ECONOMY

Committee on the Budget: Committee concluded hearings to review the President's economic proposals, after receiving testimony from Donald T. Regan, Secretary of the Treasury.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of Richard M. Fairbanks III, of the District of Columbia, to be Assistant Secretary of State for Congressional Relations, Robert C. McFarlane, of Maryland, to be Counselor of the Department of State, and M. Peter McPherson, of Maryland, to be Administrator of the Agency for International Development, after the nominees testified and answered questions in their own behalf. Mr. Fairbanks was introduced by Senators Quayle and Lugar.

Committee will consider the above nominees on Tuesday, February 24.

AUTHORIZATIONS—FBI

Committee on the Judiciary: Subcommittee on Security and Terrorism held hearings on fiscal year 1982 authorizations for the Federal Bureau of Investigation, Department of Justice, receiving testimony from Lee Colwell, Executive Assistant Director, Buck Revell, Assistant Director, and Clyde Gruber, Deputy Assistant Director, both of the Administrative Services Division, all of the FBI.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held on Monday, February 23, at 12 o'clock noon.

Lobbyists: The compilation by the Clerk of the House and the Secretary of the Senate of all new registrations and reports for the fourth calendar quarter of 1980, that were filed by persons engaged in lobbying activities appears in this issue of the Congressional Record.

Pages 2589–2708

Committee Meetings

POSTURE AND REQUIREMENTS OF FORCES

Committee on Armed Services: Held a hearing on the posture and requirements of U.S. forces in the Pacific, in Korea and Japan. Testimony was heard from Adm. Robert L. J. Long, U.S. Navy, Commander in Chief, Pacific; Gen. John A. Wickham, Jr., U.S. Army, Commander, U.S. Forces, Korea and Lt. Gen. William H. Ginn, Jr., U.S. Air Force, Commander, U.S. Forces, Japan.

COMMITTEE ORGANIZATION

Committee on Small Business: On February 19, met for organizational purposes.

Joint Committee Meeting

ECONOMIC POLICY

Joint Economic Committee: Committee concluded hearings to review the overall economic policy of the Administration, after receiving testimony from David A. Stockman, Director of the Office of Management and Budget.

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Monday, February 23, 1981

Senate

Chamber Action

The Senate was not in session today. It will next meet at 11 a.m., Tuesday, February 24, 1981.

Committee Meetings

APPROPRIATIONS—HEALTH

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education continued hearings on proposed budget estimates for fiscal year 1982 for the Department of Health and Human Services, receiving testimony in behalf of funds for the Office of the Assistant Secretary for Health from Charles Miller, Acting Assistant Secretary for Health.

Hearings continue tomorrow.

ARMY PROGRAMS

Committee on Armed Services: Subcommittee on Tactical Warfare held closed hearings on proposed authoriza-

tions for fiscal year 1982 for missions and requirement programs of the U.S. Army, Department of Defense, receiving testimony from Lieutenant General Glenn K. Otis, Deputy Chief of Staff for Operations and Plans.

Hearings were recessed subject to call.

DEPARTMENT OF ENERGY/BUDGET

Committee on Energy and Natural Resources: Committee held hearings to review those items in the President's budget for fiscal year 1982 which fall within its legislative jurisdiction and consider recommendations which it will make thereon to the Budget Committee, receiving testimony in behalf of funds for the Department of Energy from Secretary James B. Edwards.

Hearings continue tomorrow.

TAX CUT MEASURES

Committee on Finance: Subcommittee on Taxation and Debt Management concluded hearings on the following tax bills:

S. 239, providing an individual tax credit for the purchase of commuter vans, after receiving testimony from Senator Durenberger, Representative Edgar, Robert B. Duncan, Tri-Met (Portland Oregon Transit Agency), and Edward Lyle, Alliance to Save Energy, both of Washington, D.C., John Oehlenschlager, Virginia Van Poolers Association, Woodbridge, and Clarence Shallbetter, Ridesharing, Inc., St. Paul, Minnesota;

S. 31, removing certain limitations on deductibility of business expenses related to residences, after receiving testimony from Juanita LaMay, Arlington, Virginia, Gil Thurm, National Association of Realtors, Jared O. Blum, Direct Selling Association, William C. Penick, Arthur Andersen and Company, Thomas D. Bell, Jr., Citizen's Choice, Inc., and Charles E. Olson, National Education Association, all of Washington, D.C.; and

S. 452, excluding from tax as ordinary income gain realized on the sale of stock of a corporation with respect to earnings and profits accrued during a year in which a corporation was not a foreign investment company, after receiving testimony from Barry N. Roth, The Williams Companies, and H. Lawrence Fox, Dawson, Riddell, Fox, Holroyd and Wilson, P.C., both of Washington, D.C.

PRESIDENT'S ECONOMIC PLAN

Committee on Governmental Affairs: Committee held hearings to review the President's current program for national economic recovery and budget reform plan as it relates to the Congressional Budget and Impoundment Control Act of 1974 (P.L. 93-344), receiving testimony from David A. Stockman, Director, Office of Management and Budget.

Hearings were recessed subject to call.

BUSINESS MEETING

Select Committee on Ethics: Committee met to further discuss proposed revisions to the Senate Code of Official Conduct, but made no announcements and will meet again on Thursday, February 26.

House of Representatives

Chamber Action

Bills Introduced: 31 public bills, H.R. 1978–2008; 5 private bills, H.R. 2009–2013; and 8 resolutions, H.J. Res. 182–184, H. Con. Res. 72–74, and H. Res. 78 and 79 were introduced. **Pages 2729–2731**

District of Columbia Financial Oversight Commission: The Speaker appointed as members on the part of the House of the Temporary Commission on Financial Oversight of the District of Columbia, the following Members: Representatives Dellums, Dixon, and McKinney. **Pages 2711–2712**

Truman Scholarship Foundation: The Speaker appointed Representatives Skelton and Taylor as members on the part of the House of the Board of Trustees of the Harry S. Truman Scholarship Foundation. **Page 2712**

Coast Guard Academy: The Speaker appointed Representatives Gejdenson and McKinney as members on the part of the House of the Board of Visitors to the United States Coast Guard Academy. **Page 2712**

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Adjourned at 12:48 p.m.

Committee Meetings

AGRICULTURAL APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture held a hearing on Foreign Agricultural Service, The General Sales Mngr./P.L. 480 and Office of International Cooperation and Development. Testimony was heard from the following representatives of the USDA: Richard A. Smith, Acting Administrator for Foreign Agricultural Service and Acting General Salesmanager and Dr. Quentin M. West, Special Assistant for International Scientific and Technical Cooperation, Office of the Secretary.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development held a hearing on Appalachian Regional Commission and River Basin Commissions. Testimony was heard from representatives of the Appalachian Regional Commission and the River Basin Commissions.

POSTURE REQUIREMENTS OF FORCES

Committee on Armed Services: Held a hearing on the posture and requirements of U.S. forces in the Atlantic

area. Testimony was heard from Adm. Harry D. Train, II, Commander-in-Chief, Atlantic.

COMMITTEE ORGANIZATION

Committee on Banking, Finance and Urban Affairs: Subcommittee on Domestic Monetary Policy met for organizational purposes.

OIL COMPANY PRICING VIOLATIONS

Committee on Government Operations: Subcommittee on Environment, Energy, and Natural Resources held a hearing on Department of Energy enforcement of major oil company pricing violations and disbursement of settlement monies. Testimony was heard from Paul L. Bloom, former General Counsel, Department of Energy.

FISCAL YEAR 1982 BUDGET

Committee on Interior and Insular Affairs: Subcommittee on Public Lands and National Parks held a hearing on fiscal year 1982 Budget: National Park Service and Heritage Conservation and Recreation Service, Department of the Interior. Testimony was heard from the following representatives of the Department of the Interior: Robert Ritsch, Acting Director, Heritage Conservation and Recreation Service and Russell Dickinson, Director, National Park Service; R. Max Peterson, Director, Forest Service, USDA and a public witness.

Hearings continue tomorrow.

Joint Committee Meeting

TAX POLICY

Joint Economic Committee: Committee concluded hearings to review overall tax policy, after receiving testimony from Michael K. Evans, Evans Economics, and David Maiselman, Oppenheimer and Company, both of Washington, D.C.; Richard Musgrave, Harvard University, and Lester Thurow, Massachusetts Institute of Technology, both of Cambridge, Massachusetts.

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Tuesday, February 24, 1981

Senate

Chamber Action

Routine Proceedings, pages 2773–2911

Bills Introduced: Thirty-eight bills and fourteen resolutions were introduced, as follows: S. 528–565, S.J. Res. 33–36, S. Con. Res. 9–11, and S. Res. 77–83.

Pages 2774, 2778–2779, 2799–2800, 2811–2812, 2871–2880

Bills Reported: Reports were made as follows:

S. Res. 80, designating Room S–120 in the U.S. Capitol, as the "Hugh Scott Room."

S. Res. 43, requesting $1,322,000 for expenses of the Committee on Agriculture, Nutrition, and Forestry, with an amendment (S. Rept. No. 97–5).

S. Res. 55, requesting $3,791,203 for expenses of the Committee on Appropriations, with an amendment (S. Rept. No. 97–6).

S. Res. 60, requesting $1,554,400 for expenses of the Committee on Armed Services, with an amendment (S. Rept. No. 97–7).

S. Res. 75, requesting $1,583,411 for expenses of the Committee on Banking, Housing, and Urban Affairs (S. Rept. No. 97–8).

S. Res. 50, requesting $2,693,632 for expenses of the Committee on the Budget, with amendments (S. Rept. No. 97–9).

S. Res. 52, requesting $3,171,746 for expenses of the Committee on Commerce, Science, and Transportation, with an amendment (S. Rept. No. 97–10).

S. Res. 56, requesting $2,029,259 for expenses of the Committee on Energy and Natural Resources, with an amendment (S. Rept. No. 97–11).

S. Res. 49, requesting $2,166,000 for expenses of the Committee on Environment and Public Works, with amendments (S. Rept. No. 97–12).

S. Res. 25, requesting $2,063,200 for expenses of the Committee on Finance, with an amendment (S. Rept. No. 97–13).

S. Res. 39, requesting $2,333,100 for expenses of the Committee on Foreign Relations (S. Rept. No. 97–14).

S. Res. 57, requesting $4,672,526 for expenses of the Committee on Governmental Affairs, with an amendment (S. Rept. No. 97–15).

S. Res. 53, requesting $4,272,722 for expenses of the Committee on the Judiciary, with an amendment (S. Rept. No. 97–16).

S. Res. 62, requesting $4,004,000 for expenses of the Committee on Labor and Human Resources, with an amendment (S. Rept. No. 97–17).

S. Res. 61, requesting $748,630 for expenses of the Committee on Veterans Affairs (S. Rept. No. 97–18).

S. Res. 45, requesting $901,946 for expenses of the Special Committee on Aging, with amendments (S. Rept. No. 97–19).

S. Res. 34, requesting $902,000 for expenses of the Select Committee on Small Business, with an amendment (S. Rept. No. 97–20).

S. Res. 54, requesting $1,648,000 for expenses of the Select Committee on Intelligence, with an amendment (S. Rept. No. 97–21).

S. Res. 51, requesting $567,224 for expenses of the Select Committee on Indian Affairs (S. Rept. No. 97–22).

Pages 2810–2811

Resolutions Agreed to:

Joint Committee on Printing: Senate agreed to S. Res. 76, providing for two additional Senate members of the Joint Committee on Printing. **Pages 2780–2781**

Select Committee on Ethics: Senate agreed to S.

Res. 78, changing the number of members necessary for the transaction of routine business of the Select Committee on Ethics. **Page 2774**

South Dakota State University Centennial: Senate agreed to S. Res. 79, recognizing South Dakota State University's centennial observance. **Pages 2778–2779**

Commending William G. Miller: Senate agreed to S. Res. 81, commending William G. Miller, Staff Director of the Select Committee on Intelligence. **Pages 2799–2800**

Commending Earl D. Eisenhower: Senate agreed to S. Res. 82, commending Earl D. Eisenhower, Minority Staff Director of the Select Committee on Intelligence. **Pages 2799–2800**

Confirmations: Senate confirmed the following nominations:

Richard E. Lyng, of Virginia, to be Deputy Secretary of Agriculture. **Page 2812**

By a vote of 70 yeas to 24 nays, 1 voting present, William P. Clark, of California, to be Deputy Secretary of State. **Pages 2782–2798**

By unanimous vote of 95 yeas, Murray L. Weidenbaum, of Missouri, to be a member of the Council of Economic Advisers. **Page 2799**

Authority To Receive Messages: The Secretary of the Senate was authorized to receive messages from the President of the United States and the House of Representatives during the recess over until Thursday, February 26, and they were authorized to be appropriately referred. **Page 2773**

Authority To Sign Measures: The President of the Senate, the President pro tempore, and the Acting President pro tempore were authorized to sign duly enrolled bills and joint resolutions during the recess of the Senate over until Thursday, February 26. **Page 2773**

Authority for Committee To File: The Committee on Rules and Administration was authorized to file reports on Wednesday, February 25, between 9 a.m. and 4 p.m. **Page 2782**

Presidential Messages: Senate received the following messages from the President:

(1) transmitting a governing international fishery agreement between the United States and Norway. Referred to the Committee on Commerce, Science, and Transportation (PM–33).

(2) suspending certain litigation against Iran. Referred to the Committee on Banking, Housing, and Urban Affairs (PM–34). **Page 2810**

Nominations: Senate received the following nominations during the recess of the Senate, on February 23:

Roscoe L. Egger, Jr., of the District of Columbia, to be Commissioner of Internal Revenue.

Robert W. Blanchette, of Maryland, to be Administrator of the Federal Railroad Administration.

Routine list of Air Force nominations.

Received today:

John M. Fowler, of Pennsylvania, to be General Counsel of the Department of Transportation.

Thomas W. Pauken, of Texas, to be Director of the ACTION Agency.

Routine lists of nominations in the Navy and the Coast Guard. **Pages 2810–2812**

Messages From the President: **Page 2809**

Messages From the House: **Page 2810**

Communications: **Page 2810**

Statements on Introduced Bills: **Pages 2812–2870**

Notices of Hearings: **Page 2880**

Committee Authority To Meet: **Page 2880**

Additional Statements: **Pages 2880–2910**

Nominations: **Pages 2911–2912**

Confirmations: **Page 2913**

Record Votes: Two record votes were taken today (Total—25). **Pages 2798, 2799**

Recess: Senate met at 11 a.m., and recessed at 6:21 p.m., until 11 a.m., on Thursday, February 26, 1981. (For Senate's program, see remarks of Senator Baker in today's Record on pages 2798–2799, 2911.)

Committee Meetings

APPROPRIATIONS—HEALTH

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education continued hearings on proposed budget estimates for fiscal year 1982 for the Department of Health and Human Services, receiving testimony in behalf of funds for the Health Care Financing Administration from Paul Willging, Acting Administrator.

Hearings continue tomorrow.

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee on Energy and Water Development held hearings on proposed budget estimates for fiscal year 1982, receiving testimony in behalf of funds for the Department of the Interior from Donald Hodel, Under Secretary of the Interior; in behalf of funds for the Water Resources Council from Gerald D. Seinwill, Acting Director; and in behalf of funds for the Water and Power Resources Service from Clifford Barrett, Acting Commissioner.

Subcommittee will meet again on Thursday, February 26.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Manpower and Personnel held hearings on proposed authorizations for fiscal year 1982 for all volunteer force manpower requirements and trends, receiving testimony from Robert A. Stone, Acting Assistant Secretary of Defense for Manpower, Reserve Affairs and Logistics, and

John R. Brinkerhoff, Deputy Assistant Secretary of Defense for Reserve Affairs.

Subcommittee will meet again on Thursday, February 26.

NOMINATION—HUD

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on the nomination of Donald I. Hovde, of Wisconsin, to be Under Secretary of Housing and Urban Development, after the nominee testified and answered questions in his own behalf.

AIRPORT DEVELOPMENT AUTHORIZATIONS

Committee on Commerce, Science, and Transportation: Subcommittee on Aviation held hearings on S. 508, authorizing funds through fiscal year 1985 for the airport development aid program, receiving testimony from Darrell Trent, Deputy Secretary of Transportation; John Winant, National Business Aircraft Association, Edward B. Moore and Edward Stimpson, both of the General Aviation Manufacturers Association, John L. Baker, Aircraft Owners and Pilots Association, Duane H. Ekedahl, Commuter Airline Association of America, and Clifton F. Von Kann, National Aeronautic Association, all of Washington, D.C.; Robert H. Waddle, Columbia Metropolitan Airport, West Columbia, South Carolina; Jim Church, Port of Portland, Portland, Oregon; and John W. Solomon, Las Vegas, Nevada.

Hearings continue tomorrow.

AUTHORIZATIONS—AGRICULTURE AND INTERIOR

Committee on Energy and Natural Resources: Committee held hearings to review those items in the President's budget for fiscal year 1982 which fall within its legislative jurisdiction and consider recommendations which it will make thereon to the Budget Committee, receiving testimony in behalf of funds for the Department of Agriculture from Richard E. Lyng, Deputy Secretary of Agriculture, Max Peterson, Chief, U.S. Forest Service, Larry Wachs, Deputy Budget Officer, and John Crowell, Assistant Secretary-designate for Natural Resources and Environment, all of the Department of Agriculture; and in behalf of funds for the Department of the Interior from James G. Watt. Secretary of the Interior, and William D. Bettenberg, Director of Budget, Department of the Interior.

Committee recessed subject to call.

TAX SAVINGS INCENTIVES

Committee on Finance: Subcommittee on Savings, Pensions, and Investment Policy concluded hearings on S. 12, providing for certain employee retirement savings contributions, S. 24, allowing a deduction of amounts deposited in education and housing savings accounts, and S. 243, allowing all people with earned income to establish and to increase the maximum tax deductible contribution to an individual retirement account, after receiving testimony from Representative Moore; Michael P. McCarthy, Deloitte, Haskins & Sells, Frederick J. Napolitano, National Association of Home Builders, Stephen L. Skarden, Jr., National Association of Retired Federal Employees, James M. Hacking, National Retired Teachers Association/American Association of Retired Persons, Dick Johnson, Noncommissioned Officers Association of the United States of America, David C. Lewis, The Institute of Electrical and Electronics Engineers, Inc., Marvin A. Levins, on behalf of the American Council of Life Insurance, Jeff R. Hart, The Association of Private Pension and Welfare Plans, Inc., Jerry L. Oppenheimer, on behalf of the ERISA Industry Committee, Gerald D. Facciani, American Society of Pension Actuaries, David Silver and Edwin S. Cohen, both of The Investment Company Institute, Joseph N. Cugini, Credit Union National Association, Inc., and Richard C. Tucker, on behalf of the National Consumer Finance Association, all of Washington, D.C.; John J. Hutchinson, National Association of Federal Credit Unions, Arlington, Virginia; Lee E. Gunderson, Bank of Osceola, Wisconsin, on behalf of the American Bankers Association; Albert B. Hooke, The Community Savings Bank, Rochester, New York, on behalf of the National Association of Mutual Savings Banks; Edwin B. Brooks, Jr., Security Federal, Richmond, Virginia, on behalf of the United States League of Savings Association; Robert B. O'Brien, Jr., Carteret Savings and Loan Association, Newark, New Jersey, on behalf of The National Savings and Loan League; Robert N. Kelly, Kansas Independent College Association, Topeka; Terry Sanford, Duke University, Durham, North Carolina, representing the Association of American Universities; John P. Sheffey, National Association for Uniformed Services, Springfield, Virginia; Morton A. Harris, Small Business Council of America, Columbus, Georgia; Richard B. Taylor, National Automobile Dealers and Associates Retirement Trust, McLean, Virginia; and Nissie Grossman, N.E. Retail Lumbermen's Agency, Boston, Massachusetts.

NOMINATIONS

Committee on Foreign Relations: Committee ordered favorably reported the nominations of Walter J. Stoessel, Jr., of California, to be Under Secretary of State for Political Affairs, James L. Buckley, of Connecticut, to be Under Secretary of State for Coordinating Security Assistance Programs, Richard T. Kennedy, of the District of Columbia, to be Under Secretary of State for Management, Richard M. Fairbanks III, of the District of Columbia, to be an Assistant Secretary of State for Congressional Relations, Robert C. McFarlane, of Maryland, to be Counselor of the Department of State, and M. Peter McPherson, of Maryland, to be Administrator of the Agency for International Development; and a Foreign Service Officer list, dated February 3, 1981.

ZIP CODES

Committee on Governmental Affairs: Subcommittee on Civil Service, Post Office, and General Services held hearings on the U.S. Postal Service proposal to expand the present zip code system to a 9-digit zip code, receiving testimony from Senators Durenberger and Heflin; Representative Derwinski; William F. Bolger, Postmaster General; Nat Breed, representing the Federal Express Corporation, Memphis, Tennessee; and James Syers, Sturgis, Kentucky, representing the National Association of Postmasters of the United States.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on Rules and Administration: Committee ordered favorably reported the following resolutions:

S. Res. 43, requesting $1,322,000 for expenses of the Committee on Agriculture, Nutrition, and Forestry, with an amendment;

S. Res. 55, requesting $3,791,203 for expenses of the Committee on Appropriations, with a technical amendment;

S. Res. 60, requesting $1,554,400 for expenses of the Committee on Armed Services, with an amendment;

S. Res. 75, requesting $1,583,411 for expenses of the Committee on Banking, Housing, and Urban Affairs;

S. Res. 50, requesting $2,693,632 for expenses of the Committee on the Budget, with technical amendments;

S. Res. 52, requesting $3,171,746 for expenses of the Committee on Commerce, Science, and Transportation, with an amendment;

S. Res. 56, requesting $2,029,259 for expenses of the Committee on Energy and Natural Resources, with an amendment;

S. Res. 49, requesting $2,166,000 for expenses of the Committee on Environment and Public Works, with amendments;

S. Res. 25, requesting $2,063,200 for expenses of the Committee on Finance, with an amendment;

S. Res. 39, requesting $2,333,100 for expenses of the Committee on Foreign Relations;

S. Res. 57, requesting $4,672,526 for expenses of the Committee on Governmental Affairs, with an amendment;

S. Res. 53, requesting $4,272,722 for expenses of the Committee on the Judiciary, with an amendment;

S. Res. 62, requesting $4,004,000 for expenses of the Committee on Labor and Human Resources, with an amendment;

S. Res. 61, requesting $748,630 for expenses of the Committee on Veterans' Affairs;

S. Res. 51, requesting $567,324 for expenses of the Select Committee on Indian Affairs;

S. Res. 54, requesting $1,648,000 for expenses of the Select Committee on Intelligence, with an amendment;

S. Res. 34, requesting $902,000 for expenses of the Select Committee on Small Business, with an amendment;

S. Res. 45, requesting $901,946 for expenses of the Special Committee on Aging; with amendments; and

An original resolution (S. Res. 80) designating Room S-120, in the U.S. Capitol, as the "Hugh Scott Room."

VETERANS' ASSISTANCE

Committee on Veterans' Affairs: Committee held hearings to receive legislative recommendations for fiscal year 1982 for veterans' assistance programs, receiving testimony from Stan Pealer, Disabled American Veterans, Washington, D.C.

Committee will meet again on Tuesday, March 3.

House of Representatives

Chamber Action

Bills Introduced: 61 public bills, H.R. 2014–2074; 7 private bills, H.R. 2075–2081; and 6 resolutions, H.J. Res. 185 and 186, H. Con. Res. 75, and H. Res. 80–82 were introduced. Pages 2967–2969

Maryland Congressional Vacancy: House agreed to H. Res. 80, declaring a vacancy in the Fifth Congressional District in the State of Maryland. Page 2916–2918

House Picture: House agreed to H. Res. 81, to authorize a picture of the House of Representatives while in session. Page 2918

Motor Carrier Ratemaking Commission: The Speaker appointed Representatives Roe, Seiberling, and Shuster as members of the Motor Carrier Ratemaking Study Commission. Page 2918

National Historical Publications and Records: The Speaker appointed Representative Wirth as a member of the National Historical Publications and Records Commission. Page 2918

United States-Norway Fishing Agreement: Read a message from the President wherein he transmits a governing international fishery agreement between the United States and Norway—referred to the Committee on Merchant Marine and Fisheries and ordered printed (H. Doc. 97–23). Pages 2918–2919

Cash Discounts: By a yea-and-nay vote of 372 yeas to 4 nays, Roll No. 11, the House voted to suspend the rules and pass H.R. 31, amended, to amend the Truth in Lending Act to encourage cash discounts. Pages 2919–2923

Quorum Calls—Votes: One yea-and-nay vote developed during the proceedings of the House today and appears on pages 2922–2923. There were no quorum calls. Pages 2919–2923

Adjournment: Adjourned at 2:25 p.m.

Committee Meetings

BUDGET

Committee on Agriculture: Ad Hoc Subcommittee on the Budget met to consider the fiscal year 1982 budget recommendations as they pertain to the Committee's jurisdiction.

Will continue tomorrow.

COMMITTEE ORGANIZATION

Committee on Agriculture: Subcommittee on Conservation, Credit and Rural Development met for organizational purposes.

AGRICULTURAL APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture held a hearing on Animal Plan Health Inspection Service. Testimony was heard from Harry C. Mussman, Administrator, Animal Plan Health Inspection Service, USDA.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development held a hearing on Secretary of the Interior, Water Resources Council and Water and Power Resources Service. Testimony was heard from James G. Watt, Secretary of the Interior and representatives of the Water Resources Council and the Water and Power Resources Service.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on National Park Service; Bureau of Land Management; Office of Water Research and Technology, Land and Water Conservation Fund, Fish and Wildlife Service; Heritage Conservation and Recreation Service and Forest Service. Testimony was heard from public witnesses.

LEGISLATIVE BRANCH APPROPRIATIONS

Committee on Appropriations: Subcommittee on Legislative Branch held a hearing on Railroad Accounting Principles Board and GAO. Testimony was heard from Elmer B. Staats, Comptroller General, GAO and Chairman, Railroad Accounting Principles Board.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on the Coast Guard. Testimony was heard from Adm. John B. Hayes, Commandant, U.S. Coast Guard.

Hearings continue tomorrow.

SOVIET MILITARY CAPABILITIES AND TRENDS

Committee on Armed Services: Met in executive session to receive a classified briefing on Soviet military capabilities and trends. The Committee was briefed by John T. Hughes, Deputy Director for Defense Intelligence, Defense Intelligence Agency.

CASH DISCOUNT ACT

Committee on Banking, Finance and Urban Affairs: Ordered reported as amended H.R. 31, Cash Discount Act.

COMMITTEE ORGANIZATION

Committee on Banking, Finance and Urban Affairs: Subcommittee on General Oversight and Renegotiation met for organizational purposes.

COMMITTEE ORGANIZATION

Committee on Banking, Finance and Urban Affairs: Subcommittee on International Development, Institutions and Finance met for organizational purposes.

FIRST BUDGET RESOLUTION

Committee on the Budget: Continued hearings in preparation for the First Budget Resolution for fiscal year 1982. Tesimony was heard from public witnesses.

Hearings continue tomorrow.

COMMITTEE ORGANIZATION

Committee on Education and Labor: Met for organizational purposes.

VOCATIONAL EDUCATIONAL ACT AUTHORIZATION

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education held a hearing on H.R. 66, to extend the authorization of appropriations under the Vocational Educational Act of 1963. Testimony was heard from public witnesses.

Hearings continue tomorrow.

OVERSIGHT

Committee on Education and Labor: Subcommittee on Postsecondary Education held an oversight hearing on educational impact of fiscal year 1981 budget reductions (deferrals) and expected fiscal year 1982 budget requests for the programs within the subcommittee's jurisdiction. Testimony was heard from Senator Pell; Representative Chisholm; Alice Rivlin, Director, Congressional Budget Office and public witnesses.

Hearings continue tomorrow.

NOISE CONTROL ACT AUTHORIZATION

Committee on Energy and Commerce: Subcommittee on Commerce, Transportation and Tourism held a hearing on the Noise Control Act authorization. Testimony was heard from Walter C. Barber, Jr., Acting Administrator, EPA; Dorothy Dugger, Washington Representative, Department of Environmental Protection, State of New Jersey; Joseph B. Pulaski, Director, Noise Control Unit, Department of Environmental Protection, State of Connecticut and public witnesses.

DEPARTMENT OF ENERGY

Committee on Energy and Commerce: Subcommittee on Energy Conservation and Power held a hearing on the Department of Energy's existing programs and budget proposals for fiscal year 1982, with emphasis on energy conservation. Testimony was heard from public witnesses.

Hearings continue tomorrow.

U.S. INTERNATIONAL ECONOMIC INFLUENCE

Committee on Foreign Affairs: Subcommittee on International Economic Policy and Trade held a hearing on U.S. International Economic Influence: Agenda for the Future. Testimony was heard from public witnesses.

COMMITTEE ORGANIZATION

Committee on Government Operations: Subcommittee on Intergovernmental Relations and Human Resources met for organizational purposes.

COMMITTEE ORGANIZATION AND BUSINESS

Committee on House Administration: Subcommittee on Personnel and Police approved for full Committee action two personnel requests for the Office of the Clerk.

Prior to this action, the Subcommittee met for organizational purposes.

NUCLEAR REGULATORY COMMISSION AUTHORIZATION

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment held a hearing on Nuclear Regulatory Commission fiscal year 1982 and fiscal year 1983 authorization. Testimony was heard from the following representatives of the Nuclear Regulatory Commission: John F. Ahearne, Chairman; Victor Gilinsky, Commissioner; Joseph M. Hendrie, Commissioner; and Peter A. Bradford, Commissioner; and from representatives of the NRC Advisory Committee on Reactor Safeguards (ACRS).

FISCAL YEAR 1982 BUDGET

Committee on Interior and Insular Affairs: Subcommittee on Public Lands and National Parks continued hearings on fiscal year 1982 Budget receiving testimony from representatives of the Advisory Council on Historic Preservation; Pennsylvania Avenue Development Corporation; Territorial Affairs, Department of the Interior and the National Trust for Historic Preservation.

CONTRACT DISPUTES ACT AMENDMENTS; COMMITTEE ORGANIZATION

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations approved for full Committee action as amended H.R. 1371, to amend section 12 of the Contract Disputes Act of 1978.

Prior to this action, the Subcommittee met for organizational purposes.

COMMITTEE ORGANIZATION

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice met for organizational purposes.

QUADRENNIAL PAY COMMISSION RECOMMENDATIONS

Committee on Post Office and Civil Service: Task Force on Quadrennial Pay Commission continued hearings on the recommendations of the Commission on Executive, Legislative and Judicial Salaries. Testimony was heard from the following representatives of the Commission on Executive, Legislative and Judicial Salaries: Joseph H. McConnell, Chairman; Otis M. Smith, member; and Sherman Hazeltine, member; and public witnesses.

Hearings continue tomorrow.

COMMITTEE ORGANIZATION

Committee on Public Works and Transportation: Subcommittee on Economic Development met for organizational purposes.

DOE BUDGET

Committee on Science and Technology: Held a posture hearing on fiscal year 1981 DOE budget. Testimony was heard from James B. Edwards, Secretary of Energy.

DOE AUTHORIZATION

Committee on Science and Technology: Subcommittee on Energy Development and Applications held a hearing on Department of Energy fiscal year 1982 authorization on Fossil Energy. Testimony was heard from public witnesses.

Hearings continue tomorrow.

LEGISLATIVE GOALS

Committee on Veterans' Affairs: Held a hearing to receive legislative goals of the Disabled American Veterans. Testimony was heard from Stan Pealer, National Commander, DAV.

ADMINISTRATION'S ECONOMIC PROGRAM

Committee on Ways and Means: Held a hearing on the Administration's economic program, including tax and spending cut proposals. Testimony was heard from Donald T. Regan, Secretary of the Treasury; David A. Stockman, Director, Office of Management and Budget and Murray Weidenbaum, Chairman, Council of Economic Advisers.

Hearings continue tomorrow.

NATIONAL FOREIGN INTELLIGENCE PROGRAM

Permanent Select Committee on Intelligence: Subcommittee on Program and Budget Authorization continued hearings in executive session on National Foreign Intelligence Program budget. Testimony was heard from departmental witnesses.

Hearings continue February 26.

Joint Committee Meeting

TRADE POLICY

Joint Economic Committee: Committee held hearings on U.S. trade policy objectives and the role of the U.S. in the world economy, receiving testimony from William E. Brock, Special Representative for Trade Negotiations.

Committee will meet again tomorrow.

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Wednesday, February 25, 1981

Senate

Chamber Action

The Senate was not in session today. It will next meet at 11 a.m., on Thursday, February 26, 1981.

Committee Meetings

DAIRY PRICE SUPPORTS

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agricultural Production, Marketing and Stabilization of Prices concluded hearings on S. 509, repealing authority for a semi-annual increase in dairy price supports, after receiving testimony from Senators Proxmire and Kasten; Richard E. Lyng, Deputy Secretary of Agriculture; Irvin J. Elkin, Associated Milk Producers, Inc., San Antonio, Texas; Douglas J. Caruso, Farmers Union Marketing Cooperative, Madison, Wisconsin; William Powell, Princeton, Missouri, and Tom Townsend, Springfield, Missouri, both on behalf of the Mid-America Dairymen, Inc.; Arthur Gunther, Pizza Hut, Wichita, Kansas; Richard T. O'Connell, Chocolate Manufacturers Association of the U.S.A., McLean, Virginia; J. Goold, League of California Milk Producers, Sacramento; Clyde Rutherford, Dairylea Cooperative, Otego, New York; and Ellen Hass and Tom Smith, both of the Community Nutrition Institute, Reuben Johnson, National Farmers Union, and E. Linwood Tipton, International Association of Ice Cream Manufacturers/Milk Industry Foundation, all of Washington, D.C.

APPROPRIATIONS—HEALTH AND HUMAN SERVICES

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education held hearings on proposed budget estimates for fiscal year 1982 for the Department of Health and Human Services, receiving testimony from Alair A. Townsend, Assistant Secretary for Management and Budget.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—MUSEUM SERVICES & INDIAN EDUCATION

Committee on Appropriations: Subcommittee on the Interior and related agencies held hearings on proposed budget estimates for fiscal year 1982, receiving testimony in behalf of funds for certain museum services from John B. Lyons, Acting Director, and Mike Todd, Budget Analyst, both of the Institute of Museum Services, and Dick W. Hays, Acting Assistant Secretary of Education for Educational Research and Improvements, and Sally H. Christensen, Acting Assistant Secretary of Education for Planning and Budget, both of the Department of Education; and receiving testimony in behalf of funds for Indian educational programs from John H. Rodriguez, Acting Assistant Secretary of Education for Elementary and Secondary Education, Judy Baker, Acting Associate Assistant Secretary, Louis J. McGinness, Acting Special Assistant, Frank Robinson, Acting Executive Officer, and Patsy Mathews, Acting Planning Office, all of the Office of Indian Education, and Sally H. Christensen, Acting Assistant Secretary of Education for Planning and Budget, all of the Department of Education; and Helen M. Redbird, Chairperson, Robert J. Swan, Council Member, and Michael P. Doss, Executive Director, all of the Advisory Council on Indian Education.

Subcommittee will meet again tomorrow.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Preparedness met in open and closed session on proposed authorizations for fiscal year 1982 for the Department of Defense, receiving testimony in behalf of funds for Defense Program Planning and Resource Allocation for Army programs from Lt. General Glenn K. Otis, Deputy Chief of Army Staff for Operations and Plans, Jack Hobbs, Deputy Director, Program Analysis and Evaluation, Office of the Chief of Army Staff, Maj. General J. W. Sharp, Assistant Deputy Chief of Army Staff (Logistics), and Maj. General Elton J. Delaune, Director, Army Budget.

Subcommittee will meet again tomorrow.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Strategic and Theater Nuclear Forces held closed hearings on proposed authorizations for fiscal year 1982 for Land-Based Deterrents (MX), receiving testimony from General Lew Allen, Jr., Chief of Air Force Staff, Seymour L. Zeiberg, Deputy Under Secretary of Defense for Research and Engineering (Strategic and Space Systems), and Lt. General Kelly H. Burke, Deputy Chief of Air Force Staff for Research, Development and Acquisition.

Subcommittee will meet again on Friday, February 27.

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MONETARY POLICY

Committee on Banking, Housing and Urban Affairs: Committee held hearings to discuss the U.S. economic and financial developments over the past year, and on setting forth appropriate ranges for growth of money and credit for 1981, receiving testimony from Paul A. Volcker, Chairman, Board of Governors, Federal Reserve System.

Hearings continue on Wednesday, March 4.

AIRPORT DEVELOPMENT AUTHORIZATIONS

Committee on Commerce, Science, and Transportation: Subcommittee on Aviation concluded hearings on S. 508, authorizing funds through fiscal year 1985 for the airport development aid program, after receiving testimony from Hugh Keller, Dan Orcutt, John Solomon, and Russ Hoyt, all of the American Association of Airport Executives, Paul R. Ignatius, Air Transport Association of America, David L. Blackshear, and Willard G. Plentl, Jr., both of the National Association of State Aviation Officials, John Winant, National Business Aircraft Association, J. J. O'Donnell, Airline Pilots Association, Robert A. Richardson and Richard G. Stutz, both of Helicopter Association International, and J. Donald Reilly, Airport Operators Council International, all of Washington, D.C.; Thomas A. Raffety, San Antonio International Airport, San Antonio, Texas; George J. Berry, Commissioner of Aviation, Atlanta, Georgia; Thomas Kapsalis, Commissioner of Aviation, Chicago, Illinois; Mayor Richard Berkley, Kansas City, Missouri; and A. L. McMillian, Houston Department of Aviation, Houston, Texas.

FEDERAL HIGHWAY ADMINISTRATION—BUDGET

Committee on Environment and Public Works: Committee held hearings to review those items in the President's budget for fiscal year 1982 which fall within its legislative jurisdiction and consider recommendations which it will make thereon to the Committee on the Budget, receiving testimony in behalf of funds for the Federal Highway Administration from Ray A. Barnhart, Administrator, and Lester P. Lamm, Executive Director, both of the Federal Highway Administration.

Committee will meet again tomorrow.

GLOBAL ECONOMY

Committee on Foreign Relations: Subcommittee on International Economic Policy began hearings on the U.S. stake in the global economy, receiving testimony from Representative Santini; on the debt of developing nations from William B. Cline, The Brookings Institution, Washington, D.C., Jeffrey E. Garten, Lehman Brothers, Kuhn, Loeb, and Hellen B. Junz, Townsend-Greenspan & Company, Inc., both of New York City, and H. Robert Heller, Bank of America, San Francisco, California; and on renewable energy resources in developing countries form Joy Dunkerley and William Ramsay, both on behalf of Resources for the Future, Washington, D.C., James F. Skane, Solar Power Corporation, Woburn, Massachusetts, on behalf of the Solar Energy Industries Association, and James W. Howe, Solar Energy Research Institute, Golden, Colorado.

Hearings continue on Friday, February 27.

LABOR RACKETEERING

Committee on Governmental Affairs: Permanent Subcommittee on Investigations resumed hearings on alleged corruption in the International Longshoremen's Association's influence and control over the waterfront industry along the East and Gulf Coasts, receiving testimony from Jack Barrett and Louis J. Freeh, both Special Agents, Federal Bureau of Investigation, Department of Justice; Nicholas Scoppetta and Paul D. Kelly, both of the Waterfront Commission of New York Harbor, Robert B. Fiske, Jr., Alan Levine, and Michael S. Devorkin, all of New York City.

Hearings continue tomorrow.

INTERGOVERNMENTAL RELATIONS/BUDGET IMPACT

Committee on Governmental Affairs: Subcommittee on Intergovernmental Relations held oversight hearings on the activities of the Advisory Commission on Intergovernmental Relations and to discuss major intergovernmental issues of the 1980's, receiving testimony from William J. Anderson, Director, General Government Division, General Accounting Office, and Lynn G. Cutler, Supervisor, Black Hawk County, Iowa, and Mayor Tom Moody, Columbus, Ohio, both of the Advisory Commission on Intergovernmental Relations; and held hearings on the impact of the President's budget, receiving testimony from David A. Stockman, Director, Office of Management and Budget, Alice Rivlin, Director, Congressional Budget Office, Vermont Governor Richard Snelling, Montpelier, and Arizona Governor Bruce Babbitt, Phoenix, both representing the National Governors' Association, Mayor George Latimer, St. Paul, Minnesota, and Maryland State Delegate Benjamin Cardin, Annapolis.

Subcommittee will meet again tomorrow.

COMMITTEE RULES

Committee on Labor and Human Resources: Committee met and adopted its rules of procedure for the 97th Congress.

INTELLIGENCE BRIEFING

Select Committee on Intelligence: Committee met in closed session to receive a briefing on recent global events, but made no announcements, and recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 103 public bills, H.R. 2082–2184; 16 private bills, H.R. 2185–2200; and 21 resolutions, H.J. Res. 187–194, H. Con. Res. 76–79, and H. Res. 83–91 were introduced. Pages 3084–3087

Committee Election: House agreed to H. Res. 84, designating membership on certain standing Committees of the House. Pages 3018–3019

Committee Resignation: Read a letter from Representative Bailey of Pennsylvania wherein he resigns as a member of the Committee on Armed Services. Page 3019

Select Committee on Narcotics Abuse and Control: By a yea-and-nay vote of 276 yeas to 101 nays, Roll No. 13, the House agreed to H. Res. 13, to establish the Select Committee on Narcotics Abuse and Control.

Agreed to the committee amendments.

Subsequently, the Speaker appointed as members of the Select Committee: Representatives Zeferetti (chairman), Rodino, Rangel, Stark, English, Evans of Georgia, Neal, Scheuer, Collins of Illinois, Akaka, Guarini, Railsback, Beard, Gilman, Guyer, Coughlin, Dornan, DeNardis, and Shaw. Pages 3019–3037

Presidential Message—Iranian Litigation Suspension: Read a message from the President wherein he transmits an executive order suspending litigation against Iran—referred to the Committee on Foreign Affairs and ordered printed (H. Doc. 97–25). Page 3037

Gallaudet College: The Speaker appointed Representatives Bonior of Michigan and Petri members of the Board of Directors of Gallaudet College. Page 3037

Military Academy: The Speaker appointed as members of the Board of Visitors to the United States Military Academy: Representatives Ginn, Dixon, Gilman, and Roth. Page 3037

Air Force Academy: The Speaker appointed as members of the Board of Visitors to the United States Air Force Academy: Representatives Foley, Dicks, Robinson, and Kramer. Page 3037

Naval Academy: The Speaker appointed as members of the Board of Visitors to the United States Naval Academy: Representatives Long of Maryland, Murtha, Holt, and Spence. Page 3037

Subpenas: Read a letter from the Chief Counsel and Staff Director of the Committee on Energy and Commerce wherein he informs the House of subpenas served to appear for depositions in the action entitled William P. Tavoulareas, et al. v. The Washington Post Company, et al. Page 3037

Quorum Calls—Votes: One quorum call and one yea-and-nay vote developed during the proceedings of the House today, and appear on pages 3018, 3036.

Adjournment: Adjourned at 5:45 p.m.

Committee Meetings

BUDGET

Committee on Agriculture: Ad Hoc Subcommittee on the Budget continued to meet to consider the fiscal year 1982 budget recommendations as they pertain to the Committee's jurisdiction.

AGRICULTURAL APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture held a hearing on Economics and Statistics Service and World Food and Agricultural Outlook and Situation Board. Testimony was heard from the following representatives of the USDA: Kenneth R. Farrell, Administrator, Economics and Statistics Service and J. Dawson Ahalt, Chairman, World Food and Agricultural Outlook and Situation Board.

BUDGET REPORT

Committee on Appropriations: Subcommittee on Commerce-Justice-State-The Judiciary agreed upon a proposal for submission to the full Committee for the March 15 report to the Budget Committee.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Developments, heard testimony from James B. Edwards, Secretary of Energy.

EL SALVADOR

Committee on Appropriations: Subcommittee on Foreign Operations held a hearing on El Salvador. Testimony was heard from Robert White, former Ambassador to El Salvador and John H. Bushnell, Deputy Assistant Secretary for Inter-American Affairs, Department of State.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held hearings on Geological Survey and the National Visitor Center. Testimony was heard from representatives of the Geological Survey and the National Park Service, Department of the Interior.

LEGISLATIVE BRANCH APPROPRIATIONS

Committee on Appropriations: Subcommittee on Legislative Branch held a hearing on Architect of the Capitol, Botanic Garden. Testimony was heard from George M. White, Architect of the Capitol and Daniel J. Boorstin, Librarian of Congress.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on Pollution/Energy/Safety. Testimony was heard from George Marienthal, Deputy Assistant Secretary of Defense (Energy, Environment and Safety); Brig. Gen. Norman D. Delbridge, Jr., Assistant Chief of Engineers, U.S. Army; Rear Adm. William M. Zobel, Commander, Naval Facilities Engineering Command and Brig. Gen. Clifton D. Wright, Deputy Director, Engineering and Services, Department of the Air Force.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation concluded hearings on Coast Guard. Testimony was heard from a representative of the U.S. Coast Guard.

BUDGET REPORT

Committee on Appropriations: Subcommittee on Treasury-Postal Service agreed upon a proposal for submission to the full committee for the March 15 report to the Budget Committee.

REPROGRAMING; DEFENSE INDUSTRIAL BASE

Committee on Armed Services: Approved a pending reprograming.

Prior to this action, the Committee held a hearing on the reprograming. Testimony was heard from Brig. Gen. Lawrence F. Skibbie, Director, Combat Support Systems Directorate, Office of the Deputy Chief of Staff for Research, Development and Acquisition, U.S. Army.

The Committee also held a hearing on the capability of the U.S. defense industrial base. Testimony was heard from Gen. Alton D. Slay, U.S. Air Force (Ret.).

The Committee recessed subject to call.

ECONOMIC POLICY PROBLEMS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization held a hearing on various economic policy problems faced by our Nation today. Testimony was heard from public witnesses.

FIRST BUDGET RESOLUTION

Committee on the Budget: Continued hearings in preparation for the First Budget Resolution for fiscal year 1982. Testimony was heard from public witnesses.

Hearings continue tomorrow.

COMMITTEE ORGANIZATION

Committee on the District of Columbia: Met for organizational purposes.

VOCATIONAL EDUCATIONAL ACT AUTHORIZATION

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education continued hearings on H.R. 66, to extend the authorization of appropriations under the Vocational Educational Act of 1963. Testimony was heard from public witnesses.

Hearings continue tomorrow.

HEAD START TRANSPORTATION POLICY

Committee on Education and Labor: Subcommittee on Human Resources held an oversight hearing on Head Start transportation policy. Testimony was heard from Warren Master, Acting Assistant Secretary for Human Development Services, Department of Health and Human Services and public witnesses.

OVERSIGHT

Committee on Education and Labor: Subcommittee on Postsecondary Education continued oversight hearings on impact of fiscal year 1981 budget reductions and expected fiscal year 1982 budget requests on the National Foundation on the Arts and the Humanities and the Institute for Museum Services. Testimony was heard from Representative Richmond; Henry Marsh, Mayor, Richmond, Va., and public witnesses.

Hearings continue tomorrow.

NATIONAL TRANSPORTATION SAFETY BOARD; U.S. RAILWAY ASSOCIATION

Committee on Energy and Commerce: Subcommittee on Commerce, Transportation and Tourism held a hearing on the authorization of the National Transportation Safety Board for fiscal year 1982 and on the authorization for the United States Railway Association for fiscal year 1982. Testimony was heard from James B. King, Chairman, National Transportation Safety Board and Stephen Berger, Chairman, United States Railway Association.

DEPARTMENT OF ENERGY

Committee on Energy and Commerce: Subcommittee on Energy Conservation and Power continued hearings on the Department of Energy's existing programs and budget proposals for fiscal year 1982 with emphasis on solar energy. Testimony was heard from public witnesses.

Hearings continue tomorrow.

IRAN'S SEIZURE OF U.S. EMBASSY

Committee on Foreign Affairs: Continued hearings on Iran's seizure of U.S. Embassy: Position of the Reagan Administration on the Agreements with Iran and on U.S./Iranian Relations. Testimony was heard from the following representatives of the Department of State: Walter Stoessel, Under Secretary for Political Affairs; Anthony Quainton, Director of Office for Combating Terrorism; Mark B. Feldman, Acting Legal Adviser, and Peter D. Constable, Acting Assistant Secretary, Bureau of Near Eastern and South Asian Affairs.

AUDIT FINDINGS

Committee on Government Operations: Subcommittee on Legislation and National Security held a hearing on departments and agencies continued failure to follow up and resolve audit findings. Testimony was heard from Elmer B. Staats, Comptroller General, GAO.

PRINTING RESOLUTION; COMMITTEE FUNDING

Committee on House Administration: Ordered reported H. Res. 23, to provide for the printing as a House document of tributes made to the late former Speaker John W. McCormack on the floor of the House.

The Committee also ordered reported the following resolutions providing funds for the expenses and investigations of the following committees: H. Res. 66, as amended, Committee on Armed Services;

H. Res. 69, as amended, Committee on Foreign Affairs;

H. Res. 56, as amended, Committee on Rules;

H. Res. 72, as amended, Committee on Government Operations; and

H. Res. 75, Committee on House Administration.

H. Res. 68, as amended, Committee on Interior and Insular Affairs; and

H. Res. 74, as amended, Committee on Post Office and Civil Service.

The Committee also approved two personnel requests for the Office of the Clerk from the Subcommittee on Personnel and Police and pending business from the Subcommittee on Contracts and Printing.

FBI UNDERCOVER GUIDELINES

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued oversight hearings on FBI Undercover Guidelines. Testimony was heard from public witnesses.

Hearings continue tomorrow.

OFFICE OF ENVIRONMENTAL QUALITY; COUNCIL ON ENVIRONMENTAL QUALITY

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held a hearing on H.R. 1953, to authorize appropriations for the operations of the Office of Environmental Quality and the Council on Environmental Quality during fiscal years 1982, 1983, and 1984. Testimony was heard from Malcolm Baldwin, Acting Chairman, Council on Environmental Quality and public witnesses.

QUADRENNIAL PAY COMMISSION RECOMMENDATIONS

Committee on Post Office and Civil Service: Task Force on Quadrennial Pay Commission continued hearings on the recommendations of the Commission on Executive, Legislative and Judicial Salaries. Testimony was heard from Lee Colwell, Executive Assistant Director, FBI, Department of Justice; Edward E. Nicholas, Director, Division of Personnel Management, National Institutes of Health, Department of Health and Human Services; Edwin C. Kilgore, Associate Administrator for Management Operations, NASA; D. S. Burkman, Director, Personnel Division, IRS, Department of the Treasury; James Colvard, Deputy Chief of Navy Material, Department of the Navy; Leonard Kline, Head, Personnel Management Branch, Office of the Chief of Naval Operations and a public witness.

DEPARTMENT OF ENERGY AUTHORIZATION

Committee on Science and Technology: Subcommittee on Energy Development and Applications continued hearings on Department of Energy fiscal year 1982 authorization/Fossil Energy. Testimony was heard from public witnesses.

Hearings continue tomorrow.

FISSION AND MAGNETIC FUSION

Committee on Science and Technology: Subcommittee on Energy Research and Production held a hearing on nuclear issues: fission and magnetic fusion. Testimony was heard from the following representatives of the Department of Energy: Douglas Pewitt, Director, Office of Energy Research and Mahlon Gates, Assistant Secretary for Nuclear Energy.

FEMA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Science, Research, and Technology held a hearing on Federal Emergency Management Agency (FEMA) fiscal year 1982 budget authorization. Testimony was heard from Representative Chappie and from the following representatives of the FEMA: Bernard Gallagher, Acting Director; Joseph Moreland, Acting Administrator, U.S. Fire Administration; Robert Crawford, Acting Associate Director, Office of Mitigation and Research; Charles Thiel, Deputy Associate Director, Office of Mitigation and Research and John McConnell, Acting Associate Director, Office of Plans and Preparedness.

Hearings continue March 4.

LEGISLATIVE AND OVERSIGHT PROGRAM; MEDICAL CARE BUDGETS

Committee on Veterans' Affairs: Subcommittee on Hospitals and Health Care met in executive session to discuss the legislative and oversight program and to review the medical care budgets for fiscal year 1982.

ADMINISTRATION'S ECONOMIC PROGRAM

Committee on Ways and Means: Continued hearings on the Administration's economic program, including tax and spending cut proposals. Testimony was heard

from Richard S. Schweiker, Secretary of Health and Human Services and Raymond J. Donovan, Secretary of Labor.

Hearings continue March 3.

COMMITTEE ORGANIZATION

Committee on Ways and Means: Subcommittee on Select Revenue Measures met for organizational purposes.

Joint Committee Meetings

ECONOMIC AND MONETARY POLICY

Joint Economic Committee: Committee held hearings to review U.S. economic and monetary policy, receiving testimony on economic policy from Murray L. Weidenbaum, Chairman, Council of Economic Advisors; and receiving testimony on monetary policy and efforts to reduce interest rates from Karl Brunner, University of Rochester, New York, Rudiger Dornbusch, Massachusetts Institute of Technology, Cambridge, Louis Lehrman, Rite-Aid Corporation, and John Paulus, Goldman Sachs, both of New York City.

Committee will meet again tomorrow on energy policy.

BUSINESS MEETING

Joint Committee on Printing: Committee held an organizational business meeting where Senator Mathias was elected Chairman and Representative Hawkins was elected Vice Chairman, and the committee adopted its rules of procedure for the 97th Congress.

Committee recessed subject to call.

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Thursday, February 26, 1981

Senate

Chamber Action

Routine Proceedings, pages 3167–3251

Bills Introduced: Twenty-six bills and seven resolutions were introduced, as follows: S. 566–591, S.J. Res. 37–41, S. Con. Res. 12, and S. Res. 84.

Pages 3190–3191, 3223–3225

Confirmations: Senate confirmed the following nominations:

James L. Buckley, of Connecticut, to be Under Secretary of State for Coordinating Security Assistance Programs.

Richard T. Kennedy, of the District of Columbia, to be Under Secretary of State for Management.

Walter J. Stoessel, Jr., of California, to be Under Secretary of State for Political Affairs.

Richard Fairbanks, of the District of Columbia, to be an Assistant Secretary of State for Congressional Relations.

Robert C. McFarlane, of Maryland, to be Counselor of the Department of State.

M. Peter McPherson, of Maryland, to be Administrator of the Agency for International Development.

Routine list of nominations in the Foreign Service.

Pages 3167–3168

Authority to Receive Messages: The Secretary of the Senate was authorized to receive and appropriately refer messages from the President of the United States and the House of Representatives during the recess of the Senate over until Friday, February 27, and Tuesday, March 3. Page 3251

Authority To Sign Measures: The President of the Senate, the President pro tempore and the Acting President pro tempore were authorized to sign duly enrolled bills and joint resolutions during the recess of the Senate over until Friday, February 27, and Tuesday, March 3. Page 3251

Authority for Bills, Resolutions and Statements: Senators were authorized to introduce bills and resolutions and submit statements for the Record on Friday, February 27, between 9 a.m. and 3 p.m. Page 3251

Authority for Committees To File: All committees were authorized to file reports on Friday, February 27, between 9 a.m. and 3 p.m. Page 3251

Nominations: Senate received the following nominations:

John E. Chapoton, of Texas, and Paul C. Roberts, of Virginia, each to be an Assistant Secretary of the Treasury.

Albert Angrisani, of New Jersey, to be an Assistant Secretary of Labor.

Two Army nominations in the rank of General.

One Marine Corps nomination in the rank of General.

Page 3252

Messages From the President: Page 3185
Messages From the House: Page 3185
Measures Ordered Held at Desk: Page 3185
Communications: Pages 3185–3187
Statements on Introduced Bills: Pages 3190–3222
Notices of Hearings: Page 3225
Committee Authority to Meet: Page 3225
Additional Statements: Pages 3225–3251
Nominations: Page 3252
Confirmations: Page 3252

Recess: Senate met at 11 a.m., and recessed at 2:33 p.m., until 11 a.m., on Friday February 27, 1981, for a pro

forma session. (For Senate's program, see remarks of Senator Baker in today's Record on page 3251.)

Committee Meetings

APPROPRIATIONS—DEPARTMENT OF ENERGY

Committee on Appropriations: Subcommittee on Energy and Water Development resumed hearings on proposed budget estimates for fiscal year 1982 for the Department of Energy, receiving testimony in behalf of funds for certain power marketing administrations from Earl E. Gjelde, Acting Administrator, Bonneville Power Administration, Robert L. McPhail, Administrator, Western Area Power Administration, James B. Hammett, Administrator, Southwestern Power Administration, Harry F. Wright, Administrator, Southeastern Power Administration, Robert J. Cross, Administrator, Alaska Power Administration, and Daniel M. Ogden, Director, Office of Power Marketing Coordination, Department of Energy.

Hearings continue on Wednesday, March 4.

APPROPRIATIONS—INTERIOR AND RELATED AGENCIES

Committee on Appropriations: Subcommittee on the Interior and related agencies continued hearings on proposed budget estimates for fiscal year 1982, receiving testimony in behalf of funds for their respective activities from James H. Billington, Director, Woodrow Wilson International Center for Scholars; Helen M. Scharf, Chairman, National Capitol Planning Commission; and Roger K. Lewis, Chairman, Navajo and Hopi Indian Relocation Commission.

Hearings continue on Tuesday, March 3.

APPROPRIATIONS—TRANSPORTATION

Committee on Appropriations: Subcommittee on Transportation and Related Agencies resumed hearings on proposed budget estimates for fiscal year 1982, receiving testimony in behalf of funds for their respective activities from James B. King, Chairman, National Transportation Safety Board; and Howard Dugoff, Administrator, Research and Special Programs Administration, Department of Transportation.

Hearings continue on Tuesday, March 3.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Preparedness continued open and closed hearings on proposed authorizations for fiscal year 1982 for the Department of Defense, receiving testimony in behalf of funds for Defense Program Planning and Resource Allocation for Navy programs from Vice Admiral M. Staser Holcomb, Director, Navy Program Planning, Office of the Chief of Naval Operations, Major General K. A. Smith, Deputy Chief of Staff for Requirements and Programs, Office of the Commandant of the Marine Corps.

Subcommittee will meet again on Monday, March 2.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Manpower and Personnel held hearings on proposed authorizations for fiscal year 1982 for the Department of Defense, receiving testimony in behalf of funds for manpower requirements for the U.S. Army from William D. Clark, Acting Assistant Secretary of the Army for Manpower and Reserve Affairs, Lt. General Robert G. Yerks, Deputy Chief of Army Staff for Personnel, Maj. General William R. Berkman, Chief, Army Reserve, and Brig. General Herbert R. Temple, Deputy Director, Army National Guard.

Subcommittee recessed subject to call.

CASH DISCOUNTS

Committee on Banking, Housing and Urban Affairs: Committee ordered favorably reported with an amendment in the nature of a substitute S. 414, permitting merchants to offer unlimited discounts to cash-paying customers, and providing a 3-year extension of law prohibiting merchants from penalizing credit card customers by imposing surcharges made by credit cards.

RADIO DEREGULATION

Committee on Commerce, Science, and Transportation: Subcommittee on Communications held hearings on S. 270, providing for the deregulation of the radio broadcasting industry, receiving testimony from Robert E. Lee, Acting Chairman, Federal Communications Commission; Dale N. Hatfield, Acting Assistant Secretary of Commerce for Communications and Information; Vincent Wasilewski, National Association of Broadcasters, and Samuel A. Simon, National Citizens Committee for Broadcasting, both of Washington, D.C.; Reverend Everett C. Parker, United Church of Christ, and Corydon Dunham, NBC, Inc., both of New York City; Gary D. Edens, Southern Broadcasting, Phoenix, Arizona; Harriet Kaplan, National Radio Broadcasters Association, Charlotte, North Carolina; and Ron Sack, New Mexico Broadcasters Association, Albuquerque.

Hearings continue tomorrow.

NUCLEAR REGULATORY COMMISSION—BUDGET

Committee on Environment and Public Works: Committee continued hearings to review those items in the President's budget for fiscal year 1982 which fall within its legislative jurisdiction and consider recommendations which it will make thereon to the Committee on the Budget, receiving testimony in behalf of funds for

the Nuclear Regulatory Commission from John F. Ahearne, Chairman, Joseph M. Hendrie, Victor Gilinsky, and Peter A. Bradford, all Commissioners, William J. Dircks, Executive Director for Operations, Harold R. Denton, Director, Office of Nuclear Reactor Regulation, Victor Stello, Jr., Director, Office of Inspection and Enforcement, John G. Davis, Director, Office of Nuclear Material Safety and Safeguards, and Robert B. Minogue, Director, Office of Nuclear Regulatory Research, all of the Nuclear Regulatory Commission.

Hearings continue tomorrow.

U.S. ARMS POLICY/SAUDI ARABIA

Committee on Foreign Relations: Committee met in closed session to review the Administration's arms transfer policy towards Saudi Arabia. Testimony was received from James L. Buckley, Under Secretary of State for Coordinating Security Assistance Programs; Richard Burt, Director, Bureau of Political-Military Affairs, Department of State; Fred Ikle, Under Secretary of Defense-designate for Policy; and Nicholas Veliotes, former Ambassador to Jordan.

Committee recessed subject to call.

LABOR RACKETEERING

Committee on Governmental Affairs: Permanent Subcommittee on Investigations continued hearings on alleged corruption in the International Longshoremen's Association's influence and control over the waterfront industry along the East and Gulf coasts, receiving testimony from John J. Degnan, New Jersey Attorney General, and John Liddy, Robert Delaney, and Clinton Pagano, all of the New Jersey State Police, all of Trenton; Walter D. O'Hearn, McGrath Services Corporation, New York City; and Dean C. Graybill, Becker & Chameides, Washington, D.C.

Hearings continue tomorrow.

URBAN POLICY

Committee on Governmental Affairs: Subcommittee on Intergovernmental Relations held hearings to review the recommendations of the President's Commission for a National Agenda for the 1980's, focusing on the establishment of urban enterprise zones, receiving testimony from William J. McGill, Chairman, President's Commission for a National Agenda for the Eighties; Donald A. Hicks, University of Texas, Dallas; Herbert F. Trader, City Ventures Corporation, Minneapolis, Minnesota; and Stuart E. Eizenstat, Powell, Goldstein, Frazier and Murphy, Stuart Butler, Heritage Foundation Analyst, and George Miller, National Association of Towns and Townships, all of Washington, D.C.

Hearings were recessed subject to call.

BUSINESS MEETING

Select Committee on Ethics: Committee met to further discuss the proposed revisions to the Senate Code of Official Conduct, made no announcements and will meet again on Tuesday, March 3.

BUSINESS MEETING

Special Committee on Aging: Committee held an organizational business meeting and adopted its rules of procedure for the 97th Congress, and discussed the committee agenda for this session of Congress.

Committee recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 25 public bills, H.R. 2201–2225; and 2 resolutions, H. Con. Res. 80 and 81 were introduced.

Page 3165

Legislative Program: Acting majority leader announced the legislative program for the week beginning March 2. Agreed to adjourn from Thursday to Monday.

Page 3160

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of March 4.

Page 3161

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Adjourned at 11:42 a.m.

Committee Meetings

UNITED STATES–JAPAN RICE AGREEMENT

Committee on Agriculture: Subcommittee on Cotton, Rice and Sugar held a hearing to review the U.S.-Japan Rice Agreement of 1980. Testimony was heard from departmental and public witnesses.

AGRICULTURE STRUCTURE REVIEW

Committee on Agriculture: Subcommittee on Forests, Family Farms and Energy held a hearing to review the structure of agriculture, including the recent USDA report released by former Secretary of Agriculture Bob Bergland, "A Time To Choose." Testimony was heard from departmental and public witnesses.

Hearings continue March 2.

BUDGET OVERVIEW

Committee on Appropriations: Held an overview hearing on fiscal year 1982 budget. Testimony was heard from Donald T. Regan, Secretary of the Treasury; David A. Stockman, Director, Office of Management and Budget and Murray Weidenbaum, Chairman, Council on Economic Advisers.

Hearings continue tomorrow.

SOVIET NAVAL THREAT

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials met in

executive session to receive a classified briefing on the Soviet naval threat. The Subcommittee was briefed by RAdm. Sumner Shapiro, Director of Naval Intelligence, Office of the Chief of Naval Operations.

NAVAL WORLDWIDE MARITIME RESPONSIBILITIES

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials held a hearing on the U.S. naval worldwide maritime responsibilities. Testimony was heard from VAdm. Sylvester R. Foley, Deputy Chief of Naval Operations for Plans, Policy and Operations.

MONETARY POLICY

Committee on Banking, Finance and Urban Affairs: Held a hearing on the Federal Reserve's Conduct of Monetary Policy. Testimony was heard from Paul A. Volcker, Chairman, Board of Governors, Federal Reserve System.

FIRST BUDGET RESOLUTION

Committee on the Budget: Continued hearings in preparation for the First Budget Resolution for fiscal year 1982. Testimony was heard from public witnesses.

Hearings continue March 3.

VOCATIONAL EDUCATIONAL ACT AUTHORIZATION

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education continued hearings on H.R. 66, to extend the authorization of appropriations under the Vocational Educational Act of 1963. Testimony was heard from public witnesses.

Hearings continue March 3.

OVERSIGHT

Committee on Education and Labor: Subcommittee on Postsecondary Education concluded oversight hearings on educational impact of fiscal year 1981 budget reductions (deferrals) and expected fiscal year 1982 budget requests for the programs within the subcommittee's jurisdiction. Testimony was heard from public witnesses.

CIVIL DEFENSE PROGRAMS AUTHORIZATION

Committee on Armed Services: Subcommittee on Military Installations and Facilities held a hearing on H.R. 1856, to authorize the Administrator of General Services to donate to State and local governments certain Federal personal property loaned to them for civil defense use. Testimony was heard from Representative Skelton; from the following representatives of the Federal Emergency Management Agency; Bernard T. Gallagher, Acting Director and John W. McConnell, Acting Associate Director, Plans and Preparations; Charles E. Estes, Jr., Director, Office of the Under Secretary for Policy, Department of Defense; Roy Markon, Commissioner, Federal Property Resources Services, GSA and a public witness.

Hearings continue tomorrow.

DEFENSE BUDGET—MANPOWER PORTIONS

Committee on Armed Services: Subcommittee on Military Personnel and Compensation held a hearing on the manpower portions of the fiscal year 1982 Defense budget. Testimony was heard from Robert A. Stone, Acting Assistant Secretary for Manpower, Reserve Affairs and Logistics, Department of Defense and John R. Brinkerhoff, Acting Deputy Assistant Secretary for Reserve Affairs, Department of Defense.

Hearings continue tomorrow.

BUDGET EXECUTION

Committee on Armed Services: Subcommittee on Readiness held a hearing on problems in budget execution. Testimony was heard from Donald B. Shycoff, Director of Operations, Office of the Deputy Assistant Secretary (Program/Budget), Department of Defense and Brig. Gen. Richard D. Murray, Deputy Director, Air Force Budget.

OVERSIGHT—SUPERFUND

Committee on Energy and Commerce: Subcommittee on Commerce, Transportation and Tourism held an oversight hearing on the Comprehensive Environmental Response Compensation and Liability Act of 1980, P.L. 96–510. Testimony was heard from Michael Cook, Deputy Assistant Administrator for Hazardous Emergency Response, EPA; Capt. Charles R. Corbett, Chief, Environmental Response Division, U.S. Coast Guard and representatives from the States of New Jersey, Pennsylvania and New York.

DEPARTMENT OF ENERGY

Committee on Energy and Commerce: Subcommittee on Energy Conservation and Power continued hearings on the Department of Energy's existing programs and budget proposals for fiscal year 1982/Biomass. Testimony was heard from Representatives Bedell, Fithian, Glickman and Daschle and public witnesses.

Hearings continue tomorrow.

INTERNATIONAL ENERGY AGENCY

Committee on Energy and Commerce: Subcommittee on Fossil and Synthetic Fuels approved for full Committee action as amended H.R. 2166, to amend the Energy Policy and Conservation Act to extend certain authorities relating to the international energy program.

Prior to this action, the Subcommittee held a hearing on this legislation. Testimony was heard from Peter Bore, Acting Assistant Secretary for International Affairs, Department of Energy; Edward Morse, Deputy Assistant Secretary for International Energy Policy, Department of State and Ronald Rowe, Assistant Director

for General Litigation, Bureau of Competition, Federal Trade Commission.

ACQUISITION OF U.S. COMPANIES

Committee on Energy and Commerce: Subcommittee on Telecommunications, Consumer Protection and Finance held a hearing on H. Con. Res. 59, requesting a report from the Securities and Exchange Commission on acquisition of U.S. firms by foreign nationals and H.R. 1294, to amend the Securities Exchange Act of 1934 to provide uniform margin requirements in transactions involving the acquisition of securities of certain U.S. corporations by non-U.S. persons where such acquisition is financed by non-U.S. lenders. Testimony was heard from Elinor Constable, Assistant Deputy Secretary of State for International Finance and Development; J. Charles Partee, member, Board of Governors, Federal Reserve System; Brant Free, Acting Deputy Assistant Secretary for Finance Investments and Services, Department of Commerce and Philip A. Loomis, Jr., Commissioner, Securities Exchange Commission.

FOREIGN ASSISTANCE REQUESTS—ISRAEL, THE WEST BANK AND GAZA

Committee on Foreign Affairs: Subcommittee on Europe and the Middle East held a hearing on fiscal year 1982 foreign assistance requests for Israel, the West Bank and Gaza. Testimony was heard from Joseph C. Wheeler, Acting Administrator, AID; Morris Draper, Deputy Assistant Secretary, Bureau of Near Eastern and South Asian Affairs, Department of State and Col. Homer D. McKalip, Chief of Middle East and South Asia Division, Operations Directorate, Defense Security Assistance Agency, Department of Defense.

COMMITTEE FUNDING

Committee on House Administration: Subcommittee on Accounts met and approved for full committee action resolutions providing funds for the expenses and investigations of the following committees:

H. Res. 76, amended, Committee on the Judiciary;

H. Res. 63, amended, Committee on Education and Labor;

H. Res. 70, amended, Committee on Ways and Means; and

H. Res. 73, amended, Committee on Banking, Finance and Urban Affairs.

FISCAL YEAR 1982 BUDGET

Committee on Interior and Insular Affairs: Subcommittee on Public Lands and National Parks concluded hearings on fiscal year 1982 Budget: Bureau of Land Management, Department of the Interior. Testimony was heard from Edward Hastey, Acting Director, Bureau of Land Management, Department of the Interior.

FBI UNDERCOVER GUIDELINES

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued oversight hearings on FBI Undercover Guidelines. Testimony was heard from Paul Michel, Associate Deputy Attorney General, Department of Justice.

LEGAL SERVICES CORPORATION

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice held an oversight hearing on the Legal Services Corporation. Testimony was heard from Dan J. Bradley, President, Legal Services Corporation.

DOE AUTHORIZATION

Committee on Science and Technology: Subcommittee on Energy Development and Applications continued hearings on Department of Energy fiscal year 1982 authorization/Solar and Conservation. Testimony was heard from public witnesses.

Hearings continue March 2.

NUCLEAR WASTE MANAGEMENT; HIGH TEMPERATURE GAS-COOLED REACTORS

Committee on Science and Technology: Subcommittee on Energy Research and Production held a hearing on Nuclear Waste Management and High Temperature Gas-Cooled Reactors. Testimony was heard from public witnesses.

NASA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Transportation, Aviation, and Materials held a hearing on NASA fiscal year 1982 budget authorization (aeronautics). Testimony was heard from public witnesses.

LEGISLATIVE GOALS

Committee on Veterans' Affairs: Held hearings on legislative goals of Blind Veterans Association, Paralyzed Veterans of America, and Veterans of World War I, U.S.A. Testimony was heard from representatives of those veterans organizations.

SOCIAL SECURITY FINANCING

Committee on Ways and Means: Subcommittee on Social Security continued hearings on social security financing issues. Testimony was heard from Representatives Goodling and Oakar and public witnesses.

Hearings continue tomorrow.

TRADE AUTHORIZATIONS

Committee on Ways and Means: Subcommittee on Trade held a hearing on fiscal year 1982 authorization

for Customs Service, International Trade Commission and U.S. Trade Representative. Testimony was heard from Representative Fowler; William T. Archey, Acting Commissioner, U.S. Customs Service, Department of the Treasury; Richard Heimlich, Assistant U.S. Trade Representative for Industrial Trade Policy; William Anderson, Director, General Government Division, GAO; Bill Alberger, Chairman, U.S. International Trade Commission; William B. Lewis, Administrator, Unemployment Insurance Service, Unemployment and Training Administration, and public witnesses.

RETIREMENT INCOME PROGRAMS

Select Committee on Aging: Held a hearing on the future of retirement income programs. Testimony was heard from C. Peter McColough, Chairman, President's Commission on Pension Policy, and public witnesses.

NATIONAL FOREIGN INTELLIGENCE PROGRAM

Permanent Select Committee on Intelligence: Subcommittee on Program and Budget Authorization continued hearings in executive session on National Foreign Intelligence Program budget. Testimony was heard from Adm. B. R. Inman, Deputy Director, CIA and other departmental witnesses.

Hearings continue March 3.

Joint Committee Meeting

ENERGY POLICY

Joint Economic Committee: Committee held hearings to review U.S. energy policy, receiving testimony from James B. Edwards, Secretary of Energy.

Committee will meet again on Friday, March 6, to review the employment/unemployment situation for the month of February.

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Friday, February 27, 1981

Senate

Chamber Action

Routine Proceedings, pages 3275–3313

Bills Introduced: Nine bills were introduced, as follows: S. 592–600. Page 3275

Bills Reported: Reports were made as follows:

S. 414, permitting merchants to offer unlimited discounts to cash-paying customers, and providing a 3-year extension of law prohibiting merchants from penalizing credit card customers by imposing surcharges made by credit cards with an amendment in the nature of a substitute (together with additional views) (S. Rept. No. 97–23). Page 3275

Nominations: Senate received the following nomination: William Francis Baxter, of California, to be an Assistant Attorney General. Page 3314

Messages From the President: Page 3275

Statements on Introduced Bills: Pages 3275–3282

Notices of Hearings: Pages 3282–3283

Additional Statements: Pages 3283–3314

Nominations: Page 3314

Recess: Senate met at 11 a.m., in pro forma session, and recessed at 11:01 a.m., until 3 p.m., on Tuesday, March 3, 1981.

Committee Meetings

APPROPRIATIONS—HEALTH AND EDUCATION

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education held hearings on proposed budget estimates for fiscal year 1982, receiving testimony in behalf of funds for their respective activities from Warren Master, Acting Assistant Secretary of Health and Human Services for Human Development Services; and John Seal, Acting Assistant Secretary of Education for Management.

Subcommittee will meet again on Monday, March 2.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Strategic and Theater Nuclear Forces resumed closed hearings on proposed authorizations for fiscal year 1982 for the Department of Defense, receiving testimony in behalf of funds for Sea-Based Deterrents from Seymour L. Zeiberg, Deputy Under Secretary of Defense for Research and Engineering (Strategic and Space Systems), Rear Admiral P. F. Carter, Jr., Director, Strategic and Theater Nuclear Warfare Division, Rear Admiral F. B. Kelso II, Director Strategic Submarine Division, Rear Admiral G. Clark, Jr., Director, Strategic Systems Project, and Rear Admiral W. M. Locke, Director, Joint Cruise Missile Project Office, all of the Office of the Chief of Naval Operations, and Rear Admiral E. M. Peebles, Deputy Commander Submarine Directorate, Naval Sea Systems Command.

Subcommittee will meet again on Wednesday, March 4.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Tactical Warfare resumed closed hearings on proposed

authorizations for fiscal year 1982 for the Department of Defense, receiving testimony in behalf of funds for missions and requirements of the U.S. Navy from Rear Admiral Arthur S. Moreau, Jr., Director, Strategy, Plans and Policy Division, Office of the Deputy Chief of Naval Operations for Plans, Policy, and Operations, and Lt. General John H. Miller, Deputy Chief of Marine Corps Staff for Plans, Policies and Operations.

Subcommittee will meet again on Tuesday, March 3.

RADIO DEREGULATION

Committee on Commerce, Science, and Transportation: Subcommittee on Communications concluded hearings on S. 270, providing for the deregulation of the radio broadcasting industry, receiving testimony from Everett Erlick, American Broadcasting Company, and Gene Mater, Columbia Broadcasting System, Inc., both of New York City; Father Donald Matthews, representing the U.S. Catholic Conference, Frank Mankiewicz, National Public Radio, Pluria W. Marshall, National Black Media Coalition, and Sheldon Richman, Council for a Competitive Economy, all of Washington, D.C.; Carl McIntire, 20th Century Reformation Hour, Collingswood, New Jersey; Tanya Bickley, Classical Radio for Connecticut and Organization for Unique Radio, New Canaan, Connecticut; and Jerry Gilman, WDST (FM), Woodstock, New York.

PUBLIC BUILDINGS POLICY AND GSA BUDGET

Committee on Environment and Public Works: Committee held hearings on S. 533, establishing public buildings policies for the Federal Government, permanently establishing the Public Buildings Service in the General Services Administration, authorizing funds for fiscal year 1982 for the construction, renovation, and maintenance of public buildings and related activities of the Public Buildings Service, and to review those items in the President's budget for fiscal year 1982 which fall within its legislative jurisdiction and consider recommendations which it will make thereon to the Committee on the Budget, receiving testimony from A. R. Marschall, Commissioner, Public Buildings Service, David R. Dibner, Assistant Commissioner for Design and Construction, Wolfgang Zoellner, Assistant Commissioner for Program Support, and Al Iudicello, Director, Management Planning Branch, all of the General Services Administration.

Committee will meet again on Monday, March 2.

GLOBAL ECONOMY

Committee on Foreign Relations: Subcommittee on International Economic Policy concluded hearings on the U.S. stake in the global economy, focusing on mineral resources of developing countries, population and development and alternative political strategies for the U.S. in the global economy, after receiving testimony from Representative Scheuer; Simon Strauss, American Mining Congress, John Sewell and David Gwatkin, both of the Overseas Development Council, and Penelope Hartland-Thunberg, Georgetown University, all of Washington, D.C.; Michael S. Tietelbaum, representing the Ford Foundation, New York City; and Daniel Fine, Massachusetts Institute of Technology, Cambridge.

LABOR RACKETEERING

Committee on Governmental Affairs: Permanent Subcommittee on Investigations concluded hearings on alleged corruption in the International Longshoremen's Association's influence and control over the waterfront industry along the East and Gulf coasts, receiving testimony from Thomas W. Gleason, International Longshoremen's Association, New York City. Present, but refusing to testify were David Rosen, Miami, Florida; Michael Clemente, New York City; Russell Bufalino, Kingston, Pennsylvania; Thomas DiBella, Jr., Staten Island, New York; and Tino Fiumara, Wycoff, New Jersey.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Monday, March 2.

Committee Meetings

AGRICULTURE STRUCTURE REVIEW

Committee on Agriculture: Subcommittee on Forests, Family Farms and Energy continued hearings to review the structure of agriculture, including the recent USDA report released by former Secretary of Agriculture Bob Bergland, "A Time To Choose." Testimony was heard from public witnesses.

Hearings continue March 2.

BUDGET OVERVIEW

Committee on Appropriations: Continued overview hearings on fiscal year 1982 budget. Testimony was heard from Donald T. Regan, Secretary of the Treasury; David A. Stockman, Director, Office of Management and Budget and Murray Weidenbaum, Chairman, Council on Economic Advisers.

CIVIL DEFENSE PROGRAMS AUTHORIZATION

Committee on Armed Services: Subcommittee on Military Installations and Facilities concluded hearings on H.R. 1856, to authorize the Administrator of General Services to donate to State and local governments certain Federal personal property loaned to them for civil defense use. Testimony was heard from public witnesses.

DEFENSE BUDGET—MANPOWER PORTIONS

Committee on Armed Services: Subcommittee on Military Personnel and Compensation continued hearings on the manpower portions of the fiscal year 1982 Defense budget. Testimony was heard from Robert J. Murray, Under-Secretary, U.S. Navy; VAdm. Lando W. Zech, Deputy Chief of Naval Operations for Manpower, Personnel, and Training and Chief of Naval Personnel and Lt. Gen. Edward J. Bronars, Deputy Chief of Staff for Manpower, U.S. Marine Corps.

DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials held a hearing on the ship-construction portion of the fiscal year 1982 Defense authorization request, specifically naval warfighting concepts. Testimony was heard from VAdm. Kinnaird R. McKee, Director of Naval Warfare, Office of the Chief of Naval Operations.

DEPARTMENT OF ENERGY

Committee on Energy and Commerce: Subcommittee on Energy Conservation and Power continued hearings on the Department of Energy's existing programs and budget proposals for fiscal year 1982 with emphasis on energy conservation. Testimony was heard from public witnesses.

Hearings continue March 3.

NUCLEAR REGULATORY COMMISSION

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment held a hearing on implementation of section 110 of Public Law 96–295, Nuclear Regulatory Commission fiscal year 1980 authorization. Testimony was heard from the following representatives of the Nuclear Regulatory Commission: John F. Ahearne, Chairman; Peter A. Bradford, Commissioner; Victor Gilinsky, Commissioner; and public witnesses.

SOCIAL SECURITY FINANCING

Committee on Ways and Means: Subcommittee on Social Security continued hearings on social security financing issues. Testimony was heard from C. Peter McColough, Chairman, President's Commission on Pension Policy and public witnesses.

Hearings continue March 6.

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Monday, March 2, 1981

Senate

Chamber Action

The Senate was not in session today. It will next meet at 3 p.m., on Tuesday, March 3, 1981.

Committee Meetings

FOOD/AGRICULTURE PROGRAMS

Committee on Agriculture, Nutrition, and Forestry: Committee began hearings on proposed reauthorization of food and agriculture programs administered by the Department of Agriculture, receiving testimony from Senator Grassley; DeVon R. Woodland and Charles Frazier, both of the National Farmers Organization, Edward Andersen, National Grange, Marvin Meek, American Agriculture Movement, and Ellen Haas, Community Nutrition Institute, all of Washington, D.C.; Hilton Bracey, Midcontinent Farmers Association, Columbia, Missouri; and Edward Bowman, National Association of Farmer-Elected Committeemen, Oneida, Illinois.

Hearings continue tomorrow.

APPROPRIATIONS—EDUCATION

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education held hearings on proposed budget estimates for fiscal year 1982 for

elementary and secondary education programs of the Department of Education, receiving testimony from John Rodriguez, Acting Assistant Secretary of Education for Elementary and Secondary Education.

Hearings continue tomorrow.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Preparedness held open and closed hearings on proposed authorizations for fiscal year 1982 for defense program planning and resource allocation for the U.S. Air Force, receiving testimony from Major General William J. Campbell, Director of Programs, Deputy Chief of Air Force Staff for Programs and Evaluation, and Brig. General Richard D. Murray, Deputy Director of Budget, Comptroller of the Air Force.

Subcommittee recessed subject to call.

STRATEGIC MATERIALS AND MINERALS

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology, and Space concluded hearings to assess the nation's critical shortages of strategic materials and minerals, and evaluate the impact of the National Materials and Minerals Policy, Research, and Development Act (P.L. 96–479), after receiving testimony from James G. Watt, Secretary of the Interior; Ernest Ambler, Director, National Bureau of Standards, Department of Commerce; Walter B. Olstad, Acting Associate Administrator for Aeronautics and Space Technology, National Aeronautics and Space Administration; Robert Trimble Acting Deputy Under Secretary of Defense for Acquisition Policy; Paul Krueger, Assistant Associate Director for Resource Preparedness, Federal Energy Management Agency; and Michael Calingaer, Deputy Assistant Secretary of State for Aeronautics and Space Technology.

INTERNATIONAL ENERGY PROGRAMS

Committee on Energy and Natural Resources: Committee concluded hearings on S. 573, extending the antitrust exemption for oil companies that participate in the agreement on an international energy program, after receiving testimony from Peter Borre, Acting Assistant Secretary of Energy for International Affairs; Edward L. Morse, Deputy Assistant Secretary of State for International Energy Policy; and Richard J. Favretto, Acting Assistant Attorney General, Antitrust Division, Department of Justice.

Committee will consider this bill on Wednesday, March 4.

WATER PROJECTS—BUDGET

Committee on Environment and Public Works: Committee resumed hearings to review those items in the President's budget for fiscal year 1982 which fall within its legislative jurisdiction and consider recommendations which it will make thereon to the Committee on the Budget, receiving testimony in behalf of funds for their respective activities from Major General E. R. Heiberg III, Director of Civil Works, U.S. Army Corps of Engineers; Gerald D. Seinwill, Acting Director, Water Resources Council; and Gary D. Cobb, Director, Office of Water Research and Technology, Department of the Interior.

Hearings continue on Wednesday, March 4.

EL SALVADOR

Committee on Foreign Relations: Subcommittee on Western Hemisphere concluded closed hearings on the situation in El Salvador, after receiving testimony from John A. Bushnell, Acting Assistant Secretary of State for Inter-American Affairs, and Ronald I. Spiers, Director, Bureau of Intelligence and Research, Department of State; Major General William S. deCamp, Director, Inter-American Region, Office of the Deputy Assistant Secretary of Defense for International Security Affairs; and Gale W. McGee, U.S. Permanent Representative to the Organization of American States.

AUTHORIZATIONS—INTELLIGENCE ACTIVITIES

Select Committee on Intelligence: Committee began closed hearings on proposed authorizations for fiscal year 1982 for intelligence activities of the U.S. government, receiving testimony from certain intelligence officials.

Closed hearings continue on Thursday, March 5.

House of Representatives

Chamber Action

Bills Introduced: 16 public bills, H.R. 2226–2241; 1 private bill, H.R. 2242; and 3 resolutions, H. Res. 92–94, were introduced. **Pages 3327–3328**

Report Filed: One report was filed as follows: Report of the Joint Economic Committee entitled "The January 1981 Economic Report of the President" (H. Rept. 97–5). **Page 3327**

Legislative Business: No legislative business was conducted while the House was in session today.

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Adjourned at 12:11 p.m.

Committee Meetings

AGRICULTURE STRUCTURE REVIEW

Committee on Agriculture: Subcommittee on Forests, Family Farms and Energy concluded hearings to review the structure of agriculture, including the recent USDA report released by former Secretary of Agriculture Bob Bergland, "A Time To Choose." Testimony was heard from public witnesses.

AGRICULTURAL APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture held a hearing on the Office of Inspector General. Testimony was heard from Robert E. Magee, Acting Inspector General, USDA.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on the Interior held a hearing on Indian Health. Testimony was heard from departmental witnesses.

Hearings continue tomorrow.

LEGISLATIVE BRANCH APPROPRIATIONS

Committee on Appropriations: Subcommittee on Legislative Branch held a hearing on Copyright Royalty Tribunal and Government Printing Office. Testimony was heard from Representative Glickman and public witnesses.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on Washington Metropolitan Area Transit Authority (WMATA). Testimony was heard from Richard Page, General Manager, WMATA.

DOE AUTHORIZATION

Committee on Armed Services: Subcommittee on Procurement and Military Nuclear Systems held a hearing on the fiscal year 1982 Department of Energy defense programs authorization. Testimony was heard from James B. Edwards, Secretary of Energy; Robert L. Morgan, Acting Assistant Secretary for Defense Programs, Department of Energy and James P. Wade, Jr., Assistant to the Secretary of Defense (Atomic Energy).

Hearings continue March 4.

BUDGET EXECUTION

Committee on Armed Services: Subcommittee on Readiness concluded hearings on problems in budget execution. Testimony was heard from Brig. Gen. Roger J. Price, Director of Operations and Maintenance, Office of the Comptroller, Department of the Army; Brig. Gen. Harold M. Davis, Jr., Deputy Chief of Staff (Resource Management), U.S. Army Training and Doctrine Command; RAdm. V. W. Klein, Director, Operations Branch, Fiscal Management Division, Office of the Chief of Naval Operations and Brig. Gen. H. A. Hatch, Deputy Chief of Staff (Installations and Logistics), Office of the Commandant, U.S. Marine Corps.

COMPTROLLER GENERAL

Committee on Science and Technology: Heard testimony from Elmer B. Staats, Comptroller General of the United States, GAO.

DOE AUTHORIZATION

Committee on Science and Technology: Subcommittee on Energy Development and Applications continued hearings on Department of Energy fiscal year 1982 authorization/Solar Energy. Testimony was heard from public witnesses.

Hearings continue tomorrow.

COMMITTEE ORGANIZATION

Committee on Ways and Means: Subcommittee on Oversight met for organizational purposes.

Joint Committee Meetings

AIR QUALITY

Joint Meeting: Senate Committee on Environment and Public Works concluded a joint meeting with the Subcommittee on Health and the Environment of the House Committee on Energy and Commerce on the recent report of the National Commission on Air Quality on how the Clean Air Act is being applied throughout the nation, after receiving testimony from Senator Hart, Representatives Dingell and Broyhill, John J. Sheehan, United Steelworkers of America, and Richard E. Ayres, Natural Resources Defense Council, both of Washington, D.C., A. F. Crocetti, New York Medical College, New York City, Edwin D. Dodd, Owens-Illinois, Inc., Toledo, Ohio, Jeanne Malchon, Penellas County, Florida, Florida State Representative Thomas McPherson, Tallahassee, and Leonard Shine, Westport, Connecticut, all Commissioners, National Commission on Air Quality; and John T. Middleton, Chairman, Commission on Prevention of Significant Deterioration of Air Quality, National Academy of Sciences.

Résumé of Congressional Activity

FIRST SESSION OF THE NINETY-SEVENTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 5 through February 28, 1981

	Senate	*House*	*Total*
Days in session	24	25	..
Time in session	71 hrs., 18′	32 hrs., 39′	..
Congressional Record:			
Pages of proceedings	1,668	716	2,384
Extensions of Remarks	..	..	757
Public bills enacted into law	3	1	4
Private bills enacted into law	..	..	..
Bills in conference	..	..	..
Bills through conference	..	..	..
Measures passed, total	50	32	82
Senate bills	3	2	..
House bills	1	2	..
Senate joint resolutions	1	1	..
House joint resolutions	0	..	..
Senate concurrent resolutions	2	2	..
House concurrent resolutions	2	2	..
Simple resolutions	41	23	..
Measures reported, total	*46	*3	49
Senate bills	3	..	..
House bills	..	1	..
Senate joint resolutions	..	..	..
House joint resolutions	..	..	..
Senate concurrent resolutions	..	..	..
House concurrent resolutions	..	..	..
Simple resolutions	42	2	..
Special reports	1	1	..
Conference reports	..	..	..
Measures pending on calendar	21	..	..
Measures introduced, total	737	2,591	3,328
Bills	600	2,225	..
Joint resolutions	41	194	..
Concurrent resolutions	12	81	..
Simple resolutions	84	91	..
Quorum calls	4	4	..
Yea-and-nay votes	25	9	..
Recorded votes	..	..	..
Bills vetoed	..	..	..
Vetoes overridden	..	..	..

*These figures include all measures reported, even if there was no accompanying report. A total of 23 reports have been filed in the Senate, a total of 4 have been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 5 through February 28, 1981

Army nominations, totaling 1,387, disposed of as follows:

Confirmed	1,351
Unconfirmed	36

Navy nominations, totaling 3,408, disposed of as follows:

Confirmed	765
Unconfirmed	2,643

Air Force nominations, totaling 2,017, disposed of as follows:

Confirmed	346
Unconfirmed	1,671

Marine Corps nominations, totaling 831, disposed of as follows:

Confirmed	810
Unconfirmed	21

Civilian nominations, totaling 1,559, disposed of as follows:

Confirmed	394
Unconfirmed	1,137
Withdrawn	28

Summary

Total nominations received	9,202
Total confirmed	3,666
Total unconfirmed	5,508
Total withdrawn	28

Tuesday, March 3, 1981

Senate

Chamber Action

Routine Proceedings, pages 3356–3438

Bills Introduced: Sixteen bills and four resolutions were introduced, as follows: S. 601–616, S.J. Res. 42, S. Con. Res. 13, and S. Res. 85–86.

Pages 3388, 3412–3413, 3438

Resolutions Agreed to:

Committee funds: By unanimous vote of 93 yeas, the following committee funding resolutions were agreed to en bloc, after agreeing en bloc to all committee amendments thereto:

S. Res. 43, requesting $1,322,000 for expenses of the Committee on Agriculture, Nutrition, and Forestry, with an amendment;

S. Res. 55, requesting $3,791,203 for expenses of the Committee on Appropriations, with an amendment;

S. Res. 60, requesting $1,554,400 for expenses of the Committee on Armed Services, with an amendment;

S. Res. 75, requesting $1,583,411 for expenses of the Committee on Banking, Housing, and Urban Affairs;

S. Res. 50, requesting $2,693,632 for expenses of the Committee on the Budget, with amendments;

S. Res. 52, requesting $3,171,746 for expenses of the Committee on Commerce, Science, and Transportation, with an amendment;

S. Res. 56, requesting $2,029,259 for expenses of the Committee on Energy and Natural Resources, with an amendment;

S. Res. 49, requesting $2,166,000 for expenses of the Committee on Environment and Public Works, with amendments;

S. Res. 25, requesting $2,063,200 for expenses of the Committee on Finance, with an amendment;

S. Res. 39, requesting $2,333,100 for expenses of the Committee on Foreign Relations;

S. Res. 57, requesting $4,672,526 for expenses of the Committee on Governmental Affairs, with an amendment;

S. Res. 53, requesting $4,272,722 for expenses of the Committee on the Judiciary, with an amendment;

S. Res. 62, requesting $4,004,000 for expenses of the Committee on Labor and Human Resources, with an amendment;

S. Res. 61, requesting $748,630 for expenses of the Committee on Veterans' Affairs;

S. Res. 45, requesting $901,946 for expenses of the Special Committee on Aging, with amendments;

S. Res. 34, requesting $902,000 for expenses of the Select Committee on Small Business, with an amendment;

S. Res. 54, requesting $1,648,000 for expenses of the Select Committee on Intelligence, with an amendment;

S. Res. 51, requesting $567,324 for expenses of the Select Committee on Indian Affairs. Pages 3365–3376

Senate photograph: Senate agreed to S. Res. 86, permitting the National Geographic Society to photograph the Senate Chamber while the Senate is not in session. Page 3438

Confirmation: Senate confirmed the nomination of Edwin L. Harper, of Missouri, to be Deputy Director of the Office of Management and Budget. Page 3449

Nominations: Senate received the following nominations during the recess of the Senate:

On March 2:

James L. Malone, of Virginia, to be Assistant Secretary of State for Oceans and International Environmental and Scientific Affairs.

T. Timothy Ryan, Jr., of Virginia, to be Solicitor for the Department of Labor.

Judith T. Connor, of New York, and Lee L. Verstandig, of the District of Columbia, each to be an Assistant Secretary of Transportation.

Routine lists of nominations in the Army, Navy, and Marine Corps. Pages 3438–3449

Messages From the President: Page 3387

Communications: Pages 3387–3388

Statements on Introduced Bills: Pages 3388–3411

Notices of Hearings: Page 3414

Additional Statements: Pages 3414–3438

Nominations: Pages 3438–3449

Confirmations: Page 3449

Record Vote: One record vote was taken today. (Total—26) Page 3376

Recess: Senate met at 3 p.m., and recessed at 5:33 p.m., until 11 a.m. on Thursday, March 5, 1981. (For Senate's program see remarks of Senator Baker in today's Record on page 3438.)

Committee Meetings

FOOD/AGRICULTURE PROGRAMS

Committee on Agriculture, Nutrition, and Forestry: Committee continued hearings on proposed reauthorization of food and agriculture programs administered by the Department of Agriculture, receiving testimony on wheat programs from Jim Billington, National Association of Wheatgrowers, Altus, Oklahoma; Jim Stephens, Montana Farmers Union, Great Falls, Montana; Bill Struckmeyer, National Association for Raw Materials, Arbuckle, California; and Nita Gibson, Women Involved in Farm Economics, Seminole, Texas.

Hearings continue tomorrow.

APPROPRIATIONS—EDUCATION

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education continued hearings on proposed budget estimates for fiscal year 1982 for the Department of Education, receiving testimony in behalf of funds for their respective activities from John Rodriguez, Acting Assistant Secretary of Education for Elementary and Secondary Education; Howard F. Hjelm, Acting Assistant Secretary of Education for Vocational and Adult Education; and Dick Hays, Acting Assistant Secretary of Education for Research and Improvements.

Hearings continue tomorrow.

APPROPRIATIONS—FISH AND WILDLIFE SERVICE

Committee on Appropriations: Subcommittee on the Interior and Related Agencies held hearings on proposed budget estimates for fiscal year 1982 for the Department of the Interior, receiving testimony in behalf of funds for the U.S. Fish and Wildlife Service from F. Eugene Hester, Acting Deputy Director, U.S. Fish and Wildlife Service, Department of the Interior.

Hearings continue tomorrow.

APPROPRIATIONS—INDEPENDENT AGENCIES

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held hearings on proposed budget estimates for fiscal year 1982, receiving testimony in behalf of funds for their respective activities from Major General Andrew J. Adams, Secretary, The American Battle Monuments Commission; Colonel Ann B. Smith, Director, Casualty and Memorial Affairs, Office of the Adjutant General, for Cemeterial Expenses, Department of the Army; David F. Peterson, Director, Consumer Information Center; and Virginia Knauer, Special Assistant to the President and Director, Office of Consumer Affairs.

Subcommittee will meet again on Tuesday, March 10.

APPROPRIATIONS—TRANSPORTATION

Committee on Appropriations: Subcommittee on Transportation and Related Agencies resumed hearings on proposed budget estimates for fiscal year 1982, receiving testimony in behalf of funds for their respective activities from Joseph J. Genovese, Assistant Inspector General, Department of Transportation; and Marvin Cohen, Chairman, Civil Aeronautics Board.

Hearings continue on Thursday, March 5.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Manpower and Personnel held hearings on proposed authorizations for fiscal year 1982 for total force manpower requirements for the Air Force, receiving testimony from Joe F. Meis, Acting Assistant Secretary of the Air Force for Manpower, Reserve Affairs and Installations, Lt. General Andrew P. Iosue, Deputy Chief of Air Force Staff for Manpower and Personnel, Major General Richard Bodycombe, Chief of Air Force Reserve, and Brig. General John B. Conaway, Deputy Director, Air National Guard.

Subcommittee will meet again on Thursday, March 5.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Tactical Warfare resumed closed hearings on proposed authorizations for fiscal year 1982 for the Department of Defense, receiving testimony in behalf of funds for missions and requirements for the Air Force from Brig. General Perry M. Smith, Deputy Director of Plans, and Deputy Chief of Air Force Staff for Operations, Plans, and Readiness.

Subcommittee will meet again on Thursday, March 5.

MIDDLE EAST/SOUTHWEST ASIA

Committee on Armed Services: Subcommittee on Sea Power and Force Projection held open and closed hearings to receive a briefing on the recent military and political situation in the Middle East and Southwest Asia, receiving testimony from Robert Ames, National Intelligence Officer for Near East & South Asia's National Foreign Assessment Center, Central Intelligence Agency; and Rear Admiral Edward Burkhalter, Chief of Staff, James Mistretta, Soviet Naval Analyst, and Major George Selden, Soviet/Warsaw Pact Ground Analyst, all of the Defense Intelligence Agency.

CLEAN AIR/STEEL INDUSTRY

Committee on Environment and Public Works: Committee concluded hearings on S. 63, providing environmental compliance date extensions for steel-making facilities on a case-by-case basis to facilitate modernization, after receiving testimony from Senator Heinz; Walter Barber, Acting Administrator, Environmental Protection Agency; David M. Roderick, United States Steel Corporation, Pittsburgh, Pennsylvania; Richard F. Schubert, Bethlehem Steel Corporation, Bethlehem, Pennsylvania; and George A. Stinson, National Steel Corporation, Robert B. Peabody, American Iron and Steel Institute, John H. Sheehan, United Steelworkers of America, and Fran Dubrowski, Natural Resources Defense Council, all of Washington, D.C.

VETERANS' PROGRAMS

Committee on Veterans' Affairs: Committee held hearings to receive the Veterans of Foreign Wars legislative recommendations for fiscal year 1982. Testimony was received from Arthur Fellwock, National Commander, Evansville, Indiana, who was accompanied by Cooper Holt, Don Schwab, and Ted Connell, all of Washington, D.C., and all representing the Veterans of Foreign

Wars. Commander Fellwock was introduced by Senator Lugar.

Hearings continue on Thursday, April 2.

SENATE CODE OF CONDUCT

Select Committee on Ethics: Committee met to further discuss proposed revisions to the Senate Code of Official Conduct, made no announcements, and will meet again on Thursday, March 5.

House of Representatives

Chamber Action

Bills Introduced: 30 public bills, H.R. 2243–2272; 5 private bills, H.R. 2273–2277; and 8 resolutions, H.J. Res. 195–197, H. Con. Res. 82–84, and H. Res. 95 and 96 were introduced. **Pages 3480–3481**

Reports Filed: Reports were filed as follows:

Report on Oversight Plans of the Committee of the U.S. House of Representatives (H. Rept. 97–6);

H. Res. 67, authorizing an investigation and inquiry by the Committee on Standards of Official Conduct (H. Rept. 97–7); and

H. Res. 23, to provide for the printing as House document of tributes made to the late former Speaker John W. McCormack on the floor of the House (H. Rept. 97–8). **Page 3480**

Select Committee on Aging: The Speaker appointed as additional members to the Select Committee on Aging the following Members: Representatives Albosta, Crockett, and Hollenbeck to rank after Representative Dornan. **Page 3455**

Subpena: Read a letter from Representative Coleman wherein he informs the House, pursuant to Rule 50, that a member of his staff has been served with a subpena to produce certain documentation in the case of Vanderpool Feed & Supply Co. v. Taylor, et al., at the Circuit Court, City of Richmond, Missouri. **Pages 3455–3456**

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Adjourned at 2:15 p.m.

Committee Meetings

BUDGET REPORT

Committee on Agriculture: Approved budget recommendations for March 15 report to the Committee on the Budget.

AGRICULTURAL APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture held a hearing on Office of the Secretary/Departmental Administration, and Office of Governmental and Public Affairs. Testimony was heard from the following representatives of USDA; Dr. Joan S. Wallace, Assistant Secretary for Administration and Claude W. Gifford, Acting Assistant Secretary, Office of Governmental and Public Affairs.

COMMERCE—JUSTICE—STATE—THE JUDICIARY AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce-Justice-State-the Judiciary, and Related Agencies held a hearing on Commission on Wartime Relocation and Internment of Civilians and on the Treasury Department-Chrysler Loan Guarantee Program. Testimony was heard from Joan Bernstein, Chairman, Commission on Wartime Relocation and Internment of Civilians and Robert T. McNamar, Deputy Secretary of the Treasury.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development held a hearing in executive session with Assistant Secretary for Defense Programs. Testimony was heard from Robert Morgan, Acting Assistant Secretary for Defense Programs.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on Medical Construction Programs. Testimony was heard from Vernon McKenzie, Principal Deputy Assistant Secretary of Defense (Health Affairs); Maj. Gen. George Kuttas, Assistant Surgeon General for Dental Services, Office of the Surgeon General, Department of the Army; Brig. Gen. Robert T. Cutting, Director, Health Care Operations, Office of the Surgeon General, Department of the Army; RAdm. W. M. Zobel, Commander, Naval Facilities Engineering Command, Department of the Navy; RAdm. S. Barshet, Assistant Chief for Planning and Resources, Bureau of Medicine and Surgery, Department of the Navy and Brig. Gen. Donald B. Wagner, Director of Health Care Support, Office of the Surgeon General, Department of the Air Force.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on the St. Lawrence Seaway. Testimony was heard from David W. Oberlin, Administrator, St. Lawrence Seaway Development Corporation, Department of Transportation.

CHECKMATE BRIEFING

Committee on Armed Services: Met in executive session for a classified Air Staff CHECKMATE Southwest Asia briefing as part of the consideration of the Rapid Deployment Force (RDF). The Committee was briefed by Col. John L. Borling, Chief, CHECKMATE Group, Directorate of Operations and Readiness, Office of the Deputy Chief of Staff for Operations, Plans and Readiness, U.S. Air Force.

BUDGET CUTS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization held a hearing on proposed budget cuts on Defense Production Act, Energy Security Act, and Synfuels Program in general. Testimony was heard from Representative Wright; James B. Edwards, Secretary of Energy; George Marienthal, Deputy Assistant Secretary of Defense for Energy, Environment and Safety and a public witness.

FIRST BUDGET RESOLUTION

Committee on the Budget: Continued hearings in preparation for the First Budget Resolution for fiscal year 1982. Testimony was heard from Elmer B. Staats, Comptroller General of the United States, GAO.

Hearings continue tomorrow.

VOCATIONAL EDUCATIONAL ACT AUTHORIZATION

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education continued hearings on H.R. 66, to extend the authorization of appropriations under the Vocational Educational Act of 1963. Testimony was heard from Representative Watkins and public witnesses.

OVERSIGHT

Committee on Education and Labor: Subcommittee on Human Resources held an oversight hearing on juvenile justice restitution programs. Testimony was heard from Douglas C. Dodge, Branch Chief, Juvenile Justice System Program, Special Emphasis Division, Office of Juvenile Justice and Delinquency Prevention, Department of Justice and public witnesses.

DEPARTMENT OF ENERGY

Committee on Energy and Commerce: Subcommittee on Energy Conservation and Power continued hearings on the Department of Energy's existing programs and budget proposals for fiscal year 1982 with emphasis on Nuclear Energy. Testimony was heard from public witnesses.

Hearings continue tomorrow.

COMMITTEE ORGANIZATION

Committee on Post Office and Civil Service: Subcommittee on Human Resources met for organizational purposes.

INVESTIGATION AND INQUIRY

Committee on Rules: Ordered reported H. Res. 67, authorizing an investigation and inquiry by the Committee on Standards of Official Conduct. Testimony was heard from Chairman Stokes and Representative Spence.

DOE AUTHORIZATION

Committee on Science and Technology: Subcommittee on Energy Development and Applications continued hearings on Department of Energy fiscal year 1982 authorization/Solar Energy. Testimony was heard from public witnesses.

Hearings continue tomorrow.

DOE AUTHORIZATION

Committee on Science and Technology: Subcommittee on Energy Research and Production continued hearings on fiscal year 1982 Department of Energy authorization with emphasis on Magnetic Fusion. Testimony was heard from public witnesses.

Hearings continue tomorrow.

NSF AUTHORIZATION

Committee on Science and Technology: Subcommittee on Science, Research and Technology held a hearing on NSF fiscal year 1982 budget authorization with emphasis on Science and Engineering Education. Testimony was heard from public witnesses.

Hearings continue March 5.

LEGISLATIVE GOALS

Committee on Veterans' Affairs: Held a hearing on legislative goals of Veterans of Foreign Wars. Testimony was heard from Arthur Fellwock, Commander-in-Chief, VFW.

ADMINISTRATION'S ECONOMIC PROGRAM

Committee on Ways and Means: Continued hearings on the Administration's economic program, including tax and spending cut proposals. Testimony was heard from Paul A. Volcker, Chairman, Board of Governors, Federal Reserve System.

Hearings continue tomorrow.

NATIONAL FOREIGN INTELLIGENCE PROGRAM

Permanent Select Committee on Intelligence: Subcommittee on Program and Budget Authorization continued hearings in executive session on National Foreign Intelligence Program budget. Testimony was heard from departmental witnesses.

Hearings continue March 5.

Wednesday, March 4, 1981

Senate

Chamber Action

The Senate was not in session today. It will next meet at 11 a.m., on Thursday, March 5, 1981.

Committee Meetings

FOOD/AGRICULTURE PROGRAMS

Committee on Agriculture, Nutrition, and Forestry: Committee continued hearings on proposed reauthorization of food and agriculture programs administered by the Department of Agriculture, receiving testimony on feed grain programs from Ray Schaub, National Corn Growers Association, and Richard W. Goldberg, National Grain and Feed Association, both of Washington, D.C.; and Fred Stover, U.S. Farmers Association, Hampton, Iowa.

Hearings continue tomorrow.

DAIRY PRICE SUPPORTS

Committee on Agriculture, Nutrition, and Forestry: Committee ordered favorably reported S. 509, repealing authority for a semi-annual increase in dairy price supports.

APPROPRIATIONS—EDUCATION

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education continued hearings on proposed budget estimates for fiscal year 1982 for the Department of Education, receiving testimony in behalf of funds for their respective activities from Herman R. Goldberg, Acting Assistant Secretary of Education for Special Education and Rehabilitative Services, and Edward L. Meador, Acting Assistant Secretary for Postsecondary Education.

Hearings continue tomorrow.

APPROPRIATIONS—DEPARTMENT OF ENERGY

Committee on Appropriations: Subcommittee on Energy and Water Development resumed hearings on proposed budget estimates for fiscal year 1982 for the Department of Energy, receiving testimony in behalf of funds for energy research and environmental programs from Douglas Pewitt. Acting Director, Office of Energy Research, and Alex Fremling, Acting Assistant Secretary of Energy for Environmental Protection, Safety, and Energy Preparedness.

Subcommittee will meet again on Tuesday, March 10.

APPROPRIATIONS—INDEPENDENT AGENCIES

Committee on Appropriations: Subcommittee on the Interior and Related Agencies held hearings on proposed budget estimates for fiscal year 1982, receiving testimony in behalf of funds for their respective activities from Robert R. Garvey, Jr., Executive Director, Advisory Council on Historic Preservation; Monroe Freedman, Executive Director, Holocaust Memorial Council, and Gary D. Cobb, Director, Office of Water Research and Technology, Department of the Interior.

Hearings continue on Tuesday, March 10.

NOMINATIONS AND DOD BUDGET

Committee on Armed Services: Committee ordered favorably reported 3,984 routine nominations in the Army, Navy, Air Force, and Marine Corps.

Also, committee held hearings on proposed budget revisions to the fiscal year 1981 and fiscal year 1982 authorizations for the Department of Defense, receiving testimony from Caspar W. Weinberger, Secretary of Defense, and General David C. Jones, Chairman, Joint Chiefs of Staff.

Committee recessed subject to call.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Strategic and Theater Nuclear Forces resumed closed hearings on proposed authorizations for fiscal year 1982 for the Department of Defense, receiving testimony on strategic defense programs from James P. Wade, Assistant to the Secretary of Defense for Atomic Energy, Seymour L. Zeiberg, Deputy Under Secretary of Defense for Research and Engineering (Strategic and Space Systems), George Millburn, Acting Deputy Under Secretary of Defense for Research and Advanced Technology, and Major General Grayson D. Tate, Army Program Manager, Ballistic Missile Defense.

Subcommittee will meet again on Friday, March 6.

NAVAL SEA POWER

Committee on Armed Services: Subcommittee on Sea Power and Force Projection held closed hearings to examine the current worldwide naval sea power situation, receiving testimony from Rear Admiral S. Shapiro, Director of Naval Intelligence, Vice Admiral S. R. Foley, Deputy Chief of Naval Operations for Planning, Policy and Operations, and Lt. General J. H. Miller, Deputy Chief of Marine Corps Staff for Plans, Policy and Operation.

Subcommittee recessed subject to call.

MONETARY POLICY

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on the conduct of monetary policy, after receiving testimony from Murray L. Weidenbaum, Chairman, Council of Economic Advisors; Jerry L. Jordan, University of New Mexico, Albuquerque; and David M. Jones, Aubrey Lanston Company, New York City.

NOMINATIONS

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nominations of John M. Fowler, of Pennsylvania, to be General Counsel, Robert W. Blanchette, of Maryland, to be Administrator, Federal Railroad Administration, Judith T. Connor, of New York, to be Assistant Secretary of Transportation for Policy and International Affairs, and Lee L. Verstandig, of the District of Columbia, to be Assistant Secretary of Transportation for Governmental Affairs, all of the Department of Transportation, after the nominees testified and answered questions in their own behalf. Mr. Fowler was introduced by Senators Heinz and Specter; Mrs. Connor was introduced by Senators Heinz and Specter, and Representative Shuster; Mr. Verstandig was introduced by Senators Chafee and Pell; and Mr. Blanchette was introduced by Senator Weicker and Representative DeNardis. Testimony was also received on the nomination of Mr. Blanchette from William G. Mahoney, representing the Railway Labor Executives, Washington, D.C.

INTERNATIONAL ENERGY PROGRAMS

Committee on Energy and Natural Resources: Committee ordered favorably reported with an amendment S. 573, extending the antitrust exemption for oil companies that participate in the agreement on an international energy program.

FISH AND WILDLIFE SERVICE—BUDGET

Committee on Environment and Public Works: Committee resumed hearings to review those items in the President's budget for fiscal year 1982 which fall within its legislative jurisdiction and consider recommendations which it will make thereon to the Committee on the Budget, receiving testimony in behalf of funds for their respective activities from F. Eugene Hester, Associate Director for Research, and Acting Director, U.S. Fish and Wildlife Service, Department of the Interior, and Walter C. Barber, Jr., Acting Administrator, Environmental Protection Agency.

Hearings continue tomorrow.

UNITED STATES/IRANIAN AGREEMENT

Committee on Foreign Relations: Committee concluded hearings on the United States-Iranian agreement relating to the release of the American hostages, after receiving testimony from Walter Stoessel, Undersecretary of State for Political Affairs; R. Timothy McNamar, Deputy Secretary of the Treasury; and Larry Simms, Acting Assistant Attorney General, Office of Legal Counsel, Department of Justice.

HOME HEALTH CARE

Committee on Labor and Human Resources: Committee held hearings on S. 234, to encourage the establishment of home health care programs and to provide expanded coverage of home health services under the medicare and medicaid programs, receiving testimony from Philip W. Bruckner, St. Vincent's Hospital and Medical Center, and Anthony J. Lechich, New York Medical College, both of New York City; Alfred Abaunza, St. Mark's Hospital, Salt Lake City, Utah; Sam P. Giordano, American Association of Respiratory Therapy, Dallas, Texas; Ronald Reck, American Federation of Home Health Agencies, and Sue Worstell, Home Health Agency, both of Pittsburgh, Pennsylvania; Glenn Gee, Loma Linda University Medical Center, Loma Linda, California; Theodosia Kelsey, representing the American Occupational Therapy Association, Inc., Rockville, Maryland; and William Halamandaris, National Association of Home Health Agencies, Zoe Dunphy, representing the National Retired Teachers Association/National Association of Retired Persons, and Ronald E. Rosenberg, Home Health Services and Staffing Association, all of Washington, D.C.

Hearings were recessed subject to call.

BUSINESS MEETING

Select Committee on Intelligence: Committee met in closed session, made no announcements and recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 58 public bills, H.R. 2278–2335; 9 private bills, H.R. 2336–2344; and 11 resolutions, H.J. Res. 198, H. Con. Res. 85–88, and H. Res. 97–102 were introduced. **Pages 3553–3556**

ABSCAM Inquiry and Investigation: By a yea-and-nay vote of 390 yeas to 1 nay, Roll No. 14, the House agreed to H. Res. 67, authorizing an investigation and inquiry by the Committee on Standards of Official Conduct. **Pages 3529–3534**

Spain's Democracy: House agreed to H. Con. Res. 85, congratulating the government and people of Spain on their commitment to democracy. **Pages H775–H776**

Quorum Calls—Votes: One yea-and-nay vote developed during the proceedings of the House today and appears on pages 3533–3534. There were no quorum calls.

Adjournment: Adjourned at 5:41 p.m.

Committee Meetings

FARM BILL

Committee on Agriculture: Held a hearing to consider the farm bill of 1981. Testimony was heard from Members of Congress.

Hearings continue tomorrow.

AGRICULTURAL APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture held a hearing on Agriculture Marketing Service and Transportation Office. Testimony was heard from Barbara L. Schlei, Administrator, Agriculture Marketing Service, and Robert Tosterud, Acting Director, Office of Transportation.

COMMERCE—JUSTICE—STATE—THE JUDICIARY AND RELATED AGENCIES

Committee on Appropriations: Subcommittee on Commerce-Justice-State-the Judiciary and Related Agencies held a hearing on U.S.-Japan Friendship Commission. Testimony was heard from Dr. Robert Ward, Chairman, U.S.-Japan Friendship Commission.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development continued hearings in executive session with the Assistant Secretary for Defense Programs and the Director, Division of Naval Reactors. Testimony was heard from Robert Morgan, Acting Assistant Secretary for Defense Programs, and Adm. H. G. Rickover, Deputy Assistant Secretary for Naval Reactors, Department of Energy.

HUD—INDEPENDENT AGENCIES

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held a hearing on Office of Revenue Sharing and New York City Loan Guarantee Program. Testimony was heard from Jose Peppe Lucero, Director, Office of Revenue Sharing, and John J. McLaughlin, Director, Office of New York City Finance.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on the Interior held a hearing on Bureau of Mines. Testimony was heard from departmental witnesses.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on Interstate and Commerce Commission. Testimony was heard from Marcus Alexis, Acting Chairman, Interstate Commerce Commission.

F–15 SALES TO SAUDI ARABIA

Committee on Armed Services: Met in executive session to receive a briefing on the status of F–15 sales to Saudi Arabia. The Committee was briefed by James Buckley, Under Secretary of State for Security Assistance, and Dr. Fred Ikle, Under Secretary of Defense for Policy (designate).

DOE AUTHORIZATION

Committee on Armed Services: Subcommittee on Procurement and Military Nuclear Systems continued hearings on the fiscal year 1982 Department of Energy defense programs authorization. Testimony was heard from the following representatives of the Department of Energy: Maj. Gen. William W. Hoover, U.S. Air Force, Director, Office of Military Applications; Robert L. Morgan, Acting Assistant Secretary for Defense Programs; Dr. F. Charles Gilbert, Director, Office of Nuclear Materials Production, and public witnesses.

Hearings continue tomorrow.

SHIPBUILDING PROGRAM

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials held a hearing on the rationale for the Navy's fiscal year 1982 shipbuilding program as it relates to the Navy's fiscal year 1982 budget. Testimony was heard from VAdm. M. S. Holcomb, Director, Navy Program Planning, Office of the Chief of Naval Operations.

FIRST BUDGET RESOLUTION

Committee on the Budget: Continued hearings in preparation for the First Budget Resolution for fiscal year 1982. Testimony was heard from Lane Kirkland, President, AFL–CIO.

Hearings continue tomorrow.

DISTRICT OF COLUMBIA LOTTERY

Committee on the District of Columbia: Voted to disapprove H. Res. 53, disapproving the action of the District of Columbia Council approving the legalized lotteries, daily numbers games, and bingo and raffles for charitable purposes initiative of 1980.

Prior to this action, the Committee held a hearing on H. Res. 53 and on H. Con. Res. 41, disapproving the approval by the majority of the registered qualified voters of the District of Columbia voting, of the legalized lotteries, daily numbers games, and bingo and raffles for charitable purposes initiative of 1980. Testimony was heard from Representative Holt; Elijah B. Rogers, City Administrator, District of Columbia, and Arrington Dixon, Chairman, Council of the District of Columbia.

DISTRICT OF COLUMBIA STATEHOOD CONSTITUTIONAL CONVENTION

Committee on the District of Columbia: Voted to disapprove H. Con. Res. 75, disapproving the action of the Council of the District of Columbia approving the District of Columbia Statehood Constitutional Convention Initiative of 1979.

Prior to this action, the Committee held a hearing on this resolution. Testimony was heard from Representative Daniel; Elijah B. Rogers, City Administrator, District of Columbia, and Arrington Dixon, Chairman, Council, District of Columbia.

OVERSIGHT

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education held an oversight hearing on the Vocational Education Act. Testimony was heard from public witnesses.

Hearings continue tomorrow.

OSHA

Committee on Education and Labor: Subcommittee on Health and Safety held an oversight hearing on the Occupational Safety and Health Act in the Federal sector. Testimony was heard from William S. Heffelfinger, Director of Administration, Department of Energy.

Hearings continue March 18.

INTERNATIONAL ENERGY AGENCY; COMMITTEE BUDGET

Committee on Energy and Commerce: Ordered reported as amended H.R. 2166, to amend the Energy Policy and Conservation Act to extend certain authorities relating to the international energy program.

The Committee also began consideration of Committee Budget requests for 1981.

Will continue tomorrow.

DEPARTMENT OF ENERGY

Committee on Energy and Commerce: Subcommittee on Energy Conservation and Power continued hearings on the Department of Energy's existing programs and budget proposals for fiscal year 1982 Utility Programs. Testimony was heard from public witnesses.

Hearings continue tomorrow.

LATIN AMERICA

Committee on Foreign Affairs: Subcommittee on Inter-American Affairs held a hearing on U.S. National Interest in Latin America. Testimony was heard from public witnesses.

COMMITTEE FUNDING

Committee on House Administration: Subcommittee on Accounts met and approved for full committee action resolutions providing funds for the expenses and investigations of the following committees:

H. Res. 92, amended, Committee on Science and Technology;

H. Res. 77, Committee on Small Business;

H. Res. 91, amended, Select Committee on Aging; and

H. Res. 94, amended, Committee on Public Works and Transportation.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Contracts and Printing met and approved pending business.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Ordered reported the following bills: H.R. 618, to convey certain interest in public lands to the city of Angels, Calif.; H.R. 1528, to provide an exception to the requirements of the act of August 30, 1890 (26 Stat. 391; 43 U.S.C. 945), with regard to certain lands in Riverside County, Calif.; and H.R. 1543, to confirm a conveyance of certain real property by the Central Pacific Railway Co. and Southern Pacific Co. to A. C. Taber and his wife, Mary Taber.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice held an oversight hearing on the Copyright Office, Copyright Tribunal and Patent Office. Testimony was heard from David Ladd, Register, U.S. Copyright Office; Rene Tegtmeyer, Acting Commissioner, U.S. Patents and Trademarks Office, and Clarence L. James, Jr., Chairman, Copyright Royalty Tribunal.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Criminal Justice held an oversight hearing on increasing violence against minorities. Testimony was heard from public witnesses.

COMMITTEE ORGANIZATION

Committee on Public Works and Transportation: Subcommittee on Water Resources met for organizational purposes.

DOE AUTHORIZATION

Committee on Science and Technology: Subcommittee on Energy Development and Applications continued hearings on Department of Energy fiscal year 1982 authorization/conservation. Testimony was heard from public witnesses.

Hearings continue tomorrow.

DOE AUTHORIZATION

Committee on Science and Technology: Subcommittee on Energy Research and Production continued hearings on fiscal year 1982 Department of Energy authorization with emphasis on Breeder Program. Testimony was heard from public witnesses.

Hearings continue tomorrow.

FEMA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Science, Research, and Technology continued hearings on Federal Emergency Management Agency (FEMA) fiscal year 1982 budget authorization. Testimony was heard from the following representatives of the U.S. Geological Survey: Robert Wesson, Assistant Director of Research, and John Filson, Chief, Earthquake Studies Office; from the following representatives of the NSF: Jack Sanderson, Assistant Director, Engineering and Applied Science, and Francis Johnson, Assistant Director, Atmospheric, Astronomical, Earth and Ocean Sciences Directorate; from the following representatives of the National Bureau of Standards: John Lyons, Director, National Engineering Laboratory, and Richard Wright, Director, Center for Building Technology; from the following representatives of the Federal Emergency Management Agency: Robert Crawford, Acting Associate Director, Office of Mitigation and Research, and Charles Thiel, Assistant Associate Director, Office of Mitigation and Research and from public witnesses.

Hearings continue March 11.

NASA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Space Science and Applications held a hearing on NASA fiscal year 1982 budget authorization. Testimony was heard from public witnesses.

Hearings continue tomorrow.

STUDY OF FORMER PRISONERS OF WAR

Committee on Veterans' Affairs: Held a hearing on Study of Former Prisoners of War mandated by P.L. 95-479 and to consider H.R. 1100, to amend title 38, United States Code, to expand eligibility of former prisoners of war for certain health-care benefits provided by the Veterans' Administration. Testimony was heard from Raymond S. Blunt, Assistant Administrator for Planning and Program Evaluation, VA; Lt. Gen. John Flynn (Rtd.), former Inspector General, U.S. Air Force, and representatives of the following organizations: American Legion; AMVETS; DAV; American Ex-Prisoners of War, and American Defenders of Bataan and Corregidor.

ADMINISTRATION'S ECONOMIC PROGRAM

Committee on Ways and Means: Continued hearings on the Administration's economic program, including tax and spending cut proposals. Testimony was heard from public witnesses.

Hearings continue tomorrow.

Thursday, March 5, 1981

Senate

Chamber Action

Routine Proceedings, pages 3633–3730

Bills Introduced: Twenty-three bills and two resolutions were introduced, as follows: S. 617–639 and S. Res. 87–88. Pages 3668, 3697–3700

Bills Reported: Reports were made as follows:

S. 573, extending the antitrust exemption for oil companies that participate in the agreement on an international energy program, with an amendment. Page 3668

Measure Passed:

Teacher Day, U.S.A.: Committee on the Judiciary was discharged from the further consideration of S.J. Res. 38, designating March 6, 1981, as "Teacher Day, United States of America," and the joint resolution was passed, after agreeing to the following amendments proposed thereto:

(1) Baker unprinted amendment No. 6, of a technical nature;

(2) Baker unprinted amendment No. 7, of a technical nature. Page 3659

Cash Discounts/Time Agreement: Senate briefly considered S. 414, permitting merchants to offer unlimited discounts to cash-paying customers, and providing a three-year extension of law prohibiting merchants from penalizing credit card customers by imposing surcharges made by credit cards.

A unanimous consent agreement was reached concerning further consideration of the bill and amendments proposed thereto. Pages 3665–3666

Authority To Receive Messages: The Secretary of the Senate was authorized to receive and appropriately refer messages from the President of the United States and the House of Representatives during the recess of the Senate over until Friday, March 6, and Tuesday, March 10. Page 3633

Authority To Sign Measures: The President of the Senate, the President pro tempore and the acting President pro tempore were authorized to sign duly enrolled bills and joint resolutions during the recess of the Senate over until Friday, March 6, and Tuesday, March 10. Page 3633

Authority for Bills, Resolutions and Statements: Senators were authorized to introduce bills and resolutions, and submit statements for the Record on Friday, March 6, between 9 a.m., and 3 p.m. Page 3633

Authority for Committees To File: All committees

were authorized to file reports on Friday, March 6, 1981, between 9 a.m. and 3 p.m. Page 3633

Nominations: Senate received the following nominations:

Henry F. Greene and Ricardo M. Urbina, each to be an Associate Judge of the Superior Court of the District of Columbia.

Angela M. Buchanan, of the District of Columbia, to be Treasurer of the United States.

Thorne G. Auchter, of Florida, to be an Assistant Secretary of Labor.

Donald J. Devine, of Maryland, to be Director of the Office of Personnel Management.

One Navy nomination in the rank of Admiral.

Two Air Force nominations in the rank of General.

Two Marine Corps nominations in the rank of General.

Routine list of nominations in the Coast Guard.

Page 3730

Messages From the President: Page 3667
Messages From the House: Page 3667
Measures Referred: Page 3667
Statements on Introduced Bills: Pages 3668–3696
Notices of Hearings: Page 3700
Additional Statements: Pages 3700–3729
Nominations: Page 3730

Recess: Senate met at 11 a.m. and recessed at 1:18 p.m., until 11 a.m. on Friday, March 6, 1981, for a pro forma session. (For Senate's program see remarks of Senator Baker in today's Record on pages 3633, 3729–3730.)

Committee Meetings

FOOD/AGRICULTURE PROGRAMS

Committee on Agriculture, Nutrition, and Forestry: Committee continued hearings on proposed reauthorization of food and agriculture programs administered by the Department of Agriculture, receiving testimony on cotton programs from Frank Mitchener, National Cotton Council of America, Herman Beaver, Cotton Warehouse Association of America, W. A. Shockley, American Textile Manufacturers Association, and Raymond V. Cooper, William B. Dunavant, Jr., Dewell Gandy, and Neal Gillen, all of the American Cotton Shippers Association. all of Washington, D.C.; William Houston, Delta Council, Stoneville, Mississippi; Donald Johnson, Plains Cotton Growers, Inc., Lubbock, Texas; Jack Francis, Arizona Cotton Growers Association, Phoenix; Jack Stone, Western Cotton Growers Association, Fresno, California; Cecil Williams, Agricultural Council of Arkansas, West Memphis; Raymond Marsh, Alabama Farm Bureau Federation, Montgomery; Nita Gibson, Women Involved in Farm Economics, Seminole, Texas; James H. Sanford, Southern Cotton Growers, Inc., Dahlonega, Georgia; John Barn, Louisiana Cotton Producers Association, Oak Ridge; William Lovelady, Texas Association of Cotton Producer Organizations, Tornillo; and Frank Domino, National Cotton Ginners Association, Robstown, Texas.

Hearings continue tomorrow.

APPROPRIATIONS—COMMISSIONS AND BOARDS

Committee on Appropriations: Subcommittee on State, Justice, Commerce, and the Judiciary held hearings on proposed budget estimates for fiscal year 1982, receiving testimony in behalf of funds for their respective activities from Robert T. McNamar, Deputy Secretary of the Treasury, on the Chrysler Loan Guarantee Board; Bill Alberger, Chairman, International Trade Commission; and Robert E. Ward, Chairman, and Francis B. Tenny, Executive Director, both of the Japan-U.S. Friendship Commission.

Subcommittee will meet again on Tuesday, March 10.

APPROPRIATIONS—EDUCATION

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education continued hearings on proposed budget estimates for fiscal year 1982 for the Department of Education, receiving testimony in behalf of funds for their respective activities from Milton Goldberg, Deputy Assistant Secretary of Education for Education, Development, and Dissemination; William E. Castle, Director, National Technical Institute for the Deaf; Edward C. Merrill, Jr., President, Gallaudet College; Carson Y. Nolan, President, American Printing House for the Blind; and James E. Cheek, President, Howard University.

Hearings continue tomorrow.

APPROPRIATIONS—TRANSPORTATION

Committee on Appropriations: Subcommittee on Transportation and Related Agencies resumed hearings on proposed budget estimates for fiscal year 1982, receiving testimony in behalf of funds for the U.S. Coast Guard from Admiral John B. Hayes, Commandant.

Subcommittee will meet again on Tuesday, March 10.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Manpower and Personnel held hearings on proposed authorizations for fiscal year 1982 for total force manpower requirements for the Navy and Marine Corps, receiving testimony from Robert J. Murray, Under Secretary of the Navy, Lt. General Edward J. Bronars, Deputy Chief of Marine Corps Staff for Manpower, Vice Admiral Lando W. Zech, Jr., Deputy Chief of Naval Operations for Manpower, Personnel & Training, and Chief of Naval Reserve, Major General George B. Crist, Deputy Chief of Marine Corps Staff for Reserve Affairs, Rear Admiral Frederick F. Palmer, Chief of Naval Reserves.

Hearings continue on Tuesday, March 10.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Tactical Warfare resumed closed hearings on proposed authorizations for fiscal year 1982 for the Department of Defense, receiving testimony in behalf of funds for the U.S. Army from Arthur Daoulas, Acting Assistant Secretary of the Army for Research, Development, and Acquisition, and Lt. General Donald Keith, Deputy Chief of Army Staff for Research, Development, and Acquisition.

Subcommittee will meet again on Tuesday, March 10.

EXPORT POLICY

Committee on Banking, Housing, and Urban Affairs: Subcommittee on International Finance and Monetary Policy concluded hearings on S. 144, to promote the formation of U.S. export trading companies to expand export participation by small U.S. companies, after receiving testimony from Howard Fogt, Foley, Lardner, Hollabaugh & Jacobs, Ky P. Ewing, Vinson & Elkins, and Douglas E. Rosenthal, Sutherland, Asbill & Brennan, all of Washington, D.C.; and Milton Schulman, Millen Industries, Inc., on behalf of the Chamber of Commerce of the United States, Norman Seidler, Lord, Day & Lord, and A. Paul Victor, Weil, Gotshal & Manges, all of New York City.

Full committee will consider this bill on Thursday, March 12.

WATER RESOURCE PROJECTS—BUDGET

Committee on Environment and Public Works: Committee resumed hearings to review those items in the President's budget for fiscal year 1982 which fall within its legislative jurisdiction and consider recommendations which it will make thereon to the Committee on the Budget, receiving testimony in behalf of funds for certain water resource projects from Maj. General E. R. Heiberg III, Director of Civil Works, U.S. Army Corps of Engineers.

Hearings continue tomorrow.

NOMINATIONS

Committee on Finance: Committee ordered favorably reported the nominations of Paul C. Roberts, of Virginia, and John E. Chapoton, of Texas, each to be an Assistant Secretary of the Treasury, and Roscoe L. Egger, Jr., of the District of Columbia, to be Commissioner of Internal Revenue, all of the Department of the Treasury.

Prior to this action, the committee concluded hearings on the above nominations, after the nominees testified and answered questions in their own behalf. Mr. Chapoton was introduced by Senator Bentsen.

LAW OF THE SEA

Committee on Foreign Relations: Subcommittee on Arms Control, Oceans, International Operations and Environment concluded hearings to examine the diplomatic, military, legal, and commercial issues of the proposed Law of the Sea treaty, receiving testimony from Representatives Breaux and Bedell; George Taft, Deputy Director, Office of the Law of the Sea Negotiations, Department of State; William P. Pendley, Deputy Assistant Secretary of the Interior for Energy and Minerals; Franklin D. Kramer, Acting Undersecretary of Defense for Policy and International Security Affairs; James P. Walsh, Acting Administrator, National Oceanic and Atmospheric Administration, Department of Commerce; Marne Dubs, American Mining Congress, Luke W. Finlay, American Petroleum Institute, Richard A. Legatski, National Ocean Industries Association, Charles Maechling, Jr., Citizens for Ocean Law, Clifton E. Curtis, Center for Law and Social Policy, and Elliot Richardson, former Special Representative of the President to the Law of the Sea Conference, all of Washington, D.C.; George W. Whitney, American Patent Law Association, New York City; and Clarence A. Hill, Jr., The Conservative Caucus, Falls Church, Virginia.

SENATE CODE OF CONDUCT

Select Committee on Ethics: Committee met to further discuss proposed revisions to the Senate Code of Official Conduct, made no announcements, and will meet again on Tuesday, March 10.

AUTHORIZATIONS—INTELLIGENCE ACTIVITIES

Select Committee on Intelligence: Subcommittee on the Budget resumed closed hearings on proposed authorizations for fiscal year 1982 for intelligence activities of the U.S. government, receiving testimony from certain intelligence officials.

Closed hearings continue on Wednesday, March 11.

House of Representatives

Chamber Action

Bills Introduced: 11 public bills, H.R. 2345–2355; 1 private bill, H.R. 2356; and 1 resolution, H. Res. 103 were introduced. Page 3631

Commission on Security and Cooperation in Europe: The Speaker appointed as members of the Commission on Security and Cooperation in Europe the following Members on the part of the House: Representatives Fascell (chairman), Yates, Bingham, Wirth, Fenwick, and Ritter. Page 3622

Mexico-United States Interparliamentary Group: The Speaker appointed as members of the United States delegation of the Mexico-United States Interparliamentary Group the following Members on the part of the House: Representatives de la Garza (chairman), Yatron

(vice chairman), Kazen, Miller of California, Skelton, Kogovsek, Mica, Rousselot, Lagomarsino, Rudd, Goodling, and Dreier. Pages 3622–3623

North Atlantic Assembly: The Speaker appointed as members of the United States Group of the North Atlantic Assembly to be held May 22 to 25, 1981, in Venice, Italy, the following Members on the part of the House: Representatives Phillip Burton (chairman), Hamilton (vice chairman), Brooks, Annunzio, Rose, Oakar, Garcia, Bowen, Broomfield, Findley, Whitehurst, and Burgener. Page 3623

Canada-United States Interparliamentary Group: The Speaker appointed as members of the United States delegation of the Canada-United States Interparliamentary Group to be held May 22–26, 1981, in Halifax, Nova Scotia, the following Members on the part of the House: Representatives Fascell (chairman), Boland (vice chairman), Gibbons, Bonker, LaFalce, Russo, Barnes, Horton, Winn, Davis, Snowe, and Martin of New York. Page 3623

Late Report: Committee on Energy and Commerce received permission to have until midnight Friday, March 6, to file a report on H.R. 2166, to amend the Energy Policy and Conservation Act to extend certain authorities relating to the international energy program. Page 3623–3624

Legislative Program: Acting Majority Leader announced the legislative program for the week of March 9. Agreed to adjourn from Thursday to Monday. Pages 3624–3625

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of March 11. Page 3625

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Adjourned at 11:41 a.m.

Committee Meeting

FARM BILL

Committee on Agriculture: Continued hearings on the farm bill of 1981. Testimony was heard from public witnesses.

Hearings continue March 10.

AGRICULTURAL APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture held a hearing on Federal Grain Inspection Service. Testimony was heard from David R. Galliart, Acting Administrator, Federal Grain Inspection Services, USDA.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development held a hearing on Director, Office of Energy Research and Assistant Secretary for Environment. Testimony was heard from the following representatives of the Department of Energy: Douglas Pewitt, Acting Director, Office of Energy Research, and Alex Fremling, Acting Assistant Secretary for Environmental Protection, Safety and Emergency Preparedness.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on the Fish and Wildlife Service. Testimony was heard from departmental witnesses.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on Research and Special Programs Administration. Testimony was heard from Howard J. Dugoff, Administrator, Research and Special Programs Administration, Department of Transportation.

OVERVIEW

Committee on Armed Services: Subcommittee on Military Installations and Facilities held an overview hearing on the fiscal year 1982 military construction program. Testimony was heard from Perry J. Fliakas, Deputy Assistant Secretary for Installations and Housing, Department of Defense.

DEFENSE BUDGET

Committee on Armed Services: Subcommittee on Military Personnel and Compensation continued hearings on the manpower portions of the fiscal year 1982 Defense budget. Testimony was heard from William D. Clark, Acting Assistant Secretary for Manpower and Reserve Affairs, Department of the Army, and Lt. Gen. Robert G. Yerks, Deputy Chief of Staff for Personnel, Department of the Army.

Hearings continue tomorrow.

DOE AUTHORIZATION

Committee on Armed Services: Subcommittee on Procurement and Military Nuclear Systems continued hearings on the fiscal year 1982 Department of Energy defense programs authorization. Testimony was heard from the following representatives of the Department of Energy: Robert L. Morgan, Acting Assistant Secretary for Defense Programs; Sheldon Myers, Deputy Assistant Secretary for Nuclear Waste Management; Dr. Franklin E. Coffman, Director, Office of Advanced Nuclear Systems and Projects; and Dr. Richard L. Schreiver, Acting Director, Office of Inertial Fusion and public witnesses.

Hearings continue March 9.

TRAINING PROGRAMS

Committee on Armed Services: Subcommittee on Readiness held a hearing on the formulation, funding and execution of service and joint training programs. Testi-

mony was heard from Lt. Gen. Glenn K. Otis, Deputy Chief of Staff for Operations and Plans, U.S. Army.

SEA-BASED STRATEGIC DETERRENT POLICY

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials held a hearing on the Sea-Based Strategic Deterrent Policy relating to submarine force levels operational considerations. Testimony was heard from RAdm. Powell F. Carter, Jr., Director, Strategic and Theater Nuclear Warfare Division, Office of the Chief of Naval Operations, and VAdm. John G. Williams, Jr., Deputy Chief of Naval Operations for Submarine Warfare.

ADMINISTRATION'S PROGRAMS ON THE ECONOMY

Committee on Banking, Finance and Urban Affairs: Held a hearing on the effects of the Administration's programs on the economy. Testimony was heard from David A. Stockman, Director, Office of Management and Budget.

EXPORT-IMPORT BANK

Committee on Banking, Finance and Urban Affairs: Subcommittee on International Trade, Investment and Monetary Policy held a hearing on Budget proposals and policy issues concerning the Export-Import Bank. Testimony was heard from public witnesses.

FIRST BUDGET RESOLUTION

Committee on the Budget: Continued hearings in preparation for the First Budget Resolution for fiscal year 1982. Testimony was heard from Morris Silverstein, Deputy Inspector General, VA; Frederic A. Heim, Jr., Acting Inspector General, Department of Commerce; Paul A. Adams, Deputy Inspector General, HUD and Donald Scantlebury, Director of Accounting and Financial Division, GAO.

Hearings continue on March 9.

FEDERAL COMMUNICATIONS COMMISSION

Committee on the District of Columbia: Held an oversight hearing to review the impending move by the Federal Communications Commission from the District of Columbia to Arlington, Virginia. Testimony was heard from Robert E. Lee, Acting Chairman, FCC; Abbott M. Washburn, Commissioner, FCC; Ray Kline, Acting Administrator, GSA; Reginald W. Griffith, Executive Director, National Capital Planning Commission; and public witnesses.

OVERSIGHT

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education concluded oversight hearings on the Vocational Education Act. Testimony was heard from public witnesses.

NORTHEAST RAIL TRANSPORTATION POLICY

Committee on Energy and Commerce: Subcommittee on Commerce, Transportation and Tourism held a hearing on the Northeast Rail Transportation Policy. Testimony was heard from Andrew L. Lewis, Jr., Secretary of Transportation.

DEPARTMENT OF ENERGY

Committee on Energy and Commerce: Subcommittee on Energy Conservation and Power concluded hearings on the Department of Energy's existing programs and budget proposals for fiscal year 1982 with emphasis on overview and Office of the Secretary of Energy. Testimony was heard from James B. Edwards, Secretary of Energy.

CONSUMER PRODUCT SAFETY COMMISSION REAUTHORIZATION

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on the reauthorization of the Consumer Product Safety Commission. Testimony was heard from Peter Preuss, representing Consumer Product Safety Commission and public witnesses.

EL SALVADOR

Committee on Foreign Affairs: Subcommittee on Inter-American Affairs held a hearing on United States Policy toward El Salvador. Testimony was heard from Representatives Mikulski and Oakar; John A. Bushnell, Acting Assistant Secretary of State for Inter-American Affairs; and public witnesses.

IRAN

Committee on Foreign Affairs: Subcommittee on International Economic Policy and Trade held a hearing on Emergency Economic Powers: Iran. Testimony was heard from Robert Carswell, Deputy Secretary of the Treasury; Lloyd Cutler, former Counsel to the President, and Roberts B. Owen, former Legal Adviser, Department of State.

COMMITTEE ORGANIZATION

Committee on Foreign Affairs: Subcommittee on International Operations met for organizational purposes.

WATER SPILL INCIDENT

Committee on Government Operations: Subcommittee on Environment, Energy, and Natural Resources held a hearing on review of Consolidated Edison's handling of a water spill incident at its Indian Point Nuclear Facility last fall; the NRC's analysis of that incident; and the adequacy of NRC's inspection program in general. Testimony was heard from the following representatives of the Nuclear Regulatory Commission: Victor Stello, Jr., Director, Office of Inspection and Enforcement; Boyce Grier, Director, Region I and Thomas Martin,

Acting Director, Division of Engineering and Technical Inspection, Region I.

COMMITTEE FUNDING

Committee on House Administration: Subcommittee on Accounts met and approved for full committee action resolutions providing funds for the expenses and investigations of the following committees:

H. Res. 83, amended, Committee on Agriculture;

H. Res. 64, Committee on Standards of Official Conduct;

H. Res. 90, amended, Committee on Veterans' Affairs; and

H. Res. 78, amended, Committee on the District of Columbia.

OVERSIGHT

Committee on Interior and Insular Affairs: Held an oversight hearing on the Bureau of Indian Affairs and the Indian Health Service's Budget for fiscal year 1982. Testimony was heard from James Cannon, Acting Deputy Assistant Secretary for Indian Affairs, Department of the Interior; Ted Krenzke, Acting Deputy Commissioner of Indian Affairs, Department of the Interior; Charles Miller, Assistant Secretary for Health, Department of Health and Human Services, and Dr. Emery Johnson, Director, Indian Health Service, Department of Health and Human Services and public witnesses.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations held an oversight hearing on Personal Property Claims and General Claims Administration within the Department of Defense. Testimony was heard from Maj. Gen. James Taylor, Judge Advocate General, U.S. Air Force.

BUREAU OF PRISONS; U.S. PAROLE COMMISSION

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice held an oversight hearing on the Bureau of Prisons and U.S. Parole Commission. Testimony was heard from Norman A. Carlson, Director, Bureau of Prisons and Cecil McCall, Chairman, U.S. Parole Commission.

NATIONAL ADVISORY COMMITTEE ON OCEANS AND ATMOSPHERE

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography held a hearing on reauthorization of the National Advisory Committee on Oceans and Atmosphere. Testimony was heard from Martin H. Belsky, Assistant Administrator for Policy and Planning, NOAA, Department of Commerce, and Dr. John A. Knauss, Acting Chairman, National Advisory Committee on Oceans and Atmosphere.

BUDGET REPORT

Committee on Post Office and Civil Service: Approved budget recommendations for March 15 report to the Committee on the Budget.

COMMITTEE ORGANIZATION

Committee on Public Works and Transportation: Subcommittee on Investigations and Oversight met for organizational purposes.

DOE AUTHORIZATION

Committee on Science and Technology: Subcommittee on Energy Development and Applications continued hearings on Department of Energy fiscal year 1982 authorization: Conservation. Testimony was heard from Senator Bradley and public witnesses.

Hearings continue March 10.

DOE AUTHORIZATION

Committee on Science and Technology: Subcommittee on Energy Research and Production continued hearings on fiscal year 1982 Department of Energy authorization with emphasis on Nuclear Fuel Recycle. Testimony was heard from public witnesses.

Hearings continue March 10.

NATIONAL CLIMATE PROGRAM

Committee on Science and Technology: Subcommittee on Natural Resources, Agriculture Research and Environment held an oversight hearing on the National Climate Program. Testimony was heard from Dr. Edward S. Epstein, Director, National Climate Program Office, NOAA, Department of Commerce; Martin Belsky, Assistant Administrator for Policy and Planning, NOAA, Department of Commerce; Dr. Werner Baum, Chairman, National Climate Program Advisory Committee; Prof. Verner E. Suomi, Chairman, Climate Board (National Academy of Sciences), and Stanley A. Changnon, Jr., President, American Association of State Climatologists.

NSF AUTHORIZATION

Committee on Science and Technology: Subcommittee on Science, Research and Technology continued hearings on NSF fiscal year 1982 budget authorization with emphasis on Applied Science, Engineering and Innovation. Testimony was heard from the following representatives of the NSF: Dr. John B. Slaughter, Director; Donald N. Langenberg, Deputy Director; Jack T. Sanderson, Assistant Director for Engineering; Dr. Lewis Branscomb, Chairman, National Science Board, and public witnesses.

Hearings continue March 10.

NASA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Space Science and Applications continued hearings

on NASA fiscal year 1982 budget authorization. Testimony was heard from public witnesses.

ADMINISTRATION'S ECONOMIC PROGRAM

Committee on Ways and Means: Continued hearings on the Administration's economic program, including tax and spending cut proposals. Testimony was heard from public witnesses.

NATIONAL FOREIGN INTELLIGENCE PROGRAM

Permanent Select Committee on Intelligence: Subcommittee on Program and Budget Authorization continued hearings in executive session on National Foreign Intelligence Program budget. Testimony was heard from departmental witnesses.

Hearings continue March 19.

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Friday, March 6, 1981

Senate

Chamber Action

Routine Proceedings, pages 3753–3777

Bills Introduced: Twelve bills were introduced, as follows: S. 640–651 Page 3754

Bills Reported: Reports were made as follows:

S.J. Res. 28, designating the week beginning March 8, 1981, as "Women's History Week".

S.J. Res. 22, authorizing the President to proclaim March 16 of each year as "Freedom of Information Day", with amendments. Page 3754

Communications: Pages 3753–3754

Statements on Introduced Bills: Pages 3754–3772

Notices of Hearings: Page 3772

Additional Statements: Pages 3772–3777

Recess: Senate met at 11 a.m. in a pro forma session, and recessed at 11:01 a.m., until 11 a.m., on Tuesday, March 10, 1981.

Committee Meetings

FOOD/AGRICULTURE PROGRAMS

Committee on Agriculture, Nutrition, and Forestry: Committee continued hearings on proposed reauthorization of food and agriculture programs administered by the Department of Agriculture, receiving testimony on sugar programs from Senators Inouye and Matsunaga; Robert H. Hughes, Hawaiian Sugar Planter's Association, Richard Blake, American Sugar Beet Growers Association, Nicholas Kominus, U.S. Cane Sugar Refiners Association, James E. Mack, National Confectioners Association, James C. Kalbach, Peanut Butter and Nut Processors Association, David Carter, U.S. Beet Sugar Association, E. Linwood Tipton, Sugar Users Group, and Horace Godfrey, Florida Sugar Cane League, and Rio Grande Valley Sugar Growers, Inc., all of Washington, D.C.; John Himmelberg, representing the Florida Fruit and Vegetable Association and the Florida Tomato Exchange, Orlando; Mark Sandstrom, Great Western Sugar, Denver, Colorado; Daniel E. Gonsoulin, Louisiana Farm Bureau Federation, Baton Rouge; and Ramon E. Billeaud, American Sugar Cane League of the U.S.A., Inc., New Orleans, Louisiana.

Hearings continue on Monday, March 9.

APPROPRIATIONS—SOCIAL SECURITY AND REFUGEE PROGRAMS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education held hearings on proposed budget estimates for fiscal year 1982, receiving testimony in behalf of funds for their respective activities from Herbert R. Doggett, Jr., Acting Commissioner, Social Security Administration, Wilford J. Forbush, Acting Deputy Undersecretary of Health and Human Services for Special Programs and Director, Cuban/Haitian Task Force, and Robert P. Winter, Director, Office of Refugee Resettlement, all of the Department of Health and Human Services.

Hearings continue on Wednesday, March 11.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Preparedness held open and closed hearings on proposed authorizations for fiscal year 1982 for the Department of Defense, receiving testimony on Army operations and maintenance programs from Lt. General Richard L. West, Comptroller of the Army, Brig. General Roger J. Price, Director of Army Operations and Management, Major General Robert L. Bergquist, Deputy Commander, DARCOM, Major General William R. Berkman, Chief Army Reserves, Brig. General Herbert R. Temple, Jr., Deputy Director, Army National Guard, and Colonel Orren R. Whiddon, Deputy Director of Training, Office of Deputy Chief of Army Staff for Operations and Plans.

Closed hearings continue on Monday, March 9.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Strategic and Theater Nuclear Forces resumed closed hearings on proposed authorizations for fiscal year 1982 for the Department of Defense, receiving testimony on strategic defense programs from Harry L. Van Trees, Acting Assistant Secretary of Defense for Communications, Command, Control and Intelligence, General Richard H. Ellis, Director, Joint Strategic Connectivity Staff, and Commander-in-Chief, Strategic Air Command, and Director, Strategic Target Planning, Lt. Gen-

eral James V. Hartinger, Commander-in-Chief, North American Air Defense, Lt. General Hillman Dickinson, Director, C^3 Systems, Office of the Joint Chiefs of Staff; and Rear Admiral Paul D. Tomb, Vice Director, Joint Strategic Connectivity Staff.

Hearings continue on Wednesday, March 11.

DEVELOPMENT GRANT PROGRAMS—BUDGET

Committee on Environment and Public Works: Committee concluded hearings in review of those items in the President's budget for fiscal year 1982 which fall within its legislative jurisdiction, after receiving testimony from Malcolm Baldrige, Secretary of Commerce; Albert P. Smith, Jr., Federal Co-chairman, Appalachian Regional Commission; and Bernard T. Gallagher, Acting Director, Federal Emergency Management Agency.

On Tuesday, March 10, the committee will consider those matters and programs which fall within the committee's jurisdiction with a view toward submitting its views and budgetary recommendations to the Committee on the Budget by March 15.

RESOLUTION

Committee on the Judiciary: Committee approved for reporting the following resolutions:

S.J. Res. 28, designating the week beginning March 8, 1981, as "Women's History Week"; and

S.J. Res. 22, authorizing the President to proclaim March 16 of each year as "Freedom of Information Day".

CAPITOL BUILDING MASTER PLAN

Committee on Rules and Administration: Committee held hearings to review the U.S. Capitol Master Plan, and the proposed extension of the West Front of the Capitol Building, the status and progress of construction of the Hart Senate Office Building, and proposed modifications to the Russell and Dirksen Senate Office Buildings, receiving testimony from George M. White, Architect of the Capitol.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Monday, March 9.

Committee Meetings

AGRICULTURAL APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture held a hearing on Agricultural Cooperative Service. Testimony was heard from Randall E. Torgerson, Administrator, Agricultural Cooperative Service, USDA.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior heard testimony from James G. Watt, Secretary of the Interior.

REAL ESTATE PROJECTS; COST VARIATION REPORTS; MINOR CONSTRUCTION PROJECTS; BUDGET REPORT

Committee on Armed Services: Subcommittee on Military Installations and Facilities approved 15 real estate projects, 10 cost variation reports and 18 minor construction projects. The Subcommittee also deferred action on one real estate project.

Prior to this action, the Subcommittee held a hearing on these projects. Testimony was heard from departmental witnesses.

The Subcommittee also approved recommendations for submission to the full Committee for the March 15 report to the Budget Committee.

DEFENSE BUDGET

Committee on Armed Services: Subcommittee on Military Personnel and Compensation continued hearings on the manpower portions of the fiscal year 1982 Defense budget. Testimony was heard from the following representatives of the Department of the Air Force: Joe F. Meis, Acting Assistant Secretary for Manpower, Installations and Reserve Affairs and Lt. Gen. Andrew P. Iosue, Deputy Chief of Staff for Manpower and Personnel.

Hearings continue March 11.

COMMITTEE BUDGET

Committee on Energy and Commerce: On March 5, approved Committee Budget requests for 1981.

SOCIAL SECURITY FINANCING

Committee on Ways and Means: Subcommittee on Social Security continued hearings on social security financing issues. Testimony was heard from Representatives Ottinger and Lundine and public witnesses.

Hearings continue March 13.

Joint Committee Meeting

EMPLOYMENT/UNEMPLOYMENT

Joint Economic Committee: Committee held hearings on the employment/unemployment situation for the month of February, receiving testimony from Ray Donovan, Secretary of Labor, and Janet L. Norwood, Commissioner of Labor Statistics, Department of Labor.

Committee recessed subject to call.

Monday, March 9, 1981

Senate

Chamber Action

The Senate was not in session today. It will next meet at 11 a.m., on Tuesday, March 10, 1981.

Committee Meetings

FOOD/AGRICULTURE PROGRAMS

Committee on Agriculture, Nutrition, and Forestry: Committee resumed hearings on proposed reauthorization of food and agriculture programs administered by the Department of Agriculture, receiving testimony on soybean and rice programs from Representative Breaux; Robert Delano, American Farm Bureau Federation, El Clinton Stokes, Chamber of Commerce of the United States, and Frank Ray, American Soybean Association, all of Washington, D.C.; and Romeo Short, Riceland Foods, Stuttgart, Arkansas.

Hearings continue tomorrow.

APPROPRIATIONS—LEGISLATIVE

Committee on Appropriations: Subcommittee on Legislative Branch held hearings on proposed budget estimates for fiscal year 1982 for the Legislative branch of the Federal Government, receiving testimony in behalf of funds for their respective activities from William F. Hildenbrand, Secretary of the Senate; Howard S. Liebengood, Senate Sergeant At Arms; Michael Davidson, Senate Legal Counsel; Stuart Balderson, Senate Financial Clerk; and Representative Reuss and Senator Jepsen, on behalf of the Joint Economic Committee.

Hearings continue tomorrow.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee on Defense held hearings on proposed budget estimates for fiscal year 1982 for the defense establishment, receiving testimony from Caspar W. Weinberger, Secretary of Defense, and David C. Jones, Chairman, Joint Chiefs of Staff.

Hearings continue on Wednesday, March 11.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Preparedness resumed open hearings on proposed authorizations for fiscal year 1982 for the Department of Defense, receiving testimony on Navy operations and maintenance programs from Rear Admiral R. A. Miller, Director of Budget and Reports, Major General H. A. Hatch, Deputy Chief of Marine Corps Staff for Installations and Logistics, and David Tiedgen, Deputy Director, Operations Division, Fiscal Management Division, Office of the Chief of Naval Operations, all of the Department of Defense.

Hearings continue on Wednesday, March 11.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Sea Power and Force Projection held hearings on proposed authorizations for fiscal year 1982 for the Department of Defense, receiving testimony on military defense force projection requirements and programs from Frank C. Carlucci, Deputy Secretary of Defense; Lt. General Paul X. Kelley, Commander, Rapid Deployment Joint Task Force; Lt. General Paul F. Gorman, Director for Army Plans and Policy, Joint Chiefs of Staff; Major General Dwayne Gray, Director, Marine Corps Operations Division, Plans, Policy and Operations Department; Major General Robert D. Russ, Director, Air Force Operational Requirements, Office of the Deputy Chief of Staff for Development and Acquisition; James P. Wade, Jr., Undersecretary of Defense for Research and Engineering; Brig. General Donald A. Vogt, Air Force Military Assistant to the Deputy Undersecretary of Defense for Research and Intelligence (Strategic and Space Systems); Brig. General Dale A. Vesser, Director, Washington Army Liaison Office for Rapid Deployment Joint Task Force; Brig. General Richard D. Kenyon, Deputy Director, Office of the Deputy Chief of Army Staff for Operations and Plans; and Rear Admiral Frank C. Collins, Director, Logistic Plans Division, Office of the Chief of Naval Operations, all of the Department of Defense.

Subcommittee recessed subject to call.

GSA/PUBLIC BUILDINGS POLICIES

Committee on Environment and Public Works: Committee concluded hearings on S. 533, establishing public buildings policies for the Federal Government, establishing the Public Buildings Service in the General Services Administration, authorizing funds for fiscal year 1982 for the construction, renovation, and maintenance of public buildings and related activities of the Public Buildings Service, after receiving testimony from Michael Pittas, Director, Design Arts Program, National Endowment for the Arts, Robert Burley, Robert Burley Associates, Waitsfield, Vermont, and Louis L. Guy, Jr., Patton, Harris, Rust and Guy, Fairfax, Virginia, all on behalf of the Committee on Federal Procurement of Architectural/Engineering Services; and Morty Funger, Apartment and Office Building Association of Greater Washington, D.C., on behalf of the Building Owners and Managers Association, International.

Committee will begin consideration of this measure on Thursday, March 12.

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U.S. AUTO INDUSTRY

Committee on Finance: Subcommittee on International Trade concluded hearings on S. 396, restricting importation of automobiles from Japan for a temporary period, and to review the current situation of the domestic auto industry, after receiving testimony from Senators Riegle, Levin, and Quayle; Andrew L. Lewis, Jr., Secretary of Transportation; Malcolm Baldrige, Secretary of Commerce; William E. Brock III, U.S. Trade Representative; Howard Young, United Auto Workers, Detroit, Michigan; Stephen Koplan, AFL–CIO, and Robert McElwaine, Edward G. Connelly, and Bart S. Fisher, all representing the American International Automobile Dealers Association, all of Washington, D.C.; David McCammon, Ford Motor Company, Dearborn, Michigan; and former Senator Paul Fannin, Phoenix, Arizona.

BUDGET

Committee on Labor and Human Resources: Committee met in evening session to consider those items in the President's budget for fiscal year 1982 which fall within its legislative jurisdiction, and on recommendations which it will make thereon to the Committee on the Budget by March 15.

SMALL BUSINESS/U.S. ECONOMIC RECOVERY

Select Committee on Small Business: Committee concluded hearings on the role of small business in the nation's economic recovery focusing on reducing inflation, spurring capital investment and encouraging increased productivity and job creation, after receiving testimony from Arthur Levitt, American Stock Exchange, John S. Chalsty, Donaldson, Lufkin & Jenrette, and Eliot Janeway, Janeway Publishing & Research Corporation, all of New York City; Melvyn N. Klein, Altamil Corporation, Corpus Christi, Texas; David Tonneson, Tonneson, Mela, Curtin & Co., Wakefield, Massachusetts; Alfred C. Holden, Alfred C. Holden Associates, Brooklyn, New York; Joseph Koch, Small Business Legislative Council, Edison R. Zayas, National Federation of Independent Business, and Walter B. Stults, National Association of Small Business Investment Companies, all of Washington, D.C.; David Tomlinson, Amwest, Salt Lake City, Utah; Ron Chainey, A-Kleen Service, Inc., Hartford, Connecticut; John S. Tschohl, John Tschohl & Associates, Bloomington, Minnesota; and Ronald J. Welebny, Aerographics Corporation, Bohemia, New York.

House of Representatives

Chamber Action

Bills Introduced: 22 public bills, H.R. 2357–2378; 4 private bills, H.R. 2379–2382; and 5 resolutions, H.J. Res. 199, H. Con. Res. 89, and H. Res. 104–106 were introduced. Pages 3796–3797

Bill Reported: One report was filed as follows: H.R. 2166, to amend the Energy Policy and Conservation Act to extend certain authorities relating to the international energy program, amended (H. Rept. 97–9, filed on March 6). Page 3797

Resignation: Read a letter from Representative Solarz wherein he resigns as a member of the Committee on Post Office and Civil Service. Page 3783

Subpena: Read a letter from Representative Zablocki, Chairman, Committee on Foreign Affairs, wherein he informs the House, pursuant to Rule 50, that he has been served with a subpena directing him to appear and produce certain documentation in the case of the United States of America v. Peoples Temple of the Disciples of Christ, a California corporation, et al. in the United States District Court for the Northern District of California. Page 3783

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Adjourned at 1:14 p.m.

Committee Meetings

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Subcommittee on the District of Columbia held a hearing on Governmental Direction and Support. Testimony was heard from Marion Barry, Jr., Mayor, District of Columbia and Arrington Dixon, Chairman, Council of the District of Columbia.

Hearings continue tomorrow.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on Architectural and Transportation Barriers Compliance Board. Testimony was heard from Mason Rose, Chairperson, Architectural and Transportation Barriers Compliance Board.

DOE AUTHORIZATION

Committee on Armed Services: Subcommittee on Procurement and Military Nuclear Systems concluded hearings on the fiscal year 1982 Department of Energy defense programs authorization. Testimony was heard from the following representatives of the Department of Energy: Adm. Hyman G. Rickover, Deputy Assistant Secretary for Naval Reactors; Dr. Julio L. Torres, Director, Office of International Security Affairs and George Weisz, Director, Office of Safeguards and Security.

TRAINING PROGRAMS AND READINESS COMMAND

Committee on Armed Services: Subcommittee on Readiness held a hearing on Navy and Marine Corps

training programs and Readiness Command (RED COM) joint training. Testimony was heard from VAdm. K. R. McKee, Director of Naval Warfare, Office of the Chief of Naval Operations, Department of the Navy; Brig. Gen. A. A. Sardo, Director of Training, Headquarters, U.S. Marine Corps and Gen. Volney F. Warner, U.S. Army, Commander in Chief, U.S. Readiness Command.

FIRST BUDGET RESOLUTION

Committee on the Budget: Continued hearings in preparation for the First Budget Resolution for fiscal year 1982. Testimony was heard from Representative Reuss and public witnesses.

Hearings continue March 11.

CHILD ABUSE PREVENTION AND TREATMENT ACT AUTHORIZATION

Committee on Education and Labor: Subcommittee on Select Education held a hearing on H.R. 2318, to extend authorizations of appropriations for programs established in the Child Abuse Prevention and Treatment Act and in the Child Abuse Prevention and Treatment and Adoption Reform Act of 1978. Testimony was heard from public witnesses.

Hearings continue March 12.

ORPHAN DRUGS

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on Drug Reform (Orphan Drugs). Testimony was heard from the following representatives of the Department of Health and Human Services: Dr. J. R. Crout, Director, Bureau of Drugs, Food and Drug Administration; and Dr. Vincent T. Devita, Jr., Director, National Cancer Institute and public witnesses.

NRC AUTHORIZATION

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment approved for full Committee action as amended H.R. 2330, to authorize appropriations to the Nuclear Regulatory Commission in accordance with section 261 of the Atomic Energy Act of 1954, as amended, and section 305 of the Energy Reorganization Act of 1974, as amended.

CIVIL SERVICE REFORM ACT VIOLATION

Committee on Post Office and Civil Service: Subcommittee on Civil Service held a hearing on Department of Energy violation of Civil Service Reform Act. Testimony was heard from the following representatives of the Department of Energy: Bernard J. Degen, Chief of Staff; James Wright, Acting Inspector General and Tina Hobson, Director, Office of Consumer Affairs; Sylvester B. Pranger, Acting Deputy Director, Office of Personnel Management and a public witness.

Tuesday, March 10, 1981

Senate

Chamber Action

Routine Proceedings, pages 3878–4018

Bills Introduced: Thirty-two bills and eight resolutions were introduced, as follows: S. 652–683, S.J. Res. 43–45, S. Con. Res. 14, and S. Res. 89–92.

Pages 3930–3931, 3992–3995

Bills Reported: Reports were made as follows:

S. 509, repealing authority for a semi-annual increase in dairy price supports. (S. Rept. No. 97–24). Page 3930

Measures Passed:

International energy program: Senate passed H.R. 2166, extending the antitrust exemption for oil companies that participate in the agreement on an international energy program.

By 24 yeas to 68 nays, Senate earlier rejected Metzenbaum unprinted amendment No. 8, to restore oil price controls, to S. 573, Senate companion measure.

S. 573 was then indefinitely postponed. Pages 3901–3915

Women's History Week: Senate passed S.J. Res. 28, designating the week beginning March 8, 1981, as "Women's History Week". Pages 4016–4017

Freedom of Information Day: Senate passed with amendments, S.J. Res. 22, authorizing the President to proclaim March 16, of each year, as "Freedom of Information Day". Pages 4017–4018

Time Limitation Agreement: Senate reached unanimous consent agreement for the consideration of four resolutions (S. Res. 89–92) relative to pay recommendations. Page 3894

Commission on Arts and Antiquities, U.S. Senate: The President pro tempore, on behalf of the Majority Leader, announced the appointment of Senators Thurmond and Mathias as members of the Commission on Arts and Antiquities of the U.S. Senate. Page 3891

Symposium on Energy and the Economy: The Chair, on behalf of the Vice President, appointed Senator Bradley as a delegate to the Organization for Economic Cooperation and Development/International Energy Agency (OECD–IEA) Parliamentary Symposium on Energy and the Economy. Page 4015

Gallaudet College: The Chair, on behalf of the Vice President, appointed Senator D'Amato to be a member of the Board of Directors of Gallaudet College. Page 3895

Harry S. Truman Scholarship Foundation: The Chair, on behalf of the Vice President, appointed Sena-

tor Danforth to be a member of the Harry S. Truman Scholarship Foundation Board of Trustees. Page 3895

Confirmations: Senate confirmed the following nominations:

Roscoe L. Egger, Jr., of the District of Columbia, to be Commissioner of Internal Revenue.

John E. Chapoton, of Texas, and Paul C. Roberts, of Virginia, each to be an Assistant Secretary of the Treasury.

Robert W. Blanchette, of Maryland, to be Administrator of the Federal Railroad Administration.

John M. Fowler, of Pennsylvania, to be General Counsel of the Department of Transportation.

Judith T. Connor. of New York, and Lee L. Verstandig, of the District of Columbia, each to be an Assistant Secretary of Transportation.

30 Army nominations in the rank of General.

47 Navy nominations in the rank of Admiral.

1 Air Force nomination in the rank of General.

20 Marine Corps nominations in the rank of General.

Routine lists of nominations in the Navy and Air Force. Pages 4018–4019

Nominations: Senate received the following nominations during the recess of the Senate:

On March 6

David B. Swoap, of Virginia, to be Under Secretary of Health and Human Services.

C. W. McMillan, of Virginia, to be an Assistant Secretary of Agriculture, and a Member of the Board of Directors of the Commodity Credit Corporation.

Routine lists of nominations in the Navy and Air Force.

Presidential Messages: Senate received the following messages from the President:

(1) transmitting fiscal year 1982 budget revisions. Referred jointly to the Committees on Appropriations and the Budget. (PM–35).

(2) a report, proposing three new rescissions of budget authority previously provided by the Congress, reporting twenty-four new deferrals, and revisions to five previously reported deferrals. Referred jointly to Committees on Appropriations, Budget, Energy and Natural Resources, Environment and Public Works, Commerce, Science, and Transportation, Labor and Human Resources, Armed Services, Banking, Housing, and Urban Affairs, Judiciary, Veterans' Affairs, Governmental Affairs, and the Select Committee on Small Business. (PM–36). Pages 3927–3928

Messages From the President: Page 3928

Messages From the House: Page 3929

Communications: Pages 3929–3930

Statements on Introduced Bills: Pages 3931–3991

Amendments Submitted for Printing: Page 3995

Notices of Hearings: Page 3995

Committee Authority To Meet: Page 3995

Additional Statements: Pages 3995–4015

Confirmations: Pages 4018–4019

Record Vote: One record vote was taken today (total—27). Page 4014

Recess: Senate met at 11 a.m., and recessed at 5:23 p.m., until 11 a.m., on Thursday, March 12, 1981. (For Senate's program see remarks of Senator Baker in today's Record on pages 3921–3922, 4018.)

Committee Meetings

FOOD/AGRICULTURE PROGRAMS

Committee on Agriculture, Nutrition, and Forestry: Committee continued hearings on proposed reauthorization of food and agriculture programs administered by the Department of Agriculture, receiving testimony from Emmett Reynolds, National Peanut Growers Group, Washington, D.C.; Clint Williams, Southwestern Peanut Shellers Association, Dallas, Texas; G. C. Davis, Arlington Oil Mills, Arlington, Georgia, representing the Southeast Peanut Association; Sydney Beck, Pansey, Alabama, representing Women Involved in Farm Economics; Carlton Butler and Frank Jordan, both of Carrsville, Virginia, representing the National Association of Farmer-Elected Committeemen; John Parker and William Robinson, both of the Virginia Farm Bureau Federation, Richmond; M. L. Everett, Jr., Capron, Virginia; and Gene Miller, Longview Farms, Lumpkin, Georgia.

Hearings continue tomorrow.

BUDGET

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education completed consideration of those matters and programs which fall within the subcommittee's jurisdiction, and agreed on recommendations which it will make thereon to the full committee.

APPROPRIATIONS—ENERGY

Committee on Appropriations: Subcommittee on Energy and Water Development resumed hearings on proposed budget estimates for fiscal year 1982 for the Department of Energy, receiving testimony in behalf of nuclear energy research and development activities from Mahlon E. Gates, Acting Assistant Secretary of Energy for Nuclear Energy.

Hearings continue tomorrow.

APPROPRIATIONS—ICC AND METRO

Committee on Appropriations: Subcommittee on Transportation and Related Agencies resumed hearings on proposed budget estimates for fiscal year 1982, receiving testimony in behalf of funds for their respective activities from Marcus Alexis, Acting Chairman, Interstate

Commerce Commission; Richard S. Page, General Manager, Washington Metropolitan Area Transit Authority (METRO); and Mason H. Rose, Chairperson, U.S. Architectural and Transportation Barriers Compliance Board.

Subcommittee will meet again on Thursday, March 19.

APPROPRIATIONS—INDEPENDENT AGENCIES

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held hearings on proposed budget estimates for fiscal year 1982, receiving testimony in behalf of funds for their respective activities from Joseph H. Newman, Chairman, and William Floyd III, Vice Chairman, both of the Board of Directors, and Gene C. Brewer, President, all of the National Institute of Building Science; Lawrence Connell, Chairman of the Board, and Leonard Lapidus, President, Central Liquidity Facility, both of the National Credit Union Administration; John H. Dalton, Chairman, Federal Home Loan Bank Board; Jose P. Lucero, Director, Office of Revenue Sharing, Department of the Treasury; and John L. McLaughlin, Director, Office of New York City Finance, Department of the Treasury.

Subcommittee will meet again on Tuesday, March 17.

APPROPRIATIONS—JUDICIARY

Committee on Appropriations: Subcommittee on State, Justice, Commerce, and the Judiciary held hearings on proposed budget estimates for fiscal year 1982 for the Judicial branch of the Federal Government, receiving testimony in behalf of funds for their respective activities from Lewis F. Powell, Jr., and William H. Rehnquist, both Associate Justices, Supreme Court of the United States; George M. White, Architect of the Capitol; Charles Clark, U.S. Circuit Judge, U.S. Court of Appeals for the Fifth Circuit; Robert E. Maxwell, Chief Judge, U.S. District Court, Northern District of West Virginia; William E. Foley, Director, Administrative Office of the United States Courts; and A. Leo Levin, Director, Federal Judicial Center.

Hearings continue tomorrow.

APPROPRIATIONS—LEGISLATIVE

Committee on Appropriations: Subcommittee on Legislative Branch continued hearings on proposed budget estimates for fiscal year 1982 for the Legislative branch of the Federal Government, receiving testimony in behalf of funds for their respective activities from George M. White, Architect of the Capitol, and Alice M. Rivlin, Director, Congressional Budget Office.

Hearings continue tomorrow.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Tactical Warfare resumed closed hearings on proposed authorizations for fiscal year 1982 for the Department of Defense, receiving testimony in behalf of funds for the U.S. Navy from Gerald Cann, Assistant Secretary of the Navy for Research, Engineering and Systems, Office of the Secretary of the Navy, Vice Admiral Robert R. Monroe, Director of Research, Development, Test, and Evaluation, Office of the Chief of Naval Operations, Vice Admiral Wesley L. McDonald, Deputy Chief of Naval Operations for Air Warfare, Lt. General William J. White, Deputy Chief of Marine Corps Staff for Aviation, and Maj. General D'Wayne Gray, Director of Operations, Headquarters, U.S. Marine Corps, all of the Department of Defense.

Hearings continue on Thursday, March 12.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Manpower and Personnel resumed open hearings on proposed authorizations for fiscal year 1982 for the Department of Defense, receiving testimony on the reserve component of selective service mobilization from Robert A. Stone, Acting Assistant Secretary of Defense for Manpower, Reserve Affairs and Logistics, Bernard Rostker, Director of Selective Service, John Brinkerhoff, Acting Deputy Assistant Secretary of Defense for Reserve Affairs, and Paul Donovan, Director of Mobilization and Deployment Planning, all of the Department of Defense.

Subcommittee will meet again on Tuesday, March 17.

NASA AUTHORIZATIONS

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology, and Space held hearings on proposed legislation authorizing funds for fiscal year 1982 for the National Aeronautics and Space Administration, receiving testimony from Alan M. Lovelace, Acting Administrator, and Walter B. Olstad, Acting Associate Administrator for Aeronautics and Space Technology, both of the National Aeronautics and Space Administration; H. Guyford Stever, National Research Council, and Karl G. Harr, Jr., Aerospace Industries Association of America, both of Washington, D.C.; Richard F. Gamble, United Technologies Corporation, East Hartford, Connecticut; Anthony A. duPont, Aerospace Company, Inc., Torrance, California; and James Mar, Massachusetts Institute of Technology, Cambridge.

Hearings continue on Tuesday, March 17.

NOMINATIONS

Committee on Labor and Human Resources: On Monday, March 9, committee concluded hearings on the nominations of Thomas W. Pauken, of Texas, to be Director of the ACTION Agency, Albert Angrisani, of New Jersey, to be an Assistant Secretary of Labor, T. Timothy Ryan, Jr., of Virginia, to be Solicitor, Department of Labor, and Thorne G. Auchter, of Florida, to be Assistant Secretary of Labor for the Occupational Safety and Health Administration, after the nominees testified and answered questions in their own behalf. Mr. Pauken

was introduced by Senator Tower; Mr. Ryan was introduced by Senators Warner and Harry F. Byrd, Jr.; and Mr. Auchter was introduced by Senator Hawkins.

BUDGET

Committee on Labor and Human Resources: On Monday, March 9, committee completed its review of those items in the President's budget for fiscal year 1982 which fall within its legislative jurisdiction, and agreed on recommendations which it will make thereon to the Committee on the Budget by March 15.

EMPLOYEES' WORK HOURS

Committee on Labor and Human Resources: Subcommittee on Labor concluded hearings on S. 398, permitting certain employees to work a ten-hour day in the case of a four-day workweek, after receiving testimony from Senator Armstrong; John Karpan, C. A. Norgren Co., Littleton, Colorado; Robert D. Farley, Denver Regional Council of Governments, Denver, Colorado; Vaughn Shepley, Blue Bird Body Company, Atlanta, Georgia, representing the National Association of Manufacturers; Jay Power, American Federation of Labor Congress of Industrial Organizations, and Robert T. Thompson, Chamber of Commerce of the United States, both of Washington, D.C.; Ival R. Cianchette, Ciambro Corporation, Pittsfield, Maine, representing the Associated Builders and Contractors, Inc.; Ted C. Kennedy, B E and K Construction Company, Inc., Birmingham, Alabama, representing the Associated Builders and Contractors, Inc.; Lloyd E. Sample III, United Lithographic Services, Inc., Falls Church, Virginia, and Benjamin Y. Cooper, both representing the Printing Industries of America, Inc., Arlington, Virginia; and Max Hathorn, The Sigman Meat Company, Inc., Denver, Colorado, and Paul Korody, both representing the National Meat Association, Washington, D.C.

HEAD START PROGRAM

Committee on Labor and Human Resources: Subcommittee on Aging, Family, and Human Services concluded oversight hearings on the activities of Head Start, focusing on the program's educational impact, health of children, parental participation, and the impact of inflation on the program, after receiving testimony from Warren Master, Acting Assistant Secretary of Health and Human Services for Human Development Services, and John Busa, Acting Commissioner, Administration on Children, Youth and Families, Department of Health and Human Services; William Ward, Alabama State Department of Education, Montgomery; Marilyn Thomas, Miami Valley Child Development Center, Dayton, Ohio; Claude Patterson, West Central Missouri Rural Development Corporation, Appleton City; Mr. and Mrs. William McCarthy, Manchester, New Hampshire; and Joey Jackson, Hartford, Connecticut.

SENATE CODE OF CONDUCT

Select Committee on Ethics: Committee met to further discuss proposed revisions to the Senate Code of Official Conduct, made no announcements, and will meet again on Thursday, March 12.

House of Representatives

Chamber Action

Bills Introduced: 50 public bills, H.R. 2383–2432; 3 private bills, H.R. 2433–2435; and 5 resolutions, H.J. Res. 200–202, H. Con. Res. 90, and H. Res. 107 were introduced. Pages 3873–3875

Printing: House agreed to H. Res. 23, to provide for the printing as a House document of tributes made to the late former Speaker John W. McCormack on the floor of the House. Page 3847

International Energy Authorities: By a yea-and-nay vote of 373 yeas with 2 voting "present", Roll No. 15, the House voted to suspend the rules and pass H.R. 2166, amended, to amend the Energy Policy and Conservation Act to extend certain authorities relating to the international energy program. Pages 3847–3852

Presidential Messages: Received and read the following messages from the President:

Budget rescissions and deferrals: Message transmitting 3 new rescissions of budget authority previously provided by the Congress, totalling $128.0 million; and 24 new deferrals totalling $825.5 million, and revisions to five previously reported deferrals increasing the amount deferred by $876.4 million—referred to the Committee on Appropriations and ordered printed (H. Doc. 97–28); and

1982 Budget revisions: Message transmitting budget revisions for fiscal year 1982—referred to the Committee on Appropriations and ordered printed (H. Doc. 97–26). Pages 3852–3853

Quorum Calls—Votes: One yea-and-nay vote developed during the proceedings of the House today and appears on page 3852. There were no quorum calls.

Adjournment: Adjourned at 2:03 p.m.

Committee Meetings

FARM BILL

Committee on Agriculture: Continued hearings on the farm bill of 1981. Testimony was heard from Representatives Albosta and Bereuter; representatives from the State of Texas and public witnesses.

BUDGET REPORT

Committee on Appropriations: Approved budget recommendations for March 15 report to the Committee on the Budget.

AGRICULTURAL APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture held a hearing on Science and Education Administration and Agricultural Research. Testimony was heard from the following representatives of the USDA: Anson R. Bertrand, Director, Science and Education Administration and Terry B. Kinney, Administrator, Agricultural Research.

COMMERCE—JUSTICE—STATE, THE JUDICIARY AND RELATED AGENCIES

Committee on Appropriations: Subcommittee on Commerce-Justice-State, the Judiciary and Related Agencies held a hearing on the Legal Services Corporation and the Federal Communications Commission. Testimony was heard from Dan J. Bradley, President, Legal Services Corporation and Robert E. Lee, Acting Chairman, Federal Communications Commission.

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Subcommittee on the District of Columbia continued hearings on Governmental Direction and Support. Testimony was heard from the following representatives of the Government of the District of Columbia: Elijah Rogers, City Administrator; Joyce Blalock, Inspector General; Dwight Cropp, Executive Secretary and Barbara Washington, Assistant City Administrator for Intergovernmental Relations.

Hearings continue tomorrow.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development held a hearing on Assistant Secretary for Conservation and Renewable Energy. Testimony was heard from Frank DeGeorge, Acting Assistant Secretary for Conservation and Renewable Energy, Department of Energy.

HUD—INDEPENDENT AGENCIES

Committee on Appropriations: Subcommittee on HUD—Independent Agencies held a hearing on the Veterans' Administration. Testimony was heard from Rufus H. Wilson, Acting Administrator, Veterans' Administration.

Hearings continue tomorrow.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on the Heritage Conservation and Recreation Service (except Land and Water Conservation Fund). Testimony was heard from the following representatives of the Department of the Interior: Russell Dickinson, Director, National Park Service and Robert, Ritsch, Acting Director, Heritage Conservation and Recreation Service.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on Office of Inspector General of the Department of Transportation. Testimony was heard from Joseph Genovese, Acting Inspector General, Department of Transportation.

TREASURY—POSTAL SERVICE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury-Postal Service held a hearing on the United States Tax Court; Federal Labor Relations Authority; Committee for Purchase from the Blind; U.S. Postal Service (rescission) and Council on Wage and Price Stability (rescission) Testimony was heard from William F. Bolger, Postmaster General, U.S. Postal Service and other departmental witnesses.

DEFENSE BUDGET

Committee on Armed Services: Held a hearing on the Administration's changes in the fiscal year 1982 Defense budget. Testimony was heard from Caspar W. Weinberger, Secretary of Defense and Gen. David C. Jones, U.S. Air Force, Chairman, Joint Chiefs of Staff.

ENERGY PROGRAMS

Committee on the Budget: Task Force on Energy and the Environment held an overview hearing on fiscal year 1982 Budget proposals for energy programs. Testimony was heard from public witnesses.

Hearings continue March 12.

BUDGET CUTS

Committee on the Budget: Task Force on Entitlements, Uncontrollables and Indexing held a hearing on proposed budget cuts. Testimony was heard from Dr. Lawrence E. DeMilner, economist, Congressional Budget Office; Harry S. Havens, Assistant Comptroller General, GAO; Dr. Alice Rivlin, Director, Congressional Budget Office and public witnesses.

Hearings continue March 12.

BUDGET CUTS

Committee on the Budget: Task Force on Human Resources and Block Grants held a hearing on ways to reduce Federal spending in program areas. Testimony was heard from Representative Rousselot and public witnesses.

Hearings continue March 12.

DEFENSE DEPARTMENT

Committee on the Budget: Task Force on National Security and Veterans held a hearing on spending efficiencies in the Department of Defense. Testimony was heard from Thomas D. Morris, Special Assistant to the Comptroller General, GAO.

TAX POLICY

Committee on the Budget: Task Force on Tax Policy held a hearing on President Reagan's tax policy proposals as well as alternative tax proposals. Testimony was heard from public witnesses.

Hearings continue March 13.

CHILD NUTRITION PROGRAMS

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education held an oversight hearing on the impact of the Administration's fiscal year 1982 budget proposals on the child nutrition programs. Testimony was heard from Richard Lyng, Deputy Secretary, USDA and public witnesses.

Hearings continue tomorrow.

AMTRAK AUTHORIZATION

Committee on Energy and Commerce: Subcommittee on Commerce, Transportation and Tourism held a hearing on fiscal year 1982 authorization for Amtrak and Rail Passenger Corridor Development. Testimony was heard from Robert E. Gallamore, Deputy Administrator, Federal Railroad Administration, Department of Transportation; Alan S. Boyd, President, National Railroad Passenger Corporation (AMTRAK) and public witnesses.

Hearings continue tomorrow.

FEDERAL MEDICAID EXPENDITURES

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on the impact of the Administration's proposal to limit Federal Medicaid expenditures in fiscal years 1981–1986. Testimony was heard from James Hunt, Governor, North Carolina; Marilyn Goldwater, Delegate, State of Maryland; William Oliver, Commissioner, Dade County, Florida and public witnesses.

DRUG INDUSTRY

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing on competition in the drug industry. Testimony was heard from Dr. Mark Novitch, Acting Commissioner, Food and Drug Administration, Department of Health and Human Services and public witnesses.

U.S. SANCTIONS AGAINST CHILE

Committee on Foreign Affairs: Subcommittee on Inter-American Affairs and the Subcommittee on International Economic Policy and Trade held a joint hearing on U.S. Economic Sanctions against Chile. Testimony was heard from Representatives Harkin, Bonker and Moffett; John A. Bushnell, Acting Assistant Secretary of State for Inter-American Affairs and public witnesses.

UNESCO OVERSIGHT

Committee on Foreign Affairs: Subcommittee on International Operations held an oversight hearing on UNESCO. Testimony was heard from Sarah G. Power, former Deputy Assistant Secretary of State for International Organization Affairs; Barbara W. Newell, former Ambassador to UNESCO; John E. Fobes, Chair, U.S. National Commission for UNESCO and Robin Chandler Duke, Chairwoman, U.S. Delegation to the 21st General Conference to UNESCO.

COMMITTEE FUNDING

Committee on House Administration: Subcommittee on Accounts met and approved for full committee action resolutions providing funds for the expenses and investigations of the following committees: H. Res. 104, amended, Committee on Energy and Commerce; H. Res. 95, Permanent Select Committee on Intelligence; H. Res. 89, amended, Committee on Merchant Marine and Fisheries; and H. Res. 106, Select Committee on Narcotics Abuse and Control.

MX MISSILE SYSTEM

Committee on Interior and Insular Affairs: Subcommittee on Public Lands and National Parks held a briefing on the MX missile system. The Subcommittee was briefed by Dr. Peter Sharfman, Program Manager, International Security and Commerce Programs, Office of Technology Assessment.

COMMITTEE ORGANIZATION

Committee on Interior and Insular Affairs: Subcommittee on Water and Power Resources met for organizational purposes.

CONSERVATION PROGRAMS

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries, Wildlife Conservation and the Environment held a hearing on H.R. 1952, to authorize appropriations to carry out conservation programs on military reservations and public lands during fiscal years 1982, 1983, and 1984. Testimony was heard from the following representatives of the Department of the Interior: Eugene Hester, Acting Director, U.S. Fish and Wildlife Service; Delmar Vail, Assistant Director for Renewable Resources, Bureau of Land Management and James Cook, Heritage Conservation and Recreation Service; R. Max Peterson, Chief, U.S. Forest Service, USDA; Ervin Bedker, representing the Department of Defense; Billie McGarvey, Director of Facilities, NASA and public witnesses.

COMMITTEE BUSINESS AND ORGANIZATION

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds met to consider proposed budget estimates for fiscal year 1982.

Testimony was heard from Myron I. Weinstein, Deputy Director, U.S. Secret Service, Department of the Treasury; Dr. Alan J. Goldman, Deputy Director, Bureau of the Mint, Department of the Treasury; John F. Jameson, Assistant Secretary for Administration, Smithsonian Institution; Samuel L. Saylor, Acting Public Printer, GPO; Manus J. Fish, Jr., Regional Director, National Capital Region, National Park Service, Department of the Interior; Mike Marschall, Commissioner, Public Buildings Service, GSA and George White, Architect of the Capitol.

Prior to this meeting, the Subcommittee met for organizational purposes.

DOE AUTHORIZATION

Committee on Science and Technology: Subcommittee on Energy Development and Applications continued hearings on Department of Energy fiscal year 1982 authorization: Basic Research. Testimony was heard from public witnesses.

Hearings continue March 12.

DOE AUTHORIZATION

Committee on Science and Technology: Subcommittee on Energy Research and Production continued hearings on fisca l year 1982 Department of Energy authorization with emphasis on Major Nuclear Issues. Testimony was heard from public witnesses.

NSF AUTHORIZATION

Committee on Science and Technology: Subcommittee on Sceince, Research and Technology continued hearings on NSF fiscal year 1982 budget authorization with emphasis on Science and Engineering Education. Testimony was heard from the following representatives of the National Science Foundation: Dr. John Slaughter, Director; Dr. Don Langenberg, Deputy Director; Dr. Walter Gillespie, Acting Assistant Director, Science and Engineering Education; Dr. John Hogness, member, National Science Board; Richard W. Hays, Acting Assistant Secretary for Educational Research and Improvements, Department of Education and public witnesses.

Hearings continue March 12.

NASA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Space Science and Applications continued hearings on NASA fiscal year 1982 budget authorization. Testimony was heard from the following representatives of NASA: Dr. Alan Lovelace, Acting Administrator and Robert Smylie, Associate Administrator, Space Tracking and Data Systems.

Hearings continue tomorrow.

FORMER PRISONERS OF WAR; BUDGET REPORT

Committee on Veterans' Affairs: Ordered reported a clean bill in lieu of H.R. 1100, to amend title 38, United States Code, to expand eligibility of former prisoners of war for certain healthcare benefits provided by the Veterans' Administration.

The Committee also approved budget recommendations for March 15 report to the Committee on the Budget.

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Wednesday, March 11, 1981

Senate

Chamber Action

The Senate was not in session today. It will next meet at 11 a.m., on Thursday, March 12, 1981.

Committee Meetings

FOOD/AGRICULTURE PROGRAMS

Committee on Agriculture, Nutrition, and Forestry: Committee continued hearings on proposed reauthorization of food and agriculture programs administered by the Department of Agriculture, receiving testimony on dairy provisions from Senator Proxmire; Bruce C. Ratner, New York City Department of Consumer Affairs; Patrick B. Healy, National Milk Producers Federation, E. Linwood Tipton, Milk Industry Foundation/International Association of Ice Cream Manufacturers, Robert E. Bradford, National Restaurant Association, and Michael McMenamin, representing Council for a Competitive Economy, and Larry D. Umlauf, Pet, Inc., Harold C. Steinke, Borden, Inc., David Neushaum, L. D. Schreiber Cheese Company, and Max Berry, all representing the Committee to Assure the Availability of Casein, all of Washington, D.C.; Al Wanous, Pine City, Minnesota; J. Goold, League of California Milk Producers, Sacramento; William E. Cummings, Summerfield, North Carolina, and Ray M. Tucker, Finchville, Kentucky, both representing Dairymen, Inc.; Irvin Elkin, Associated Milk Producers, Amery, Wisconsin; Richard T. O'Connell, Chocolate Manufacturers Association of the U.S.A., McLean, Virginia; Bruce Stuart and Edward Farrell, both representing the New Zealand Milk Producers Board, Rosemont, Illinois; Lawrence E. Schauf, Pizza Hut, Inc., Wichita, Kansas; and Clyde Rutherford, Dairylea Cooperative, Otega, New York.

Hearings continue tomorrow.

APPROPRIATIONS—COMMISSIONS AND BOARDS

Committee on Appropriations: Subcommittee on State, Justice, Commerce, and the Judiciary continued hearings on proposed budget estimates for fiscal year 1982, receiving testimony in behalf of funds for their respective activities from Lawrence H. Fuchs, Executive Director, and Ralph Thomas, Deputy Director, both of the

Select Commission on Immigration and Refugee Policy; Douglas G. Chapman, Chairman, and Robert Eisenbud, General Counsel, both of the Marine Mammal Commission; and Andrew Kenopensky, Vice Chairman, U.S. Metric Board.

Subcommittee will meet again on Tuesday, March 17.

APPROPRIATIONS—LEGISLATIVE

Committee on Appropriations: Subcommittee on Legislative Branch continued hearings on proposed budget estimates for fiscal year 1982 for the Legislative branch of the Federal government, receiving testimony in behalf of funds for their respective activities from Senator Mathias, Chairman, Joint Committee on Printing; Daniel J. Boorstin, The Librarian of Congress; Samuel L. Saylor, Acting Public Printer, Government Printing Office; and Clarence L. James, Jr., Chairman, Copyright Royalty Tribunal.

Hearings continue tomorrow.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee on Defense continued hearings in open and closed session on proposed budget estimates for fiscal year 1982 for the defense establishment, receiving testimony from James P. Wade, Jr., Acting Principal Deputy Under Secretary of Defense for Research and Engineering, and Robert R. Fossum, Director, Defense Advanced Research Projects Agency, Department of Defense.

Hearings continue tomorrow.

APPROPRIATIONS—COMMISSIONS AND BOARDS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education held hearings on proposed budget estimates for fiscal year 1982, receiving testimony in behalf of funds for their respective activities from Lt. General George H. McKee, Governor, Soldiers' and Airmen's Home; Dana Rodgers, Acting Director, ACTION Agency; Roger Schwartz, Acting General Counsel, and Curtis Christensen, Comptroller, both of the Community Services Administration; William P. Adams, Chairman, Railroad Retirement Board; Lillie E. Herndon, Chairman, Robben W. Fleming, President, and Fred P. Wacker, Vice President for Administration and Treasurer, all of the Corporation for Public Broadcasting; Charles Benton, Chairman, National Commission on Libraries and Information Science; Morris B. Abram, Chairman, and Alexander M. Capron, Executive Director, both of the President's Commission on Ethical Problems in Medicine.

Hearings continue tomorrow.

APPROPRIATIONS—ENERGY

Committee on Appropriations: Subcommittee on Energy and Water Development continue hearings on proposed budget estimates for fiscal year 1982 for the Department of Energy, receiving testimony in behalf of funds for energy conservation programs from Frank DeGeorge, Acting Assistant Secretary of Energy for Conservation and Renewable Energy.

Subcommittee will meet again on Tuesday, March 17.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Strategic and Theater Nuclear Forces resumed closed hearings on proposed authorizations for fiscal year 1982 for the Department of Defense, receiving testimony on the Air-Breathing Leg of the Strategic Triad, from General Lew Allen, Jr., Chief of Air Force Staff, Seymour L. Zeiberg, Deputy Under Secretary of Defense for Research and Engineering (Strategic and Space Systems), and Lt. General Kelly H. Burke, Deputy Chief of Air Force Staff for Research, Development and Acquisition.

Hearings continue on Friday, March 13.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Preparedness resumed open hearings on proposed authorizations for fiscal year 1982 for the Department of Defense, receiving testimony on Air Force operations and maintenance programs from Brig. General Richard D. Murray, Deputy Director, Air Force Budget; Evan G. Griffith, Jr., Assistant Director for Operations, Initiatives, and Joint Matters, Office of the Director of Operations and Readiness; and Charles D. McElhanon, Chief, Modification-Operations and Managements Program, Directorate, Logistics, Plans, and Programs, all of the Department of Defense.

Hearings were recessed subject to call.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Sea Power and Force Projection held hearings on proposed authorizations for fiscal year 1982 for the Department of Defense, receiving testimony on naval forces sea power from Vice Admiral M. Staser Holcomb, Director, Navy Program Planning, Office of the Chief of Naval Operations, Vice Admiral William H. Rowden, Deputy Chief of Naval Operations for Surface Warfare, and Vice Admiral J. G. Williams, Jr., Deputy Chief of Naval Operations for Submarine Warfare.

Hearings continue tomorrow.

BUDGET REDUCTIONS

Committee on the Budget: Committee held hearings on the Administration's economic and spending reduction proposals for the Federal Government, receiving testimony on the proposed spending cuts from Alice M. Rivlin, Director, Congressional Budget Office.

Hearings continue tomorrow.

AUTHORIZATIONS—U.S. FIRE ADMINISTRATION

Committee on Commerce, Science, and Transportation: Subcommittee on Consumers held hearings on proposed

legislation authorizing funds for fiscal year 1982 for the U.S. Fire Administration of the Federal Emergency Management Agency, receiving testimony from Joseph A. Moreland, Acting Administrator, U.S. Fire Administration, Federal Emergency Management Agency; Jack Lee, Charlotte, North Carolina, representing the Joint Council of National Fire Service Organizations; Ed McCormack, International Society of Fire Service Instructors, Hopkinton, Massachusetts; Harold Schaitberger, International Association of Firefighters, Washington, D.C.; E. James Monihan, National Volunteer Fire Council, Lewes, Delaware; and Joseph Redden and Martin Grimes, both of the National Fire Protection Association, Boston, Massachusetts.

Hearings were recessed subject to call.

BUDGET

Committee on Environment and Public Works: Committee met to consider those matters and programs in the President's budget for fiscal year 1982 which fall within its legislative jurisdiction, and on recommendations which it will make thereon to the Committee on the Budget by March 15, but did not complete action thereon and will continue tomorrow.

NOMINATION

Committee on Governmental Affairs: Committee concluded hearings on the nomination of Donald J. Devine, of Maryland, to be Director, Office of Personnel Management, after the nominee, who was introduced by Senator Mathias, testified and answered questions in his own behalf.

Committee will consider the nomination of Mr. Devine on tomorrow.

FEDERAL CONTRACTS

Committee on Governmental Affairs: Subcommittee on Oversight of Government Management held hearings to review procedures of government agencies in debarring and suspending contractors who have defrauded the government, or otherwise poorly performed on Federal contracts, receiving testimony from Harvey Volzer and Howard Cox, Attorneys, Office of Special Projects, Office of the Inspector General, General Services Administration; Ernest E. Bradley, Acting Inspector General, Office of the Inspector General, and Thomas A. Darner, Associate General Counsel for Contracts and General Administration, Office of General Counsel, both of the Environmental Protection Agency; Stuart J. Evans, Director of Procurement, National Aeronautics and Space Administration; and Robert F. Trimble, Acting Deputy Under Secretary of Defense for Acquisition Policy.

Hearings continue tomorrow.

FEDERAL ASSISTANCE

Committee on Governmental Affairs: Subcommittee on Intergovernmental Relations held hearings on S. 45, simplifying the administration of national policy requirements applicable to Federal assistance programs to State and local governments, receiving testimony from Senators Roth and Symms; Conrad Joyner, Pima County, Arizona, representing the National Association of Counties; Eldon Stoehr, Minnesota State Auditor, St. Paul; Thomas Madden, Kay, Scholar, Fierman, Hayes & Handler, and Henry Flood, Antioch Law School, both of Washington, D.C.; and George Brown, Boston College, Boston, Massachusetts.

Hearings continue on Wednesday, March 25.

BALANCED BUDGET

Committee on the Judiciary: Subcommittee on the Constitution held hearings on proposals to require a balanced Federal budget, receiving testimony from Senators Armstrong, Boren, Lugar, and Heflin; Maryland State Senator James Clark, Annapolis; and Roger Freeman, The Hoover Institution, Stanford, California.

Hearings continue Thursday, April 9.

AUTHORIZATIONS—INTELLIGENCE

Select Committee on Intelligence: Subcommittee on the Budget resumed closed hearings on proposed authorizations for fiscal year 1982 for intelligence activities of the United States, receiving testimony from certain officials of the intelligence community.

Closed hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 45 public bills, H.R. 2436–2480; 4 private bills, H.R. 2481–2484; and 6 resolutions, H.J. Res. 203–206, H. Con. Res. 91, and H. Res. 108 were introduced. Pages 4101–4103

Japan-United States Friendship Commission: The Speaker appointed Representatives Zablocki and Conte as members on the part of the House of the Japan-United States Friendship Commission. Page 4066

Intergovernmental Relations Advisory Commission: The Speaker appointed Representatives Fountain, Rangel, and Brown of Ohio as members on the part of the House of the Advisory Commission on Intergovernmental Relations. Page 4066

Migratory Bird Conservation Commission: The Speaker appointed Representatives Dingell and Conte as members on the part of the House of the Migratory Bird Conservation Commission. Page 4066

Referrals: Three Senate-passed measures were referred to the appropriate House committees. Pages 4100–4101

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.
Adjournment: Adjourned at 4:54 p.m.

Committee Meetings

FARM BILL

Committee on Appropriations: Subcommittee on Cotton, Rice and Sugar held a hearing on the farm bill of 1981, rice. Testimony was heard from Representative Breaux and public witnesses.

Hearings continue March 17.

FARM BILL

Committee on Appropriations: Subcommittee on Domestic Marketing, Consumer Relations and Nutrition held a hearing on the farm bill of 1981, Commodity Supplemental Feeding Program and Expanded Food and Nutrition Education Program. Testimony was heard from Representatives Oakar, Boggs and Traxler.

Hearings continue March 17.

AGRICULTURAL APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture held a hearing on Science and Education Administration-Cooperative Research, Extension, and Technical Information Systems. Testimony was heard from the following representatives of the Science and Education Administration, USDA: Anson R. Bertrand, Director; Walter I. Thomas, Administrator, Cooperative Research; Mary Nell Greenwood, Administrator, Extension Service and Richard A. Farley, Administrator, Technical Information Systems.

COMMERCE–JUSTICE–STATE–THE JUDICIARY AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce-Justice-State-the Judiciary and Related Agencies held a hearing on Equal Employment Opportunity Commission and on Securities and Exchange Commission. Testimony was heard from Dr. Clay Smith, Acting Chairman, EEOC and Philip A. Loomis, Jr., Acting Chairman, SEC.

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Subcommittee on the District of Columbia continued hearings on Governmental Direction and Support. Testimony was heard from the following representatives of the Government of the District of Columbia: Judy Rogers, Corporation Counsel and Gladys Mack, Assistant City Administrator for Budget and Revenue Development.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development held a hearing on Assistant Secretary for Nuclear Energy. Testimony was heard from Mahlon Gates, Acting Assistant Secretary of Energy for Nuclear Energy.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on the Smithsonian. Testimony was heard from S. Dillon Ripley, Secretary, Smithsonian Institution.

Hearings continue tomorrow.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on Amtrak. Testimony was heard from Alan S. Boyd, President, National Railroad Corporation (AMTRAK) and Robert W. Blanchette, Administrator, Federal Railroad Administration, Department of Transportation.

Hearings continue tomorrow.

TREASURY–POSTAL SERVICE

Committee on Appropriations: Subcommittee on Treasury-Postal Service held a hearing on U.S. Secret Service, Office of Personnel Management, Administrative Conference of the United States and General Services Administration. Testimony was heard from Ray Kline, Administrator, GSA and other departmental witnesses.

INTELLIGENCE BRIEFING

Committee on Armed Services: Met in executive session to receive a classified intelligence briefing. The Committee was briefed by representatives of the Defense Intelligence Agency.

DEFENSE BUDGET

Committee on Armed Services: Subcommittee on Military Personnel and Compensation continued hearings on the manpower portions of the fiscal year 1982 Defense budget. Testimony was heard from the following representatives of the Department of Defense: Louis J. Conti, Chairman, Reserve Forces Policy Board; Maj. Gen. Joseph D. Zink, U.S. Air Force, Military Executive to the Reserve Forces Policy Board; Lt. Gen. La Vern E. Weber, U.S. Army, Chief, National Guard Bureau; Maj. Gen. William R. Berkman, Chief, Army Reserve; RAdm. Frederick F. Palmer, Chief, Naval Reserve; Maj. Gen. George B. Crist, Deputy Chief of Staff for Reserve Affairs, U.S. Marine Corps; Maj. Gen. Richard Bodycombe, Chief, Air Force Reserve and RAdm. S. B. Vaughn, Chief, Office of Reserve, U.S. Coast Guard.

Hearings continue tomorrow.

DEFENSE BUDGET

Committee on Armed Services: Subcommittee on Procurement and Military Nuclear Systems held a hearing on the procurement portions of the fiscal year 1982 Defense budget (Army and Navy). Testimony was heard

from Gen. Edward C. Meyer, Chief of Staff of the Army and Adm. Thomas B. Hayward, Chief of Naval Operations.

Hearings continue tomorrow.

MAINTENANCE AND OVERHAULS

Committee on Armed Services: Subcommittee on Readiness held a hearing on Maintenance and Overhauls. Testimony was heard from Maj. Gen. James S. Welch, Commanding General, USA Depot Systems Command, Department of the Army; Maj. Gen. Theodore D. Broadwater, Director of Logistics Plans, U.S. Air Force and RAdm. J. K. Nunneley, Director, Ship Maintenance and Modernization Division, Office of the Chief of Naval Operations, Department of the Navy.

MULTI-LATERAL DEVELOPMENT BANK

Committee on Banking, Finance and Urban Affairs: Subcommittee on International Development, Institutions and Finance held a hearing on the new Budget submissions for the multi-lateral development bank. Testimony was heard from R. T. McNamar, Deputy Secretary of the Treasury and Ernest B. Johnston, Jr., Deputy Assistant Secretary of State, Bureau of Economic and Business Affairs.

FIRST BUDGET RESOLUTION

Committee on the Budget: Continued hearings in preparation for the First Budget Resolution for fiscal year 1982. Testimony was heard from Murray Weidenbaum, Chairman, Council of Economic Advisers; John R. Block, Secretary of Agriculture and Terrel H. Bell, Secretary of Education.

CHILD NUTRITION PROGRAMS OVERSIGHT

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education continued oversight hearings on the impact of the Administration's fiscal year 1982 budget proposals on the child nutrition programs. Testimony was heard from public witnesses.

Hearings continue tomorrow.

OVERSIGHT

Committee on Education and Labor: Subcommittee on Labor Standards held an oversight hearing on the impact of the fiscal year 1981 budget reductions and expected fiscal year 1982 budget requests. Testimony was heard from Raymond J. Donovan, Secretary of Labor; Craig Berrington, Acting Assistant Secretary, Employment and Standards Administration, Department of Labor and Lawrence Weatherford, Acting Assistant Secretary, Employment and Training Administration, Department of Labor.

OVERSIGHT

Committee on Education and Labor: Subcommittee on Postsecondary Education concluded oversight hearings on the impact of fiscal year 1981 budget reductions and expected fiscal year 1982 budget requests on the education programs. Testimony was heard from Terrel H. Bell, Secretary of Education.

REAUTHORIZATION

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on the reauthorization of the National Institute on Drug Abuse and the National Institute on Alcoholism and Alcohol Abuse. Testimony was heard from Representative Rangel and public witnesses.

IRAN'S SEIZURE OF U.S. EMBASSY

Committee on Foreign Affairs: Continued hearings on Iran's seizure of U.S. Embassy: Position of the Reagan Administration on the Agreements with Iran and on U.S./Iranian Relations. Testimony was heard from Bruce Laingen, former Charge d'Affaires, U.S. Embassy in Iran; John Limbert, former Political Officer, U.S. Embassy in Iran and Col. Charles W. Scott, former Chief Military Liaison Officer, U.S. Embassy in Iran.

EL SALVADOR

Committee on Foreign Affairs: Subcommittee on Inter-American Affairs continued hearings on United States Policy toward El Salvador. Testimony was heard from Robert E. White, former Ambassador to El Salvador and public witnesses.

EMBARGO OF AGRICULTURAL COMMODITIES; ENERGY STRATEGIES

Committee on Foreign Affairs: Subcommittee on International Economic Policy and Trade approved for full Committee action H. Res. 30, urging the President to continue the embargo on exports of agricultural commodities to the Soviet Union as a result of its invasion and continued occupation of Afghanistan.

The Subcommittee also held a hearing on U.S. International Energy Strategies. Testimony was heard from public witnesses.

STATE DEPARTMENT AUTHORIZATION

Committee on Foreign Affairs: Subcommittee on International Operations held a hearing on the State Department authorization for fiscal years 1981 and 1982. Testimony was heard from Richard T. Kennedy, Undersecretary of State for Management.

Hearings continue tomorrow.

BUDGET CUTS

Committee on Government Operations: Subcommittee on Environment, Energy, and Natural Resources held a hearing on the effect of the Administration's proposed budget cuts on the Department of Energy's Office of Special Counsel. Testimony was heard from the following representatives of the Department of Energy: Barton R. House, Acting Administrator, Economic

Regulatory Administration and Avrom Landesman, Acting Special Counsel.

FEDERAL MANAGERS' ACCOUNTABILITY ACT

Committee on Government Operations: Subcommittee on Legislation and National Security held a hearing on H.R. 1526, to amend the Accounting and Auditing Act of 1950 to require ongoing evaluations and reports on the adequacy of the systems of internal accounting and administrative control of each executive agency. Testimony was heard from Representative Hyde; John Lordan, Chief, Financial Management Branch, Office of Management and Budget and public witnesses.

INSPECTOR GENERAL REPORTS

Committee on Government Operations: Subcommittee on Manpower and Housing held a hearing on HUD management's responsiveness to Inspector General reports. Testimony was heard from Paul Adams, Deputy Inspector General, Department of Housing and Urban Affairs.

Hearings continue tomorrow.

COMMITTEE FUNDING

Committee on House Administration: Subcommittee on Accounts met and approved for full committee action resolutions providing funds for the expenses and investigations of the following committees:

H. Res. 102, amended, providing funds for expenses with respect to welfare and pension plans by the Subcommittee on Labor-Management Relations under the jurisdiction of the Committee on Education and Labor; and

H. Res. 107, amended, providing funds for the expenses of the Committee on House Administration to provide for the maintenance and improvement of ongoing computer services for the House of Representatives, for the investigation of additional computer services for the House of Representatives, and to provide computer support to the committees of the House of Representatives.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Personnel and Policy met to consider pending business.

BUDGET REPORT

Committee on Interior and Insular Affairs: Approved budget recommendations for March 15 report to the Committee on the Budget.

DEPARTMENT OF JUSTICE AUTHORIZATION

Committee on the Judiciary: Held a hearing on the Department of Justice authorization for fiscal year 1982 and to review modifications in fiscal year 1981 authorizations. Testimony was heard from William French Smith, Attorney General.

CIVIL RIGHTS DIVISION AUTHORIZATION

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights held an oversight hearing on the authorization for the Civil Rights Division of the Department of Justice and the FBI. Testimony was heard from public witnesses.

OIL SPILL DAMAGE

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and Navigation held a hearing on H.R. 85, to provide a comprehensive system of liability and compensation for oil spill damage and removal costs. Testimony was heard from public witnesses.

QUADRENNIAL PAY COMMISSION RECOMMENDATIONS

Committee on Post Office and Civil Service: Task Force on Quadrennial Pay Commission concluded hearings on the recommendations of the Commission on Executive, Legislative and Judicial Salaries. Testimony was heard from Representatives Jacobs and Tauke and public witnesses.

ECONOMIC AND REGIONAL DEVELOPMENT PROGRAMS

Committee on Public Works and Transportation: Subcommittee on Economic Development held a hearing to conduct an extensive review and assessment of all economic and regional development programs. Testimony was heard from Representative Lundine; David A. Stockman, Director, Office of Management and Budget and public witnesses.

Hearings continue tomorrow.

BUDGET

Committee on Science and Technology: Subcommittee on Energy Development and Applications agreed on the solar budget number.

DOE BUDGET

Committee on Science and Technology: Subcommittee on Energy Research and Production met to consider DOE fiscal year 1982 budget authorization.

EPA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Natural Resources, Agriculture Research and Environment held a hearing on EPA fiscal year 1982 budget authorization. Testimony was heard from Dr. Richard Dowd, Acting Assistant Administrator for Research and Development, EPA.

Hearings continue March 17.

FEMA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Science, Research, and Technology continued hearings on Federal Emergency Management Agency

(FEMA) fiscal year 1982 budget authorization. Testimony was heard from the following representatives of the Federal Emergency Management Agency: Joseph Moreland, Acting Administrator, U.S. Fire Administration and Charles Thiel, Deputy Assistant Director, Office of Mitigation and Research; Dr. John Lyons, Director, National Emergency Laboratory, National Bureau of Standards and Frederic Clarke, Director, Center for Fire Research, National Bureau of Standards and public witnesses.

NASA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Space Science and Applications continued hearings on NASA fiscal year 1982 budget authorization. Testimony was heard from Dr. Stanley Weiss, Associate Administrator, Space Transportation Operations, NASA; Michael Weeks, Deputy Associate Administrator, Space Transportation Systems, NASA and Eric Quistgaard, Director General, European Space Agency.

Hearings continue tomorrow.

DOE AUTHORIZATION

Committee on Science and Technology: Subcommittee on Transportation, Aviation and Materials held a hearing on DOE fiscal year 1982 budget authorization. Testimony was heard from the following representatives of the Department of Energy: Maxine Savitz, Deputy Secretary for Conservation, Office of Conservation and Solar Energy and Henry Stadler, Director of Transportation Programs.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met to consider pending business.

MEDICAL CONSTRUCTION PROJECTS

Committee on Veterans' Affairs: Subcommittee on Hospitals and Health Care held a hearing on authorization of major medical construction projects for fiscal year 1982. Testimony was heard from Representatives Florio. Benjamin and Boggs; from representatives of the Veterans' Administration, the VFW and PVA.

BUDGET CUTS

Committee on Ways and Means: Subcommittee on Public Assistance and Unemployment Compensation held a hearing on the Administration's proposed spending reductions in the unemployment compensation, public assistance and social services programs. Testimony was heard from Representatives Rangel and Chisholm; Richard S. Schweiker, Secretary, Health and Human Services and public witnesses.

Hearings continue tomorrow.

TRADE AUTHORIZATIONS

Committee on Ways and Means: Subcommittee on Trade approved for full Committee action a bill to be introduced authorizing appropriations for fiscal year 1982 for the Customs Service, International Trade Commission and U.S. Trade Representative.

Prior to this action, the Subcommittee concluded hearings on this legislation. Testimony was heard from departmental and public witnesses.

The Subcommittee also approved recommendations for the March 15 report to the Budget Committee.

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Thursday, March 12, 1981

Senate

Chamber Action

Routine Proceedings, pages 4204–4348

Bills Introduced: Twenty-eight bills and three resolutions were introduced, as follows: S. 684–711, S.J. Res. 46, and S. Res. 93–94. **Pages 4260–4261, 4319**

Bills Reported: Reports were made as follows:

S. 271, allowing Western Union to compete in providing international record or telegraph service (S. Rept. No. 97–25).

Special Report entitled "Oversight Activities of the Committee on Banking, Housing, and Urban Affairs" (S. Rept. No. 97–26). **Page 4260**

Measures Passed:

Cash discounts: Senate passed H.R. 31, permitting merchants to offer unlimited discounts to cash-paying customers, and providing a three-year extension of law prohibiting merchants from penalizing credit card customers by imposing surcharges made by credit cards, after striking all after the enacting clause and substituting in lieu therefor the text of S. 414, after agreeing to the committee amendment, and Helms unprinted amendment No. 10. permitting the nomination of a Surgeon General who may be more than 64 years of age.

Earlier, by 41 yeas to 56 nays, Senate rejected Proxmire-Glenn unprinted amendment No. 9, permitting surcharges.

S. 414 was then indefinitely postponed.

Pages 4218–4238

Disapproval of pay increases for Members of Congress: By unanimous vote of 93 yeas, Senate agreed to S. Res. 89, disapproving the pay recommendations of the President with respect to Members of Congress.

Pages 4238–4240

Disapproval of pay increases for certain legislative branch positions: By 91 yeas to 3 nays, Senate agreed to S. Res. 90, disapproving the pay recommendations of the President with respect to certain offices and positions in the legislative branch. Pages 4240–4244

Disapproval of pay increases for certain judicial branch positions: By 87 yeas to 8 nays, Senate agreed to S. Res. 91, disapproving the pay recommendations of the President with respect to certain personnel in the Judicial branch. Pages 4244–4245

Disapproval of pay increases for certain executive branch positions: By 86 yeas to 7 nays, Senate agreed to S. Res. 92, disapproving the pay recommendations of the President with respect to offices and positions under the Executive Schedule. Page 4245

Designation of Capitol rooms: Senate agreed to S. Res. 80, designating room S–120 in the U.S. Capitol as the "Hugh Scott Room", after agreeing to the following amendments proposed thereto:

(1) Baker unprinted amendment No. 11, designating room S–113 in the U.S. Capitol as the "Styles Bridges Room". Page 4246

(2) Robert C. Byrd unprinted amendment No. 12, designating room S–210 in the U.S. Capitol as the "John Fitzgerald Kennedy Room", and room S–211 in the U.S. Capitol as the "Lyndon Baines Johnson Room". Page 4246

(3) Baker unprinted amendment No. 13 to unprinted amendment No. 12, designating room S–138 in the U.S. Capitol as the "Arthur H. Vandenberg Room". Pages 4246–4248

Senate Chamber photograph: Senate agreed to S. Res. 94, permitting a test photograph of the Senate Chamber, while the Senate is not in session.

S. 573 was then indefinitely postponed. Page 4248

Vice Presidential Appointment: The Chair, on behalf of the Vice President and upon the recommendation of the Minority Leader, appointed Senators Burdick, Williams, and Cannon to attend the Interparliamentary Union Conference, to be held in Manila, Philippines, April 20–25, 1981. Page 4246

Authority To Receive Messages: The Secretary of the Senate was authorized to receive and appropriately refer messages from the President of the United States and the House of Representatives during the recess of the Senate over until Friday, March 13, and Tuesday, March 17. Page 4347

Authority To Sign Measures: The President of the Senate, the President pro tempore, and the Acting President pro tempore were authorized to sign duly enrolled bills and joint resolutions during the recess of the Senate over until Friday, March 13, and Tuesday, March 17. Page 4347

Authority for Bills, Resolutions and Statements: Senators were authorized to introduce bills and resolutions, and submit statements for the Record on Friday, March 13, between 9 a.m. and 3 p.m. Page 4347

Authority for Committees To File: All committees were authorized to file reports on Friday, March 13, 1981, between 9 a.m. and 3 p.m. Page 4347

Confirmations: Senate confirmed the following nominations:

Albert Angrisani, of New Jersey, to be an Assistant Secretary of Labor.

T. Timothy Ryan, Jr., of Virginia, to be Solicitor for the Department of Labor. Page 4348

Messages From the House: Page 4258

Communications: Pages 4258–4259

Statements on Introduced Bills: Pages 4261–4318

Amendments Submitted for Printing: Pages 4319–4320

Notices of Hearings: Page 4320

Additional Statements: Pages 4320–4347

Confirmations: Page 4348

Record Votes: Five record votes were taken today. (Total—32) Pages 4237, 4240, 4244, 4245

Recess: Senate met at 11 a.m., and recessed at 6:07 p.m., until 11 a.m.. on Friday, March 13, 1981, for a pro forma session. (For Senate's program see remarks of Senator Baker in today's Record on page 4348.)

Committee Meetings

FOOD/AGRICULTURE PROGRAMS

Committee on Agriculture, Nutrition, and Forestry: Committee continued hearings on proposed reauthorization of food and agriculture programs administered by the Department of Agriculture, receiving testimony from Ray Frodey, National Food Processors Association, and Robert Wager and Vernon Baird, both representing the American Bakers Association, all of Washington, D.C.; Jan Broadhurst, Concerned Farm Wives, Sedgwick, Kansas; and Susan Cohen, National Democratic Policy Committee, New York City.

Hearings continue tomorrow.

BUDGET

Committee on Appropriations: Committee completed a review of those matters and programs in the President's budget for fiscal year 1982 which fall within its legislative jurisdiction, and agreed on recommendations which it will make thereon to the Budget Committee by March 15.

APPROPRIATIONS—LEGISLATIVE

Committee on Appropriations: Subcommittee on Legislative Branch continued hearings on proposed budget estimates for fiscal year 1982 for the Legislative Branch

of the Federal government, receiving testimony in behalf of funds for their respective activities from Milton Socolar, Acting Comptroller General, General Accounting Office; and John H. Gibbons, Director, Office of Technology Assessment.

Subcommittee recessed subject to call.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee on Defense continued hearings on proposed budget estimates for fiscal year 1982 for the defense establishment, receiving testimony from Jack R. Borsting, Assistant Secretary of Defense (Comptroller).

Hearings continue on Wednesday, March 18.

APPROPRIATIONS—COMMISSIONS AND BOARDS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education continued hearings on proposed budget estimates for fiscal year 1982, receiving testimony in behalf of funds for their respective activities from John H. Fanning, Chairman, and William A. Lubbers, General Counsel, both of the National Labor Relations Board; Richard V. Backley, Chairman, Federal Mine Safety and Health Review Commission; Frank Barako, Chairman, Occupational Safety and Health Administration Review Commission; Kenneth E. Moffett, Acting Director, Federal Mediation and Conciliation Service; and George S. Ives, Chairman, National Mediation Board.

Subcommittee will meet again on Monday, March 16.

AUTHORIZATION—DEFENSE

Committee on Armed Services: Subcommittee on Tactical Warfare resumed closed hearings on proposed authorizations for fiscal year 1982 for the Department of Defense, receiving testimony in behalf of funds for the U.S. Air Force from Lt. General Kelly H. Burke, Deputy Chief of Air Force Staff for Research, Development, and Acquisition, and Maj. General Robert D. Russ, Director of Operational Requirements, Office of Deputy Chief of Air Force Staff for Research, Development, and Acquisition.

Hearings were recessed subject to call.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Sea Power and Force Projection held hearings on proposed authorizations for fiscal year 1982 for the Department of Defense, receiving testimony on organizational issues affecting military defense force projection from General David C. Jones, Chairman, Joint Chiefs of Staff, General Edward C. Meyer, Army Chief of Staff, Admiral Thomas B. Hayward, Chief of Naval Operations, General Lew Allen, Jr., Air Force Chief of Staff, General Robert H. Barrow, U.S. Marine Corps Commandant, and General Robert C. Mathis, Vice Chief of Air Force Staff.

Subcommittee will meet again on Tuesday, March 17.

EXPORT POLICY

Committee on Banking, Housing, and Urban Affairs: Committee ordered favorably reported an original bill promoting the formation of U.S. export trading companies to expand export participation by small U.S. companies, in lieu of S. 144.

BUDGET REDUCTIONS

Committee on the Budget: Committee concluded hearings on the Administration's economic and spending reduction proposals for the Federal Government, after receiving testimony on the proposed economic recovery plan from David A. Stockman, Director of the Office of Management and Budget.

TELECOMMUNICATIONS

Committee on Commerce, Science, and Transportation: Committee approved for reporting S. 271, allowing Western Union to compete in providing international record or telegraph service.

BUDGET—ENERGY

Committee on Energy and Natural Resources: Committee resumed hearings to review those items in the President's budget for fiscal year 1982 which fall within its legislative jurisdiction and consider recommendations which it will make thereon to the Committee on the Budget by March 15, receiving testimony on programs administered by the Department of Energy from James B. Edwards, Secretary, Department of Energy.

Hearings continue tomorrow.

BUDGET

Committee on Environment and Public Works: Committee met to further consider those matters and programs in the President's budget for fiscal year 1982 which fall within its legislative jurisdiction, and on recommendations which it will make thereon to the Committee on the Budget by March 15, but did not complete action thereon and will continue tomorrow.

NOMINATIONS

Committee on Finance: Committee ordered favorably reported the nominations of David B. Swoap, of Virginia, to be Under Secretary of Health and Human Services, and Angela M. Buchanan, of the District of Columbia, to be Treasurer of the United States.

Prior to this action, the committee concluded hearings on the aforementioned nominees, after they testified and answered questions in their own behalf. Ms. Buchanan was introduced by Senator Laxalt.

BUDGET

Committee on Governmental Affairs: Committee met to consider those matters and programs which fall within the Committee's jurisdiction with a view toward submitting its views and budgetary recommendations to

the Commtitee on the Budget by March 15, but did not complete action thereon and recessed subject to call.

FEDERAL CONTRACTS

Committee on Governmental Affairs: Subcommittee on Oversight of Government Management held hearings to review procedures of government agencies in debarring and suspending contractors who have defrauded the government or otherwise poorly performed on Federal contracts, receiving testimony from Donald L. Scantlebury, Director, Accounting and Financial Management Division, General Accounting Office; S. Leigh Curry, Jr., Deputy General Counsel, (Operations), Office of General Counsel, Department of Housing and Urban Development; Edward W. Norton, General Counsel, and Raymond F. Randolph, Acting Inspector General, both of the Small Business Administration; William E. Mathis, Acting Administrator, Office of Federal Procurement Policy, Office of Management and Budget; Jo Ann Harris, Chief, Fraud Section, Department of Justice; and Kurt W. Muellenberg, Senior Litigation Counsel, Criminal Division, Department of Justice.

Hearings were recessed subject to the call.

MINE SAFETY AND HEALTH ADMINISTRATION

Committee on Labor and Human Resources: Subcommittee on Labor held hearings on S. 351, providing for the transfer of surface sand, stone, and gravel operations from jurisdiction under the Mine Safety and Health Administration to the Occupational Safety and Health Administration, and S. 496, eliminating the jurisdiction of the Mine Safety and Health Administration of independent construction contractors who are engaged by mine operators to build structures on the surface of a mine site, receiving testimony from Senators Wallop, Bumpers, and Melcher; Representative Marlenee; W. Dave Amis, Jr., Amis Materials Co., Oklahoma City, Oklahoma, representing the National Crushed Stone Association; Lewis McM. Pettinos, G. F. Pettinos, Inc., Ardmore, Pennsylvania, and Charles E. Hawkins III, both representing the National Sand and Gravel Association; John J. Sheehan, United Steelworkers of America, Maurice L. Mosier, The National Constructors Association, James Lapping, Building and Construction Trades Department, AFL-CIO, and Thomas F. Miechur, United Cement, Lime and Gypsum Workers International Union, all of Washington, D.C.; Robert I. Massman, Massman Construction Co., Kansas City, Missouri, representing the Associated General Contractors of America; Frank Irey, Jr., Frank Irey, Inc., Monongahela, Pennsylvania, on behalf of the Associated Builders and Contractors, Inc.; John Franke, Olathe, Kansas, and Ernest Geissler, Olympia, Washington, both on behalf of The National Association of Counties.

Hearings were recessed subject to call.

BUDGET

Committee on Veterans' Affairs: Committee completed a review of those matters and programs in the President's budget for fiscal year 1982 which fall within its legislative jurisdiction, and agreed on recommendations which it will make thereon to the Budget Committee by March 15.

SENATE CODE OF CONDUCT

Select Committee on Ethics: Committee met to further discuss proposed revisions to the Senate Code of Official Conduct, made no announcements, and will meet again on Tuesday, March 17.

AUTHORIZATIONS—INTELLIGENCE

Select Committee on Intelligence: Subcommittee on the Budget resumed closed hearings on proposed authorizations for fiscal year 1982 for intelligence activities of the United States, receiving testimony from certain officials of the intelligence community.

Hearings continue on Tuesday, March 17.

House of Representatives

Chamber Action

Bills Introduced: 29 public bills, H.R. 2485–2513; 1 private bill, H.R. 2514; and 3 resolutions, H.J. Res. 207, and H. Res. 109 and 110 were introduced.

Pages 4201–4203

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Wright as Speaker pro tempore for today. Page 4169

Federal Executive Salaries: House agreed to H. Res. 109, expressing the sense of the House with respect to the pay recommendations of the President.

Pages 4169–4176

Legislative Program: The Majority Whip announced the legislative program for the week beginning March 16. Agreed that the House adjourn from Friday, March 13, until Tuesday, March 17 Page 4182

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of March 18. Page 4182

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Adjourned at 12:50 p.m.

Committee Meetings

FARM BILL

Committee on Agriculture: Subcommittee on Conservation, Credit and Rural Development held a hearing on the farm bill of 1981, with emphasis on conservation,

agricultural land preservation. Testimony was heard from Representative Jenkins and public witnesses.

Hearings continue tomorrow.

MILK PRICE SUPPORT

Committee on Agriculture: Subcommittee on Livestock, Dairy and Poultry held a hearing on H.R. 1986, to amend section 201 of the Agricultural Act of 1949, as amended, to delete the requirement that the support price of milk be adjusted semiannually. Testimony was heard from Representatives Roth, Findley and Gunderson; departmental and public witnesses.

AGRICULTURAL APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture held a hearing on Agricultural Stabilization and Conservation Service. Testimony was heard from Edward D. Hews, Acting Administrator, Agricultural Stabilization and Conservation Service, USDA.

COMMERCE-JUSTICE-STATE-THE JUDICIARY AND RELATED AGENCIES

Committee on Appropriations: Subcommittee on Commerce-Justice-State-the Judiciary and related agencies held a hearing on U.S. Metric Board, the Commission on Civil Rights and the Federal Trade Commission. Testimony was heard from Andrew Kenopensky, Vice Chairman, U.S. Metric Board; Arthur S. Fleming, Chairman, Civil Rights Commission, and David A. Clanton, Acting Chairman, Federal Trade Commission.

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Subcommittee on the District of Columbia held a hearing on Economic Development and Regulation. Testimony was heard from the following representatives of the Government of the District of Columbia: Lawrence Schumake, Office of Business and Economic Development; Carolyn Smith, Department of Finance and Revenue, and Carroll Harvey, Department of General Services.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development held a hearing on Federal Energy Regulatory Commission. Testimony was heard from Georgiana Sheldon, Acting Chairperson, Federal Energy Regulatory Commission, Department of Energy.

HUD—INDEPENDENT AGENCIES

Committee on Appropriations: Subcommittee on HUD-Independent Agencies concluded hearings on the Veterans' Administration. Testimony was heard from Rufus H. Wilson, Acting Administrator, Veterans' Administration and Dr. D. L. Custis, Chief Medical Director, Department of Medicine and Surgery, VA.

On March 11, the Subcommittee continued hearings on the Veterans' Administration. Testimony was heard from the following representatives of the VA: Rufus H. Wilson, Acting Administrator; Bill Martin, Assistant Administrator for Data Management and Telecommunications; Dorothy Starbuck, Chief Benefits Director, Department of Veterans' Benefits, and W. A. Salmond, Assistant Administrator for Construction.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior concluded hearings on the Smithsonian. Testimony was heard from S. Dillon Ripley, Secretary, Smithsonian Institution.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation continued hearings on Amtrak. Testimony was heard from Alan S. Boyd, President, National Railroad Corporation (AMTRAK) and Robert W. Blanchette, Administrator, Federal Railroad Administration, Department of Transportation.

DEFENSE BUDGET

Committee on Armed Services: Subcommittee on Military Personnel and Compensation continued hearings on the manpower portions of the fiscal year 1982 Defense budget. Testimony was heard from Maj. Gen. Maxwell R. Thurman, Commanding General, U.S. Army Recruiting Command; RAdm. Floyd H. Miller, Commander, U.S. Navy Recruiting Command; Brig. Gen. D. J. Fulham, Director, Personnel Procurement Division, U.S. Marine Corps, and Brig. Gen. Thomas C. Richards, Commander, U.S. Air Force Recruiting Service.

DEFENSE BUDGET

Committee on Armed Services: Subcommittee on Procurement and Military Nuclear Systems continued hearings on the procurement portions of the fiscal year 1982 Defense budget (Air Force and Marine Corps). Testimony was heard from Gen. Lew Allen, Jr., Chief of Staff of the Air Force, and Gen. Robert H. Barrow, Commandant of the Marine Corps.

BACKLOG OF MAINTENANCE AND REPAIR

Committee on Armed Services: Subcommittee on Readiness held a hearing on Backlog of Maintenance and Repair (BMAR) of real property. Testimony was heard from Brig. Gen. Mark J. Sisinyak, Deputy Director of Military Programs, Office of the Chief of Engineers, Department of the Army; Maj. Gen. William D. Gilbert, Director of Engineering and Services, U.S. Air Force; RAdm. James T. Taylor, Civil Engineer Corps, U.S. Navy, Director, Short Activities Planning and Programming Division, Office, Chief of Naval Op-

erations, and Col. Joseph A. Ahearn, Chief, Programs Division, Directorate of Engineering and Services, Office of the Deputy Chief of Staff (Logistics and Engineering), Department of the Air Force.

DARPA

Committee on Armed Services: Subcommittee on Research and Development held a hearing on the Defense Advanced Research Projects Agency (DARPA) fiscal year 1982 technology program. Testimony was heard from Dr. Robert R. Fossum, Director, Defense Advanced Research Projects Agency (DARPA).

DEFENSE BUDGET

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials held a hearing on the ship construction portion of the fiscal year 1982 Defense budget, relating primarily to the submarine programs. Testimony was heard from VAdm. Earl B. Fowler, Commander, Naval Sea Systems Command, Department of the Navy.

EXPORT-IMPORT BANK

Committee on Banking, Finance and Urban Affairs: Subcommittee on International Trade, Investment and Monetary Policy continued hearings on Budget proposals and policy issues concerning the Export-Import Bank. Testimony was heard from public witnesses.

ECONOMY

Committee on the Budget: Task Force on Economic Policy, Productivity and Federalism held a hearing on econometric forecasting and on tax and economic policy. Testimony was heard from public witnesses.

ENERGY PROGRAMS

Committee on the Budget: Task Force on Energy and the Environment continued hearings on fiscal year 1982 Budget proposals for energy programs. Testimony was heard from public witnesses.

Hearings continue tomorrow.

BUDGET CUTS

Committee on the Budget: Task Force on Entitlements, Uncontrollables and Indexing continued hearings on proposed budget cuts. Testimony was heard from Dr. Joseph Duncan, Director, Office of Federal Statistical Policy and Standards, Department of Commerce and Earl Armburst, Deputy Assistant Director, General Government and Management, CBO, and public witnesses.

Hearings continue March 16.

BUDGET CUTS

Committee on the Budget: Task Force on Human Resources and Block Grants continued hearings on ways to reduce Federal spending in program areas. Testimony was heard from William Donald Schaefer, Mayor of Baltimore, Md., and public witnesses.

Hearings continue tomorrow.

DEFENSE DEPARTMENT

Committee on the Budget: Task Force on National Security and Veterans continued hearings on spending efficiencies in the Department of Defense with emphasis on military manpower and veterans. Testimony was heard from public witnesses.

CHILD NUTRITION PROGRAMS

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education continued oversight hearings on the impact of the Administration's fiscal year 1982 budget proposals on the child nutrition programs. Testimony was heard from public witnesses.

Hearings continue March 18.

BUDGET REPORT

Committee on Education and Labor: Subcommittee on Postsecondary Education approved budget recommendations for report to the Committee on the Budget.

CHILD ABUSE PREVENTION AND TREATMENT ACT AUTHORIZATION

Committee on Education and Labor: Subcommittee on Select Education approved for full Committee action H.R. 2318, to extend authorizations of appropriations for programs established in the Child Abuse Prevention and Treatment Act and in the Child Abuse Prevention and Treatment and Adoption Reform Act of 1978. Prior to this action, the Subcommittee continued hearings on this legislation. Testimony was heard from public witnesses.

HAZARDOUS MATERIALS TRANSPORTATION ACT AUTHORIZATION

Committee on Energy and Commerce: Subcommittee on Commerce, Transportation and Tourism held a hearing on the authorization for the Hazardous Materials Transportation Act for fiscal year 1982. Testimony was heard from Howard Dugoff, Administrator, Research and Special Programs, Department of Transportation.

HEALTH MANPOWER

Committee on Energy and Commerce: Subcommittee on Health and the Environment concluded hearings on the health manpower issue. Testimony was heard from public witnesses.

PETROLEUM ENFORCEMENT PROGRAM

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing on the advisability of proposed budget reductions in DOE's

petroleum enforcement program. Testimony was heard from the following representatives of the Department of Energy: Gordon Harvey, Assistant Administrator for Enforcement, Economic Regulatory Commission; Carl Corrallo, Solicitor, Office of the Special Counsel for Compliance; Jerome Weiner, Director of Special Investigations, Office of the General Counsel and Ken Jones, Program Director of Crude Resellers, South West District, Office of Enforcement, New Orleans, Louisiana.

FOREIGN ASSISTANCE

Committee on Foreign Affairs: Subcommittee on Europe and the Middle East held a hearing on fiscal year 1982 Foreign Assistance requests for Jordan, Lebanon, Oman and the Yeman Arab Republic. Testimony was heard from Al White, Acting Assistant Administrator, Near East Bureau, AID; from the following representatives of the Department of State: Morris Draper, Deputy Assistant Secretary, Bureau of Near East and South Asian Affairs and Joseph Twinam, Deputy Assistant Secretary, Bureau of Near Eastern and South Asian Affairs; and Col. Homer D. McKalip, Chief of Middle East and South Asia Division, Operations Directorate, Defense Security Assistance Agency, Department of Defense.

FOREIGN ASSISTANCE

Committee on Foreign Affairs: Subcommittee on Human Rights and International Organizations held a hearing on Foreign Assistance legislation for fiscal year 1982: Review of the State Department's "Country Reports on Human Rights Practices." Testimony was heard from Patricia M. Derian, former Assistant Secretary of State for Human Rights and Humanitarian Affairs and public witnesses.

HAZARDOUS PRODUCTS

Committee on Foreign Affairs: Subcommittee on International Economic Policy and Trade held a hearing on the export of hazardous products. Testimony was heard from public witnesses.

STATE DEPARTMENT AUTHORIZATION

Committee on Foreign Affairs: Subcommittee on International Operations held a hearing on fiscal years 1982 and 1983 State Department authorization. Testimony was heard from the following representatives of the Department of State: Diego C. Asencio, Assistant Secretary for Consular Affairs; Richard Smyser, Acting Director, Bureau for Refugee Programs; Chris Holmes, Deputy Assistant Secretary for Refugee Programs, and Frank Moss, Director, Office of Program and Budget for Refugee Programs.

FOREIGN ASSISTANCE

Committee on Foreign Affairs: Subcommittee on International Security and Scientific Affairs held a hearing on Foreign Assistance legislation for fiscal year 1982: Security Assistance Programs Worldwide. Testimony was heard from public witnesses.

INSPECTOR GENERAL REPORTS

Committee on Government Operations: Subcommittee on Manpower and Housing concluded hearings on HUD management's responsiveness to Inspector General reports. Testimony was heard from the following representatives of the Department of Housing and Urban Development: George O. Hipps, Jr., Acting Deputy Assistant Secretary for Housing, and Daniel Hughes, Special Assistant to the Secretary.

MX MISSILE SYSTEM

Committee on Interior and Insular Affairs: Subcommittee on Public Lands and National Parks held an oversight hearing on the MX Missile System. Testimony was heard from Hugh J. Wessinger, Associate Director of the Community and Economic Development Division, GAO.

DRUG ENFORCEMENT ADMINISTRATION

Committee on the Judiciary: Subcommittee on Crime held an oversight hearing on the Drug Enforcement Administration. Testimony was heard from Peter B. Bensinger, Administrator, Drug Enforcement Administration, Department of Justice.

MARINE SANCTUARIES PROGRAM

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography and the Subcommittee on Fisheries and Wildlife Conservation and the Environment held a joint hearing on the reauthorization of the Marine Sanctuaries Program, title III of the Marine Pollution, Research and Sanctuaries Act. Testimony was heard from Robert Knecht, Acting Assistant Administrator of Coastal Zone Management, NOAA, Department of Commerce and public witnesses.

POSTAL SERVICE FINANCES; 9-DIGIT ZIP-CODE SYSTEM

Committee on Post Office and Civil Service: Subcommittee on Postal Operations and Services and the Subcommittee on Postal Personnel and Modernization held a joint hearing on Postal Service finances and operations and on the proposed 9-digit zip-code system. Testimony was heard from William F. Bolger, Postmaster General, U.S. Postal Service.

ECONOMIC AND REGIONAL DEVELOPMENT PROGRAMS

Committee on Public Works and Transportation: Subcommittee on Economic Development continued hearings to conduct an extensive review and assessment of all economic and regional development programs. Testimony was heard from Malcolm Baldrige, Secretary of Commerce and public witnesses.

Hearings continue tomorrow.

SURFACE TRANSPORTATION PROGRAMS

Committee on Public Works and Transportation: Subcommittee on Surface Transportation held a hearing on the impact of the President's Budget recommendations on Surface Transportation programs. Testimony was heard from Andrew L. Lewis, Jr., Secretary of Transportation.

DOE AUTHORIZATION

Committee on Science and Technology: Subcommittee on Energy Development and Applications continued hearings on Department of Energy fiscal year 1982 authorization: Fossil Energy. Testimony was heard from Robert LeGassie, Assistant Secretary for Fossil, Department of Energy.

Hearings continue tomorrow.

NOAA

Committee on Science and Technology: Subcommittee on Natural Resources, Agriculture Research and Environment held a hearing on NOAA fiscal year 1982 budget authorization. Testimony was heard from the following representatives of the National Oceanic and Atmospheric Administration, Department of Commerce: James P. Walsh, Acting Administrator; Dr. Richard E. Hallgren, Acting Assistant Administrator Dr. Ferris Webster, Assistant Administrator for Refor Oceanic and Atmospheric Administration; and search and Development.

Hearings continue March 19.

NSF AUTHORIZATION

Committee on Science and Technology: Subcommittee on Science, Research and Technology continued hearings on NSF fiscal year 1982 budget authorization with emphasis on Biological and Behavioral Sciences Directorate. Testimony was heard from the following representatives of the National Science Foundation: Dr. John Slaughter, Director; Dr. Donald Langenberg, Deputy Director; Eloise E. Clark, Assistant Director for Biological Behavioral Social Sciences, and Ernestine Friedl, member, National Science Board; and public witnesses.

Hearings continue March 17.

NASA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Space Science and Applications continued hearings on NASA fiscal year 1982 budget authorization. Testimony was heard from the following representatives of NASA: Dr. Walter Olstead, Acting Associate Administrator, Aeronautics and Space Technology and Dr. David Morrision, Acting Deputy Associate Administrator, Office of Space Science.

Hearings continue March 17.

DOE AUTHORIZATION

Committee on Science and Technology: Subcommittee on Transportation continued hearings on DOE fiscal year 1982 budget authorization. Testimony was heard from public witnesses.

BUDGET REPORT

Committee on Small Business: Met to consider budget recommendations for report to the Committee on the Budget.

Will continue March 18.

VETERANS' PROGRAMS

Committee on Veterans' Affairs: Subcommittee on Education, Training and Employment met in executive session to consider fiscal year 1982 budget for VA education, training and employment programs.

BUDGET REPORT

Committee on Ways and Means: Subcommittee on Health approved recommendations for the report to the Budget Committee.

BUDGET CUTS

Committee on Ways and Means: Subcommittee on Public Assistance and Unemployment Compensation concluded hearings on the Administration's proposed spending reductions in the unemployment compensation, public assistance and social services programs. Testimony was heard from Representative Petri; Raymond J. Donovan, Secretary of Labor; Lawrence Weatherford, Acting Deputy Assistant Secretary for Employment and Training, Department of Labor, and public witnesses.

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Friday, March 13, 1981

Senate

Chamber Action

Routine Proceedings, pages 4381–4391

Bills Introduced: Five bills and one resolution were introduced, as follows: S. 712–716 and S. Res. 95.

Pages 4381, 4383–4384

Statements on Introduced bills: Pages 4381–4383

Notices of Committee Hearings: Page 4384

Additional Statements: Pages 4384–4391

Recess: Senate met at 11 a.m., in a pro forma session, and recessed at 11:01 a.m., until 12 noon, on Tuesday, March 17, 1981.

Committee Meetings

FOOD/AGRICULTURE PROGRAMS

Committee on Agriculture, Nutrition, and Forestry: Committee continued hearings on proposed reauthorizations of food and agriculture programs administered

by the Department of Agriculture, receiving testimony from Robert H. Rumler, Holstein-Friesian Association of America, Brattleboro, Vermont; Cornelia Swayze, Vermont Sheep Breeders Association, Tunbridge, Vermont; and Herman Natwick, Minnesota Cattlemen's Association, Ada.

Hearings continue on Monday, March 16.

ENERGY—NATIONAL SECURITY/DEFENSE

Committee on Armed Services: Subcommittee on Strategic and Theater Nuclear Forces held open and closed hearings on the national security implications of the worldwide energy situation, and to review the Department of Energy's defense programs, receiving testimony in open session from James B. Edwards, Secretary of Energy, Peter Borre, Acting Assistant Secretary of Energy for International Affairs, and Robert L. Morgan, Acting Assistant Secretary of Energy for Defense Programs; and in closed session from Secretary Edwards, Mr. Morgan, General Mahlon Gates, Acting Assistant Secretary of Energy for Nuclear Energy, and James P. Wade, Assistant to the Secretary of Defense for Atomic Energy.

Subcommittee recessed subject to call.

AUTHORIZATIONS—AMTRAK

Committee on Commerce, Science, and Transportation: Subcommittee on Surface Transportation held hearings on proposed authorizations for fiscal years 1982 and 1983 for the National Railroad Passenger Corporation (Amtrak), receiving testimony from Robert Blanchette, Administrator, Federal Railroad Administration, Department of Transportation; Alan Boyd, President, Amtrak; Arthur Lewis, American Bus Association, and Ross Capon, National Association of Railroad Passengers, both of Washington, D.C.; and Mayor William A. Briare, Las Vegas, Nevada.

Hearings continue on Tuesday, March 17.

BUDGET—NATURAL RESOURCES

Committee on Energy and Natural Resources: Committee concluded hearings to review those items in the President's budget for fiscal year 1982 which fall within its legislative jurisdiction, and on recommendations which it will make thereon to the Committee on the Budget, after receiving testimony on natural resource programs from James Watt, Secretary of the Interior; and Max Peterson, Chief, U.S. Forest Service, Department of Agriculture.

Committee will begin consideration of these and other programs on Tuesday, March 17.

BUDGET

Committee on Environment and Public Works: Committee completed its review of those items in the President's budget for fiscal year 1982 which fall within the committee's legislative jurisdiction and agreed on recommendations which it will make thereon to the Committee on the Budget.

INTELLIGENCE BRIEFING

Select Committee on Intelligence: Committee met in closed session to receive a briefing on worldwide intelligence matters, made no announcements, and will meet again on Wednesday, March 18.

BUDGET—SBA PROGRAMS

Select Committee on Small Business: Committee held hearings to review those items in the President's budget for fiscal year 1982 which fall within its legislative jurisdiction and consider recommendations which it will make thereon to the Budget Committee, receiving testimony from Roger Jones, Acting Administrator, Small Business Administration; and David A. Stockman, Director, Office of Management and Budget.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 5 public bills, H.R. 2515–2519; 2 private bills, H.R. 2520 and 2521; and 2 resolutions, H. Con. Res. 92 and 93, were introduced. Page 4402

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Price as Speaker pro tempore for today. Page 4392

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Adjourned at 11:31 a.m.

Committee Meetings

FARM BILL

Committee on Agriculture: Subcommittee on Conservation, Credit and Rural Development continued hearings on the farm bill of 1981, with emphasis on agricultural credit issues. Testimony was heard from Representative Stangeland and public witnesses.

Hearings continue March 16.

FARM BILL

Committee on Agriculture: Subcommittee on Department Operations, Research and Foreign Agriculture held a hearing on the farm bill of 1981 with emphasis on P.L. 480 (Food for Peace) extension. Testimony was heard from Representative Daschle; Richard E. Lyng, Deputy Secretary of Agriculture and public witnesses.

Hearings continue March 19.

AGRICULTURAL APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture held a hearing on Federal Crop Insurance Cor-

poration. Testimony was heard from Roland Wentzel, Acting Deputy Manager, Federal Crop Insurance Corporation, USDA.

COMMERCE-JUSTICE-STATE-THE JUDICIARY AND RELATED AGENCIES

Committee on Appropriations: Subcommittee on Commerce-Justice-State-the Judiciary and Related Agencies held a hearing on Federal Maritime Commission and the Board for International Broadcasting. Testimony was heard from Dr. Leslie Kanuk, Acting Chairman, Federal Maritime Commission and Charles Ablard, Acting Chairman, Board for International Broadcasting.

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Subcommittee on the District of Columbia held a hearing on Public Safety and Justice. Testimony was heard from the following representatives of the Government of the District of Columbia: Burtell Jefferson, Police Chief and Norman Richardson, Fire Chief.

ECONOMY

Committee on the Budget: Task Force on Economic Policy, Productivity and Federalism continued hearings on tax and economic policies. Testimony was heard from public witnesses.

BUDGET CUTS

Committee on the Budget: Task Force on Energy and the Environment continued hearings on fiscal year 1982 budget proposals and proposed effects of President Reagan's budget cut proposals. Testimony was heard from public witnesses.

Hearings continue March 16.

BUDGET CUTS

Committee on the Budget: Task Force on Human Resources and Block Grants continued hearings on ways to reduce Federal spending in program areas. Testimony was heard from public witnesses.

Hearings continue March 16.

TAX POLICY

Committee on the Budget: Task Force on Tax Policy concluded hearings on President Reagan's tax policy proposals as well as alternative tax proposals. Testimony was heard from Representative Rousselot and public witnesses.

CONSUMER PRODUCT SAFETY COMMISSION REAUTHORIZATION

Committee on Energy and Commerce: Subcommittee on Health and the Environment continued hearings on the reauthorization of the Consumer Product Safety Commission. Testimony was heard from the following representatives of the Consumer Product Safety Commission: Stuart Statler, Acting Chairman; David Pittle, Commissioner; Edith Barksdale Sloan, Commissioner and Sam Zagoria, Commissioner.

FOREIGN ASSISTANCE

Committee on Foreign Affairs: Held a hearing on the Administration's fiscal year 1982 Foreign Assistance request. Testimony was heard from Russell E. Train, Co-Chairman of the Committee on the Year 2000; Larry Minear, Secretary, Interreligious Task Force on U.S. Food Policy and public witnesses.

Hearings continue March 18.

ECONOMIC AND REGIONAL DEVELOPMENT PROGRAMS

Committee on Public Works and Transportation: Subcommittee on Economic Development continued hearings to conduct an extensive review and assessment of all economic and regional development programs. Testimony was heard from Alfred P. Smith, Jr., Federal Co-Chairman, Appalachian Regional Commission; John Y. Brown, Jr., Governor of Kentucky and public witnesses.

DOE AUTHORIZATION

Committee on Science and Technology: Subcommittee on Energy Development and Applications continued hearings on Department of Energy fiscal year 1982 authorization: Energy Extension Service. Testimony was heard from public witnesses.

Hearings continue March 16.

DOE AUTHORIZATION

Committee on Science and Technology: Subcommittee on Natural Resources, Agricultural Research and Environment held a hearing on DOE fiscal year 1982 budget authorization. Testimony was heard from the following representatives of the Department of Energy: Alex Fremling, Acting Assistant Secretary for Environmental Protection, Safety and Emergency Preparedness and Douglas Pewitt, Acting Director, Office of Energy Research.

SOCIAL SECURITY FINANCING

Committee on Ways and Means: Subcommittee on Social Security continued hearings on social security financnig issues. Testimony was heard from David A. Stockman, Director, Office of Management and Budget and public witnesses.

Hearings continue March 16.

Tuesday, March 17, 1981

Senate

Chamber Action

Routine Proceedings, pages 4441–4548

Bills Introduced: Seventeen bills and seven resolutions were introduced, as follows: S. 717–733, S.J. Res. 47–48, and S. Res. 96–100.

Pages 4456–4458, 4487, 4530–4533, 4547–4548

Measures Agreed to:

Warren G. Magnuson: Senate agreed to S. Res. 96, expressing the appreciation and gratitude of the Senate to Warren G. Magnuson for service to the country.

Pages 4456–4458

Joseph Rosenthal: Senate agreed to S. Res. 100, honoring Joseph Rosenthal for his contribution to the American people and to the world as a photographer.

Pages 4447–4448

Milk Price Supports: Senate began consideration of S. 509, repealing authority for a semiannual increase in dairy price supports, and the following amendment proposed thereto:

Melcher unprinted amendment No. 14 (printed amendment No. 8), establishing a section 22 quota on the importation of casein products into the United States. (By 45 yeas to 53 nays, Senate failed to agree to a motion to table the amendment.) The amendment is still pending. Pages 4460–4480

Authority for Committees To File: All committees were authorized to file reports on Wednesday, March 18, 1981, between 9 a.m. and 3 p.m. Page 4447

Confirmations: Senate confirmed the following nominations:

C. W. McMillan, of Virginia to be an Assistant Secretary of Agriculture.

Angela M. Buchanan, of the District of Columbia, to be Treasurer of the United States.

David B. Swoap, of Virginia, to be Under Secretary of Health and Human Services.

Ricardo M. Urbina, to be an Associate Judge of the Superior Court of the District of Columbia.

Thorne G. Auchter, of Florida, to be an Assistant Secretary of Labor. Page 4460

Nominations: Senate received the following nominations: During the recess of the Senate, on March 16:

Lenore Annenberg, of Pennsylvania, for the rank of Ambassador during her tenure of service as Chief of Protocol for the White House. Received today:

Myer Rashish, of the District of Columbia, to be Under Secretary of State for Economic Affairs.

Elliott Abrams, and Chester A. Crocker, both of the District of Columbia, and John H. Holdridge, of Maryland, each to be an Assistant Secretary of State.

Norman B. Ture, of Virginia, to be Under Secretary of the Treasury.

Beryl W. Sprinkel, of Illinois, to be Under Secretary of the Treasury for Monetary Affairs.

Philip D. Winn, of Colorado, to be an Assistant Secretary of Housing and Urban Development.

Raymond A. Peck, Jr., of the District of Columbia, to be Administrator of the National Highway Traffic Safety Administration.

Arthur E. Teele, Jr., of Florida, to be Urban Mass Transportation Administrator.

Loret M. Ruppe, of Michigan, to be Director of the Peace Corps.

One Air Force nomination in the rank of General.

Routine lists of nominations in the Army, Navy, and Coast Guard. Pages 4448–4460

Presidential Message: Senate received a message from the President reporting budget rescissions and deferrals, which was referred jointly to the Committees on Appropriations, Budget, Commerce, Science, and Transportation, Environment and Public Works, Agriculture, Nutrition, and Forestry, Labor and Human Resources, Energy and Natural Resources, Banking, Housing, and Urban Affairs, Finance, Veterans' Affairs, the Select Committee on Small Business, Governmental Affairs, Armed Services, and Judiciary. (PM–37). Page 4486

Messages From the President: Page 4486

Measures Referred: Page 4487

Statements on Introduced Bills: Page 4487

Amendments Submitted for Printing: Page 4529

Notices of Hearings: Page 4529

Committee Authority To Meet: Pages 4529–4530

Additional Statements: Pages 4533–4546

Nominations: Pages 4548–4559

Confirmations: Page 4558

Record Votes: One record vote was taken today (Total—33). Page 4478

Recess: Senate met at 12 Noon, and recessed at 5:44 p.m., until 11 a.m., on Thursday, March 19, 1981. (For Senate's program see remarks of Senator Baker in today's Record on page 4548.)

Committee Meetings

FOOD/AGRICULTURE PROGRAMS

Committee on Agriculture, Nutrition, and Forestry: On Monday, March 16, committee resumed hearings on proposed reauthorizations of food and agriculture programs administered by the Department of Agriculture,

receiving testimony on proposed reductions in the Food Stamp program from Baltasar Garrada, Resident Commissioner of Puerto Rico; Governor Carlos Romero, San Juan, Puerto Rico; Richard Weisskoff, Iowa State University, Ames; Sammie L. Puett, Tennessee Department of Human Services, Nashville; John C. Fredericks, New York Department of Social Services, Albany; Edward L. Richards, Texas Department of Human Resources, Austin, representing the National Welfare Fraud Association; Rt. Rev. Eugene A. Marino, Archdiocese of Washington, D.C., representing the U.S. Catholic Conference; Rt. Rev. John T. Walker, Episcopal bishop of Washington, D.C., representing the Interfaith Conference; Mary Nelson, Lutheran Family Mission, Chicago, Illinois, representing the Lutheran Council in the U.S.A.; Rev. Richard Wood, Illinois Consortium of Government Concerns, Springfield; William H. Shaker, National Tax Limitation Committee, and Nancy Amedei, Food Research and Action Center, both of Washington, D.C.; and Delton Ponder, Hattiesburg, Mississippi.

Hearings continue on Thursday, March 19.

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee on Agriculture and Related Agencies held hearings to review the overall proposed budget for the Department of Agriculture, receiving testimony from John R. Block, Secretary; Richard Lyng, Deputy Secretary; Stephen B. Dewhurst, Budget Officer, and J. Dawson Ahalt, Chairman, World Food and Agricultural Outlook and Situation Board, all of the Department of Agriculture.

Hearings continue tomorrow.

APPROPRIATIONS—ENERGY

Committee on Appropriations: Subcommittee on Energy and Water Development resumed hearings on proposed budget estimates for fiscal year 1982 for the Department of Energy, receiving testimony in behalf of departmental administration programs from William S. Heffelinger, Director of Administration; Peter Borre, Acting Assistant Secretary of Energy for International Affairs; Roger LeGassie, Acting Director, Office of Policy, Planning and Analysis; John Daly, Acting Assistant Secretary of Energy for Congressional, Intergovernmental, and Public Affairs; James Wright, Assistant Inspector General, and Eric Fygi, Acting General Counsel, all of the Department of Energy.

Hearings continue tomorrow.

APPROPRIATIONS—VETERANS' ADMINISTRATION

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held hearings on proposed budget estimates for fiscal year 1982 for the Veterans' Administration, receiving testimony from R. H. Wilson, Acting Administrator, who was accompanied by several of his associates, all of the Veterans' Administration.

Subcommittee will meet again on Wednesday, April 1.

APPROPRIATIONS—JUSTICE

Committee on Appropriations: Subcommittee on State, Justice, Commerce, and the Judiciary held hearings on proposed budget estimates for fiscal year 1982 for the Department of Justice, receiving testimony in behalf of funds for the Office of the Attorney General from William French Smith, Attorney General, who was accompanied by several of his associates, all of the Department of Justice.

Hearings continue tomorrow.

APPROPRIATIONS—LABOR/HEALTH

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education held hearings on proposed budget estimates for fiscal year 1982 for various institutes of the National Institute of Health, receiving testimony in behalf of funds for the National Institute on Aging, the Alcohol, Drug Abuse and Mental Health Administration, the Health Resources Administration, the Office of Assistant Secretary of Health and Human Services for Health, and the Health Care Financing Administration from numerous public witnesses.

On Monday, the subcommittee held hearings on proposed budget estimates for fiscal year 1982 for the Department of Labor, the Health Services Administration, and the Center for Disease Control, receiving testimony from numerous public witnesses.

Hearings continue on Wednesday, March 18.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Manpower and Personnel resumed hearings on proposed authorizations for fiscal year 1982 for the Department of Defense, receiving testimony on military compensation programs from Maj. General R. Dean Tice, Deputy Assistant Secretary of Defense for Military Personnel Policy.

Subcommittee will meet again on Tuesday, March 24.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Sea Power and Force Projection resumed open hearings on proposed authorizations for fiscal year 1982 for the Department of Defense, receiving testimony on naval forces sea power from Vice Admiral William H. Rowden, Deputy Chief of Naval Operations for Surface Warfare; Major General D'Wayne Gray, Deputy Assistant Chief of Marine Corps Staff for Plans, Policies and Operations/Director of Operations, Headquarters, U.S.

Marine Corps; Vice Admiral Earl B. Fowler, Jr., Commander, Naval Sea Systems Command, and Rear Admiral Dickenson Smith, Director, Attack Submarine Division, Office of the Chief of Naval Operations.

Hearings continue on Thursday, March 19.

CONGRESSIONAL BUDGET

Committee on the Budget: Committee continued markup of proposed revisions to the Second Concurrent Budget Resolution for fiscal year 1981, incorporating fiscal year 1982 reconciliation instructions (S. Con. Res. 9), but did not complete action thereon.

On Monday, March 16, committee began markup of the aforementioned revisions.

Committee will meet again tomorrow.

AUTHORIZATIONS—AMTRAK

Committee on Commerce, Science, and Transportation: Subcommittee on Surface Transportation concluded hearings on proposed authorizations for fiscal years 1982 and 1983 for the National Railroad Passenger Corporation (Amtrak), after receiving testimony from Henry Eschwege, Director, Community Development, General Accounting Office; Frank Mulvey, Northeastern University, Boston, Massachusetts; Richard S. Simons, Amtrak for Marion Committee, Marion, Indiana; Steve Farrell, "Retain the Train", Kenova, West Virginia; John DeLora, Michigan Passenger Foundation, Detroit, Michigan; John Pruis, Ball Corporation, Muncie, Indiana; and Fred Kroll, Railway Labor Executives' Association, AFL–CIO, John Barnum, White & Case, and Len Rippa, National Taxpayers Union, all of Washington, D.C.

BUDGET

Committee on Energy and Natural Resources: Committee met to consider those matters and programs in the President's budget for fiscal year 1982 which fall within the committee's jurisdiction with a view toward submitting its views and budgetary recommendations to the Committee on the Budget, did not complete action thereon and will meet again tomorrow.

TVA

Committee on Environment and Public Works: Committee concluded oversight hearings on the activities of the Tennessee Valley Authority, after receiving testimony from Representatives Beard, Duncan, and Bouquard; Robert L. Sansom, Energy and Environmental Analysis, Inc., Arlington, Virginia; Bill Troy and Owen Nichols, both of the Tennessee Valley Energy Coalition, Knoxville, Tennessee; Frank Martin, Fort Payne, Alabama; Henry Broderson, Franklin, Kentucky; Don Eddelmon and Thomas McCarthy, both of the Tennessee Valley Industrial Committee, Columbia, Tennessee; L. C. Burkhalter, Valley Jobs Alliance, Clarksville, Tennessee; William D. Towers, Tennessee Valley Public Power Association, Rogersville, Tennessee; John S. McQueen, Electric Power Board of Chattanooga, Tennessee; and Travis Turberville, Reynolds Metals, Sheffield, Alabama.

On Monday, March 16, committee began oversight hearings on the activities of the TVA, receiving testimony from William F. Willis, General Manager; George H. Kimmons, Manager of Engineering, Design, and Construction; Hugh G. Parris, Manager of Power; John G. Stewart, Manager of Planning and Budget; Herbert S. Sanger, Jr., General Counsel; James R. Durall, Assistant Manager of Power, and Allan Pulsipher, Chief Economist, all officials of the Tennessee Valley Authority; and John Brown, Group Director, Electricity Group; Douglas McCullough, Deputy Director, and John Sprague, Associate Director, Federal Resources and Electricity, all of the Energy and Minerals Division, General Accounting Office.

SPENDING REDUCTIONS/ECONOMIC RECOVERY

Committee on Finance: Committee began hearings on the Administration's proposed spending reduction proposals for economic recovery, receiving testimony from Richard S. Schweiker, Secretary of Health and Human Services.

Hearings continue tomorrow.

BUDGET

Committee on Finance: On Monday, March 16, committee completed its review of those matters and programs in the President's budget for fiscal year 1982 which fall within the committee's jurisdiction, and agreed on recommendations which it will make thereon to the Committee on the Budget.

TAX PROPOSALS

Committee on Finance: On Monday, March 16, Subcommittee on Taxation and Debt Management concluded hearings on miscellaneous tax proposals, after receiving testimony as follows:

S. 483, exempting certain State-regulated wagering from the 2 percent Federal excise tax on wagering, from Senator Cannon; and Lee Walker, Santa Anita Race and Sports Book, Las Vegas, Nevada;

S. 352, assuring that the Federal political contributions income tax credit applies to contributions to a political organization whether used for or against candidates, from John T. Dolan, National Conservative Political Action Committee, Arlington, Virginia; and John Kochevar and Christine Vaughn, both representing the Chamber of Commerce of the United States, Arthur Eisenberg, American Civil Liberties Union, Paul D. Kamenar, Washington Legal Foundation, and Robert F. Bauer, Democratic Senatorial Campaign Committee, all of Washington, D.C.;

S. 502, exempting qualified foreign pension plans from the 30 percent withholding tax on foreign invest-

ments in the United States, from Malcolm MacKinnon, The Prudential Insurance Company of America, Newark, New Jersey; and Harrison Givens, Jr., and Theodore R. Groom, both of the Equitable Life Assurance Society of the United States, and Bernard F. Curry, Morgan Guaranty Trust Company, representing the American Bankers Association, all of New York City; and

S. 565, increasing the dollar limit for the moving expense deduction, from Karin Lamb, Baxter Travenol Laboratories, Inc., Deerfield, Illinois; Loren R. Schulenberg, 3M business Products, St. Paul, Minnesota; William D. North, National Association of Realtors, Arlington Heights, Illinois; John E. Otto, Executive Assistant Director, Federal Bureau of Investigation, and Frederick Rody, Deputy Administrator, Drug Enforcement Administration, both of the Department of Justice; and Larry G. Powers, Employee Relocation Council, Washington, D.C.

BUSINESS MEETING

Committee on Foreign Relations: Committee held a business meeting where it ordered favorably reported the following items:

H. Con. Res. 85, congratulating the Government and people of Spain on their commitment to democracy; and

The nomination of O. Rudolph Aggrey, of the District of Columbia, to be a Foreign Service Officer of the Class of Career Minister, a Consular Officer, and a Secretary in the Diplomatic Service.

Also, committee considered those matters and programs in the President's budget for fiscal year 1982 which fall within its legislative jurisdiction with a view toward submitting its views and budgetary recommendations to the Committee on the Budget, but did not complete action thereon.

NOMINATIONS

Committee on Foreign Relations: On Monday, March 16, committee concluded hearings on the nominations of Charles M. Lichenstein, of the District of Columbia, to be the Alternate Representative for Special Political Affairs in the United Nations, and James L. Malone, of Virginia, to be Assistant Secretary of State for Oceans and International Environmental and Scientific Affairs, after the nominees testified and answered questions in their own behalf. Mr. Malone was introduced by Senator Harry F. Byrd, Jr.

AUTHORIZATIONS—OLDER AMERICANS

Committee on Labor and Human Resources: Subcommittee on Aging, Family and Human Services held hearings on proposed legislation authorizing funds for the Older Americans Act, receiving testimony from Senator Jepsen; Albert Angrisani, Assistant Secretary of Labor for Employment and Training; Gene Handelsman, Acting Commissioner, Administration on Aging, Office of Human Development Services, Department of Health and Human Services; David Rust, Executive Director, White House Conference on Aging; Thomas J. Abbott, Jr., National Association of Nutrition and Aging Service Programs, Troy, New York; Martin Janis, Ohio Commissioner on Aging, Columbus; and Lou Glasse, National Association of State Units on Aging, Robert Dolsen, National Association of Area Agencies on Aging. Cyril Brickfield, Leadership Council of Aging Organizations, and Edward Howard and Donald Davis, both representing the National Council on Aging, all of Washington, D.C.

Hearings were recessed subject to call.

SENATE CODE OF CONDUCT

Select Committee on Ethics: Committee met to further discuss proposed revisions of the Senate Code of Official Conduct, made no announcements, and will meet again on Thursday, March 19.

AUTHORIZATIONS—INTELLIGENCE

Select Committee on Intelligence: Subcommittee on the Budget resumed closed hearings on proposed authorizations for fiscal year 1982 for intelligence activities of the United States, receiving testimony from officials of the intelligence community.

Full committee will continue these hearings on tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 47 public bills, H.R. 2522–2568; 9 private bills, H.R. 2569–2577; and 2 resolutions, H.J. Res. 208, and H. Con. Res. 94 were introduced.

Pages 4438–4439

Resignation of Member: Read and accepted a letter from Representative Hinson wherein he resigns as a Member of the 97th Congress effective April 13, 1981.

Page 4423

FDR Memorial Commission: The Speaker appointed as members of the Franklin Delano Roosevelt Memorial Commission, the following Members, on the part of the House: Representatives Howard, Zeferetti, Fish, and Green.

Page 4423

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Adjourned at 1:40 p.m.

Committee Meetings

FARM BILL

Committee on Agriculture: Subcommittee on Cotton, Rice, and Sugar continued hearings on the 1981 farm

bill with emphasis on sugar. Testimony was heard from Representatives Breaux, Traxler and Akaka and public witnesses.

Hearings continue March 19.

FARM BILL

Committee on Agriculture: Subcommittee on Domestic Marketing, Consumer Relations, and Nutrition continued hearings on the 1981 farm bill—food stamps. Testimony was heard from Members of Congress; Carlos Romero Barcelo, Governor of Puerto Rico and public witnesses.

Hearings continue tomorrow.

MILK PRICE SUPPORT

Committee on Agriculture: Subcommittee on Livestock, Dairy and Poultry con tinued hearing on H.R. 1986, to amend section 201 of the Agricultural Act of 1949, as amended, to delete the requirement that the support price of milk be adjusted semiannually. Testimony was heard from George Dunsmore, Commissioner of Agriculture, State of Vermont; Steve Wenzel, member, House of Representatives, State of Minnesota and public witnesses.

Hearings continue tomorrow.

BUDGET REPORT

Committee on Agriculture: On March 16, the Committee continued to consider budget recommendations for March report to the Committee on the Budget.

FARM BILL

Committee on Agriculture: On March 16, the Subcommittee on Conservation, Credit and Rural Development continued hearings on the farm bill of 1981, with emphasis on rural development matters. Testimony was heard from departmental and public witnesses.

ALCOHOL FUELS AND BIOMASS PROGRAM

Committee on Agriculture: On March 16, the Subcommittee on Forests, Family Farms and Energy met to consider the administration's proposal to delete loan guarantees for the alcohol fuels and biomass program contained in the Energy Security Act of 1980. Testimony was heard from Representatives Fithian and Glickman; departmental and public witnesses.

AGRICULTURAL APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture held a hearing on Food Safety and Quality Service. Testimony was heard from Donald L. Houston, Administrator, Food Safety and Quality Service, USDA.

On March 16, the Subcommittee held a hearing on Food and Nutrition Service. Testimony was heard from Gene P. Dickey, Acting Administrator, Food and Nutrition Service, USDA.

COMMERCE—JUSTICE—STATE—THE JUDICIARY AND RELATED AGENCIES

Committee on Appropriations: Subcommittee on Commerce-Justice-State-The Judiciary and Related Agencies held a hearing on Administration of Foreign Affairs, Department of State. Testimony was heard from Richard Kennedy, Under Secretary of State for Management.

The Subcommittee also met in executive session to hear Alexander M. Haig, Jr., Secretary of State.

On March 16, the Subcommittee held a hearing on Small Business Administration. Testimony was heard from Roger Jones, Acting Administrator, SBA.

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Subcommittee on the District of Columbia held a hearing on Public Safety and Justice. Testimony was heard from Theodore R. Newman, Chief Judge, District of Columbia Appeals Court; H. Carl Moultrie, Chief Judge, District of Columbia Superior Court, and Stephen Danzansky, Chairman, Law Revision Commission.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development held a hearing on Assistant Secretary for Management and Administration, Department of Energy Assistant Secretary for Congressional, Intergovernmental and Public Affairs, Assistant Secretary for International Affairs, Office of Policy, Planning and Analysis; General Counsel; Inspector General. Testimony was heard from William S. Heffelfinger, Director of Administration, Department of Energy.

On March 16, the Subcommittee held a hearing on Power Marketing Administration. Testimony was heard from the Administrators of the Power Marketing Administrations.

HUD—INDEPENDENT AGENCIES

Committee on Appropriations: Subcommittee on HUD—Independent Agencies held a hearing on Federal Emergency Management Agency. Testimony was heard from Bernard Gallagher, Acting Director, Federal Emergency Management Agency.

Hearings continue tomorrow.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Bureau of Land Management. Testimony was heard from Ed Hastey, Acting Director, Bureau of Land Management, Department of the Interior.

On March 16, the Subcommittee held a hearing on Office of Water Research and Technology. Testimony

was heard from Gary Cobb, Director, Office of Water Research and Technology, Department of the Interior.

LABOR—HHS AND EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor—HHS and Education held a hearing on Community Services Administration, 1982 and rescissions, on Corporation for Public Broadcasting 1982 and 1983 rescissions and 1984 budget request, and National Commission on Student Financial Assistance; 1981 Supplemental, 1982 budget. Testimony was heard from departmental witnesses.

On March 16, the Subcommittee held a hearing on ACTION 1982 and 1981 rescissions. Testimony was heard from Dana Rodgers, Acting Director, ACTION.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on Federal Highway Administration. Testimony was heard from Ray Barnhart, Administrator, Federal Highway Administration, Department of Transportation.

On March 16, the Subcommittee heard testimony from Andrew L. Lewis, Jr., Secretary of Transportation.

Hearings continue tomorrow.

BUDGET REPORT; REPROGRAMMING; RAPID DEPLOYMENT FORCE

Committee on Armed Services: Approved budget recommendations for the March report to the Committee on the Budget. Approved a pending reprogramming request.

Prior to that action, the Committee held a hearing on the pending reprogramming. Testimony was heard from RAdm. Richard A. Miller, Director, Fiscal Management Division, Office of the Chief of Naval Operations, Department of the Navy.

The Committee also held a hearing on policy matters with regard to the Rapid Deployment Force. Testimony was heard from Gen. David C. Jones, U.S. Air Force; Gen. Robert C. Mathis, Vice Chief of Staff of the Air Force; Adm. Thomas B. Hayward, Chief of Naval Operations; Gen. Edward C. Meyer, Chief of Staff of the Army and Gen. Robert H. Barrow, Commandant of the Marine Corps.

DEFENSE BUDGET

Committee on Armed Services: On March 16, the Subcommittee on Military Personnel and Compensation and the Subcommittee on Readiness held a joint hearing on the civilian manpower portion of the fiscal year 1982 Defense budget. Testimony was heard from Robert A. Stone, Acting Assistant Secretary for Defense for Manpower, Reserve Affairs and Logistics; Maj. Gen. H. S. Long, Jr., Director of Manpower Programs and Budget, Department of the Army; RAdm. R. A. Miller, Director, Office of Budget and Reports, Office of the Comptroller, Department of the Navy, and Maj. Gen. Mele Vojvodich, Jr., Director of Personnel Programs, Department of the Air Force.

DEFENSE BUDGET

Committee on Armed Services: On March 16, Subcommittee on Procurement and Military Nuclear Systems continued hearings on the procurement portions of the fiscal year 1982 Defense budget with emphasis on Army air defense requirements and Army procurement programs (PATRIOT, ROLAND, DIVADS). Testimony was heard from Maj. Gen. James P. Maloney, Director of Weapons Systems, Office of the Deputy Chief of Staff for Research, Development and Acquisition, Department of the Army and representatives of the Army project managers.

NAVAL REQUIREMENTS

Committee on Armed Services: On March 16, the Subcommittee on Seapower and Strategic and Critical Materials held a hearing on strategic mobility and sealift capabilities and requirements of the Navy. Testimony was heard from Vice Adm. Kent J. Carroll, U.S. Navy, Director for Logistics, Office of the Joint Chiefs of Staff; Vice Adm. William J. Cowhill, Deputy Chief of Naval Operations (Logistics), Department of the Navy, and Rear Adm. Bruce Keener, Commander, Military Staff Command, Department of the Navy.

EXPORT-IMPORT BANK

Committee on Banking, Finance and Urban Affairs: Subcommittee on International Trade, Investment and Monetary Policy continued oversight hearings on budget proposals and policy issues concerning the Export-Import Bank. Testimony was heard from public witnesses.

Hearings continue tomorrow.

FIRST BUDGET RESOLUTION

Committee on the Budget: Continued hearings in preparation for the First Budget Resolution for fiscal year 1982. Testimony was heard from Raymond J. Donovan, Secertary of Labor; James B. Edwards, Secretary of Energy and a public witness.

Hearings continue tomorrow.

ENERGY PROGRAMS

Committee on the Budget: On March 16, the Task Force on Energy and the Environment concluded hearings on fiscal year 1982 Budget proposals for energy programs. Testimony was heard from Donald Hodel, Under Secretary, Department of the Interior; William Drayton, Jr., former Assistant Administrator, EPA, and public witnesses.

BUDGET CUTS

Committee on the Budget: On March 16, Task Force on Entitlements, Uncontrollables and Indexing continued

hearings on proposed budget cuts. Testimony was heard from David A. Stockman, Director, Office of Management and Budget.

BUDGET CUTS

Committee on the Budget: On March 16, Task Force on Human Resources and Block Grants continued hearings on ways to reduce Federal spending in program areas. Testimony was heard from public witnesses.

HUMAN RESOURCES ENTITLEMENT PROGRAMS

Committee on the Budget: On March 16, the Task Force on Human Resources and Block Grants and the Task Force on Entitlements, Uncontrollables and Indexing held a joint hearing on the human resources entitlement programs. Testimony was heard from public witnesses.

BUDGET CUTS

Committee on the Budget: On March 16, the Task Force on Transportation, Research and Development, and Capitol Resources held a hearing on fiscal year 1982 budget proposals and proposed effects of President Reagan's budget cut proposals. Testimony was heard from William Schaefer, Mayor, Baltimore, Maryland; Robert Wagner, Jr., Deputy Mayor of New York; James Ransfran, Director, Northwest Indiana Transit Authority; Kenneth Slapin, Councilman, Norwalk, Connecticut, and Mary S. Holt, Councilperson, Newport News, Virginia.

BUDGET REPORT

Committee on Education and Labor: Approved budget recommendations for the March report to the Committee on the Budget.

LOCAL RAIL SERVICES ASSISTANCE ACT

Committee on Energy and Commerce: Subcommittee on Commerce, Transportation and Tourism held a hearing on Local Rail Services Assistance Act. Testimony was heard from public witnesses.

FOREIGN ASSISTANCE REQUESTS FOR EGYPT

Committee on Foreign Affairs: On March 16, the Subcommittee on Europe and the Middle East held a hearing on fiscal year 1982 foreign assistance requests for Egypt. Testimony was heard from Joseph C. Wheeler, Acting Administrator during the transition period, AID; Morris Draper, Deputy Assistant Secretary of State, Bureau of Near Eastern and South Asian Affairs; Col. Homer D. McKalip, Chief of Middle East and South Asia Division, Operations Directorate, Defense Security Assistance Agency, Department of Defense, and a public witness.

FOREIGN ASSISTANCE

Committee on Foreign Affairs: On March 16, Subcommittee on Human Rights and International Organizations held a hearing to review foreign assistance legislation for fiscal year 1982, International Organizations and Programs Account. Testimony was heard from Gale W. McGee, U.S. Permanent Representative, Organization of American States; Marion Creekmore, Deputy Assistant Secretary of State for Economic and Development Policy, Bureau of International Organization Affairs, and public witnesses.

STATE DEPARTMENT AUTHORIZATION

Committee on Foreign Affairs: On March 16, Subcommittee on International Operations held a hearing on fiscal years 1982–1983 State Department authorization. Testimony was heard from Representative Bingham and from the following representatives of the Department of State: Thomas Tracy, Assistant Secretary for Administration; Karl Ackerman, Deputy Assistant Secretary for Security; Stuart Branch, Deputy Assistant Secretary for Communications; William Slayton, Deputy Assistant Secretary for Foreign Buildings, and W. W. Francis, Deputy Assistant Secretary for Information Systems.

Hearings continue March 18.

BUDGET CUTS

Committee on Government Operations: On March 16, Subcommittee on Commerce, Consumer, and Monetary Affairs held a hearing on the impact of OMB-proposed budget cuts on the Federal Trade Commission and the Consumer Product Safety Commission. Testimony was heard from David A. Stockman, Director, Office of Management and Budget, and public witnesses.

LEGAL SERVICES CORPORATION AUTHORIZATION

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice held a hearing on H.R. 2506, to authorize appropriations for Legal Services Corporation for fiscal years 1982, 1983 and 1984. Testimony was heard from F. William McCalpin, Chairman, Board of Directors, Legal Services Corporation, and public witnesses.

Hearings continue tomorrow.

IMMIGRATION AND NATURALIZATION SERVICE

Committee on the Judiciary: Subcommittee on Immigration Refugees, and International Law held an oversight and authorization hearing on the Immigration and Naturalization Service. Testimony was heard from the following representatives of the Immigration and Naturalization Service, Department of Justice: David W. Crosland, Acting Commissioner; Edward F. O'Connor, Regional Commissioner, INS Western Region; Durward Powell, Regional Commissioner, INS Southern Region; Roger Brandemuehl, Assistant Commissioner, Border Patrol, INS Central; Andrew J. Carmichael, Jr., Associate Commissioner, Examinations,

INS Central Office, and John Kratzke, Project Director, President's Management Improvement Council.

Hearings continue tomorrow.

COAST GUARD AUTHORIZATION

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and navigation concluded hearings on Coast Guard authorization for fiscal year 1982. Testimony was heard from John Hayes, Commandant, U.S. Coast Guard.

On March 16, the Subcommittee began hearings on this legislation. Testimony was heard from John Hayes, Commandant, U.S. Coast Guard, and Adm. James Watkins, Vice Chief of Naval Operations, Department of the Navy.

MARINE SANCTUARIES PROGRAM

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography and the Subcommittee on Fisheries and Wildlife Conservation and the Environment approved for full Committee action as amended H.R. 2449, to amend title III of the Marine Protection, Research, and Sanctuaries Act of 1972, as amended, to authorize appropriations for such title for fiscal years 1982, 1983 and 1984.

NATIONAL ADVISORY COMMITTEE ON OCEANS AND ATMOSPHERE

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography approved for full Committee action as amended H.R. 2448, to authorize appropriations to carry out the National Advisory Committee on Oceans and Atmosphere Act of 1977 during fiscal years 1982, 1983, and 1984.

DOE AUTHORIZATION

Committee on Science and Technology: Subcommittee on Energy Development and Applications continued hearings on Department of Energy fiscal year 1982 authorization: Conservation. Testimony was heard from Frank DeGeorge, Acting Assistant Secretary of Energy for Conservation and Solar Energy.

On March 16, the Subcommittee continued hearings on this subject with emphasis on Geothermal and Alcohol Fuels. Testimony was heard from public witnesses.

Hearings continue tomorrow.

DOE AUTHORIZATION

Committee on Science and Technology: Subcommittee on Energy Research and Production continued hearings on fiscal year 1982 Department of Energy authorization with emphasis on Nuclear Fission: Breeder Reactor Program and Fuel Cycle R&D. Testimony was heard from representatives of the Department of Energy.

On March 16, the Subcommittee continued hearings on this subject with emphasis on Electric Energy Systems, Energy Storage Systems, Small-Scale Hydroelectric Development. Testimony was heard from Maxine Savitz, Assistant Secretary of Energy for Conservation and public witnesses.

Hearings continue tomorrow.

EPA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Natural Resources, Agriculture Research and Environment continued hearings on EPA fiscal year 1982 budget authorization. Testimony was heard from Representative McClory and public witnesses.

Hearings continue tomorrow.

NSF AUTHORIZATION

Committee on Science and Technology: Subcommittee on Science, Research and Technology concluded hearings on NSF fiscal year 1982 budget authorization with emphasis on Overall Reviews of NSF Budget. Testimony was heard from the following representatives of the NSF: Dr. John B. Slaughter, Director; Dr. Eugene H. Cota-Robles, member, National Science Board; and Dr. Donald N. Langenberg, Deputy Director, NSF, and public witnesses.

NASA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Space Science and Applications continued hearings on NASA fiscal year 1982 budget authorization. Testimony was heard from Samuel W. Keller, Deputy Associate Administrator, Space and Terrestrial Applications, NASA and James P. Walsh, Acting Associate Administrator, NOAA, Department of Commerce.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met to consider pending business.

VETERANS' EDUCATIONAL ASSISTANCE PROGRAMS

Committee on Veterans' Affairs: Subcommittee on Education, Training and Employment held a hearing on H.R. 1400, to amend title 38, United States Code, to establish new educational assistance programs for veterans and for members of the Armed Forces. Testimony was heard from Senator Armstrong; Representative Montgomery: Lt. Gen. Robert G. Yerks, Deputy Chief of Staff for Personnel, U.S. Army; Vice Adm. Lando W. Zech, Jr., Deputy Chief of Naval Operations, Department of the Navy; Lt. Gen. A. P. Iosue, Deputy Chief of Staff for Manpower and Personnel, U.S. Air Force; Lt. Gen. Edward J. Bronars, Deputy Chief of Staff for Manpower, U.S. Marine Corps and Rear Adm. W. H. Stewart, Chief, Office of Personnel, U.S. Coast Guard.

Hearings continue March 19.

BUDGET REPORT

Committee on Ways and Means: Subcommittee on Public Assistance and Unemployment Compensation approved recommendations for the March report to the Committee on the Budget.

On March 16, the Subcommittee met to consider recommendations for the March report to the Committee on the Budget.

SOCIAL SECURITY FINANCING

Committee on Ways and Means: On March 16, the Subcommittee on Social Security continued hearings on social security financing issues. Testimony was heard from Senator Chiles and public witnesses.

Hearings continue March 23.

BUDGET REPORT

Committee on Ways and Means: On March 16, the Subcommittee on Social Security approved recommendations for the March report to the Committee on the Budget.

BUDGET REPORT

Committee on Ways and Means: Subcommittee on Trade approved recommendations for the March report to the Committee on the Budget.

CIA

Permanent Select Committee on Intelligence: On March 16, the Committee met in executive session to hold hearings on the CIA. Testimony was heard from representatives of the CIA.

Hearings continue March 19.

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Wednesday, March 18, 1981

Senate

Chamber Action

The Senate was not in session today. It will next meet at 11 a.m., on Thursday, March 19, 1981.

Committee Meetings

AUDITS—AGRICULTURE

Committee on Appropriations: Subcommittee on Agriculture and Related Agencies held hearings to review the summary of work and audits of those programs under the jurisdiction of the subcommittee, in view of proposed budget estimates for fiscal year 1982, receiving testimony from Robert E. Magee, Acting Inspector General, Department of Agriculture, and Henry Eschewege, Director, Community and Economic Development Division, General Accounting Office.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee on Defense resumed hearings on proposed budget estimates for fiscal year 1982 for the defense establishment, receiving testimony on the U.S. Army posture programs from John O. Marsh, Jr., Secretary of the Army, and General Edward C. Meyer, Chief of Army Staff.

Hearings continue tomorrow.

APPROPRIATIONS—ENERGY/NUCLEAR REGULATORY COMMISSIONS

Committee on Appropriations: Subcommittee on Energy and Water Development continued hearings on proposed budget estimates for fiscal year 1982 for the Department of Energy, receiving testimony in behalf of funds for the Federal Energy Regulatory Commission from Georgiana Sheldon, Acting Chairman; and in behalf of funds for the Nuclear Regulatory Commission from Joseph M. Hendrie, Acting Chairman, and Victor Gilinsky and Peter Bradford, both Commissioners.

Hearings continue tomorrow.

APPROPRIATIONS—JUSTICE

Committee on Appropriations: Subcommittee on State, Justice, Commerce, and the Judiciary held hearings on proposed budget estimates for fiscal year 1982 for the Department of Justice, receiving testimony in behalf of funds for their respective activities from William H. Webster, Director, Federal Bureau of Investigations; William P. Tyson, Acting Director, Executive Office of the U.S. Attorneys; Kevin D. Rooney, Assistant Attorney General for Administration; William E. Hall, Director, U.S. Marshals Service, and Richard L. Levine, Executive Office of U.S. Trustees, all of the Department of Justice.

Hearings will continue tomorrow.

APPROPRIATIONS—EDUCATIONAL ASSISTANCE

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education held hearings on proposed budget estimates for fiscal year 1982 for various programs of the Department of Education, including Elementary and Secondary Education, School Assistance in Federally Affected Areas, Equal Educational Opportunities, Libraries and Learning Resources, Education for the Handicapped, Rehabilitation Services and Handicapped Research, Vocational and Adult Education, Student Financial Assistance, Higher and Continuing Education, Educational Research and Improvement, and for the Office of Human Development Services, Department of Health and Human Serv-

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ices, receiving testimony from numerous public witnesses.

Hearings continue tomorrow.

CONGRESSIONAL BUDGET

Committee on the Budget: Committee met in evening session to continue markup of proposed revisions to the Second Concurrent Budget Resolution for fiscal year 1981, incorporating fiscal year 1982 reconciliation instructions (S. Con. Res. 9).

BUDGET

Committee on Energy and Natural Resources: Committee met to consider further those matters and programs in the President's budget for fiscal year 1982 which fall within the committee's jurisdiction, with a view toward submitting its views and budgetary recommendations to the Committee on the Budget, but did not complete action thereon and will meet again tomorrow.

SPENDING REDUCTIONS/ECONOMY RECOVERY

Committee on Finance: Committee continued hearings on the Administration's spending reduction proposals for economic recovery, receiving testimony from David R. Stockman, Director, Office of Management and Budget.

Hearings continue tomorrow.

UNITED STATES/CANADA TREATY

Committee on Foreign Relations: Committee concluded hearings on the Maritime Boundary Settlement Treaty with Canada (Exec. U, 96th Cong., 1st sess.), after receiving testimony from Senators Chafee, Cohen, Kennedy, and Mitchell, Ambassador Rozanne L. Ridgway, Special Assistant to the Secretary of State, and Mark B. Feldman, Acting Legal Advisor, Department of State; Jacob Dykstra, on behalf of the Point Judith Fisherman Cooperative, Point Judith, Rhode Island; Alan Guimond, on behalf of the Atlantic Offshore Fish and Lobster Association, Newport, Rhode Island; James Costakes, on behalf of the New Bedford Seafood Producers Association, and Michael Guimond, on behalf of the New England Fisheries Steering Committee, both of New Bedford, Massachusetts; Jay Lanzillo, on behalf of the Chatham Seafood Cooperative, Chatham, Massachusetts; and Lucy Sloan, National Federation of Fishermen, Washington, D.C.

EL SALVADOR

Committee on Foreign Relations: Committee held hearings on the situation in El Salvador, receiving testimony from Walter J. Stroessel, Jr., Under Secretary of State for Political Affairs, who was accompanied by John Bushnell, Acting Assistant Secretary of State for Inter-American Affairs; Lt. General Ernest Graves, Director, Defense Security Assistance Agency/Deputy Assistant Secretary of Defense for Security Assistance; and Francis M. Mullen, Executive Assistant Director for Investigations, Federal Bureau of Investigation, Department of Justice.

Hearings were recessed subject to call.

DISTRICT OF COLUMBIA BORROWING AUTHORITY

Committee on Governmental Affairs: Subcommittee on Governmental Efficiency and the District of Columbia concluded hearings on S. 640, extending through fiscal year 1983 the authority of the District of Columbia to borrow U.S. Treasury funds for capital improvement projects, after receiving testimony from Philip M. Dearborn, Financial Advisor to Mayor Marion S. Barry, Jr., Washington, D.C.

FEDERAL PAPERWORK REQUIREMENTS

Committee on Governmental Affairs: Subcommittee on Federal Expenditures, Research and Rules concluded oversight hearings on P.L. 96-511, providing for the reduction of Federal paperwork requirements and duplications, and consolidating statistical policy activities with information management in the Office of Management and Budget, after receiving testimony from James C. Miller III, Administrator, Information and Regulatory Affairs, Office of Management and Budget; Roger Morsch, Chairman, Planning Reform Project Assistance Council, Department of Health and Human Services; County Councilman Scott Fosler, Montgomery County, Maryland; Mayor Charles A. Rose, Chattanooga, Tennessee; and James D. McKevitt, National Federation of Independent Business, Inc.; James P. Carty, National Association of Manufacturers; S. N. Heltsley, Business Advisory Council on Federal Reports; Warren Buhler, Management Design, Inc.; Thomas A. Bartlett, Association of American Universities, and Estelle A. Fishbein, National Association of College and University Attorneys, all of Washington, D.C.

YOUTH EMPLOYMENT

Committee on Labor and Human Resources: Subcommittee on Employment and Productivity concluded hearings on S. 648, authorizing funds for fiscal year 1982 for certain youth programs under the Comprehensive Employment Training Act (CETA), after receiving testimony from Jon Weintraub, representing the National Association of Counties; Joan Wills, representing the National Governors Association; Carol Kocheisen, representing the National League of Cities; Robert McGlotten, American Federation of Labor; Sara-Alyce Wright and Jo Uehara, both representing the National Collaboration for Youth; Roger Semerad, 70001 Ltd.; Mary Degonia, National Youth Work Alliance, and Mildred Wurf, representing Girls Club of America, Inc., all of Washington, D.C.; Mayor Arthur J. Holland, Trenton, New Jersey, representing the United States

Conference of Mayors; Maudine R. Cooper, representing the National Urban League, Inc., and Ken Nochimson, National Youth Employment Coalition, both of New York City; Richard Desrochers, New York State Division for Youth, Albany; and Mary Kay Penn, Chicago, Illinois.

AUTHORIZATIONS—INTELLIGENCE

Select Committee on Intelligence: Committee resumed closed hearings on proposed authorizations for fiscal year 1982 for intelligence activities of the United States, receiving testimony from certain officials of the intelligence community.

Prior to these hearings, the committee held a closed business meeting, but made no announcements.

House of Representatives

Chamber Action

Bills Introduced: 43 public bills, H.R. 2578–2620; 8 private bills, H.R. 2621–2628; and 4 resolutions, H.J. Res. 209–210, H. Con. Res. 95, and H. Res. 111 were introduced. Pages 4642–4643

Conference of the Interparliamentary Union: The Speaker appointed as additional members of the delegation to attend the Conference of the Interparliamentary Union to be held in Manila, Philippines, from April 20–25, 1981, the following Members on the part of the House: Representatives Pickle, de la Garza, Hamilton, Danielson, Bowen, Levitas, Rhodes, Broomfield, McClory, and Vander Jagt. Page 4609

Committee Appointment: The Speaker appointed Representative Matsui as a member of the Select Committee on Narcotics Abuse and Control. Earlier, read a letter from Representative Neal wherein he resigned as a member of the committee. Page 4609

Presidential Message—Budget Rescissions and Deferral: Read a message from the President wherein he transmits 81 new rescissions of budget authority previously provided by the Congress, totalling $11.1 billion, a reduction of $751.8 million in authority to incur obligations for direct loans, and a new deferral of $3.4 million—referred to the Committee on Appropriations and ordered printed (H. Doc. 97–32). Pages 4609–4610

Joint Referral: H.R. 1916, to amend the Federal Reserve Act with respect to certain reserve requirements, which has been referred to the Committee on Banking, Finance and Urban Affairs, was jointly referred to the Committee on Energy and Commerce. Page 4610

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Adjourned at 4:30 p.m.

Committee Meetings

FARM BILL

Committee on Agriculture: Subcommittee on Domestic Marketing, Consumer Relations, and Nutrition continued hearings on the 1981 farm bill—food stamp program. Testimony was heard from Representatives Mikulski, Rudd, Shumway and de Lugo; departmental and public witnesses.

Hearings continue tomorrow.

MILK PRICE SUPPORT

Committee on Agriculture: Subcommittee on Livestock, Dairy and Poultry approved for full Committee action a clean bill to be introduced in lieu of H.R. 1986, to amend section 201 of the Agricultural Act of 1949, as amended, to delete the requirement that the support price of milk be adjusted semiannually.

FARM BILL

Committee on Agriculture: Subcommittee on Tobacco and Peanuts held a hearing on the 1981 farm bill. Testimony was heard from Representative Dickinson and public witnesses.

BUDGET REPORT

Committee on Agriculture: On March 17, the Committee continued to consider budget recommendations for March report to the Committee on the Budget.

Will continue tomorrow.

AGRICULTURAL APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture held a hearing on Food and Drug Administration. Testimony was heard from Dr. Mark Novitch, Acting Commissioner, Food and Drug Administration, Department of Health and Human Services.

COMMERCE—JUSTICE—STATE—THE JUDICIARY AND RELATED AGENCIES

Committee on Appropriations: Subcommittee on Commerce—Justice—State—the Judiciary and Related Agencies continued hearings on Administration of Foreign Affairs, Department of State. Testimony was heard from Richard Kennedy, Under Secretary of State for Management.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense heard testimony from Caspar W. Weinberger, Secretary of Defense, and Gen. David C. Jones, U.S. Air Force, Chairman, Joint Chiefs of Staff.

Hearings continue tomorrow.

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Subcommittee on the District of Columbia held a hearing on Public Education System. Testimony was heard from Eugene Kinlow, President, District of Columbia, Board of Education; Dr. James Guines, Acting Superintendent of Public Schools, District of Columbia; Dr. Marjorie Parker, Chairman, Board of Trustees, University of the District of Columbia and Millie Bautista, Executive Director, District of Columbia Commission on the Arts and Humanities.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development held a hearing on fiscal year 1981 budget revisions. Testimony was heard from Ray Romatowski, Acting Under Secretary of Energy.

HUD—INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD—Independent Agencies continued hearings on Federal Emergency Management Agency. Testimony was heard from John W. McConnell, Acting Associate Director, Plans and Preparedness, Federal Emergency Management Agency.

LABOR—HHS AND EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor—HHS and Education held a hearing on 1981 rescissions and supplementals: Department of Education. Testimony was heard from Sally Christensen, Acting Assistant Secretary of Education for Planning and Budget.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on MX update, on Strategic Programs, Trident and on Strategic Programs, Cruise Missile. Testimony was heard from Dr. Seymour L. Zeiberg, Deputy Under Secretary of Defense for Reserve and Engineering (Strategic and Space Systems); RAdm. W. M. Zobel, Commander, Naval Facilities Engineering Command; RAdm. J. D. Murray, Jr., Project Manager, Trident System Project Office, Office of the Chief of Naval Materiel and Brig. Gen. Clifton D. Wright, Deputy Director Engineering and Services, Department of the Air Force.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation continued hearings on Federal Highway Administration. Testimony was heard from Ray Barnhart, Administrator, Federal Highway Administration, Department of Transportation.

TREASURY—POSTAL SERVICE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury—Postal Service held a hearing on Administrative Conference, Official Residence of the Vice President, U.S. Tax Court, Federal Labor Relations Authority, Merit Systems Protection Board, and Office of the Special Counsel. Testimony was heard from departmental witnesses.

DEFENSE BUDGET

Committee on Armed Services: Subcommittee on Procurement and Military Nuclear Systems continued hearings on the procurement portions of the fiscal year 1982 Defense budget with emphasis on Army tank programs and Army tracked combat vehicle procurement programs (XM-1, IFV-/CFV, M60). Testimony was heard from Lt. Gen. Donald R. Keith, Deputy Chief of Staff for Research, Development and Acquisition, Department of the Army, and representatives of the Army project managers.

Hearings continue tomorrow.

AIR FORCE BUDGET

Committee on Armed Services: Subcommittee on Research and Development held a hearing on the fiscal year 1982 Air Force budget request. Testimony was heard from Lt. Gen. Thomas H. McMullen, Vice Commander, Tactical Air Command, Department of the Air Force, and Gen. Richard H. Ellis, Commander in Chief, Strategic Air Command.

Hearings continue tomorrow.

HUD BUDGET

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development held a hearing on HUD budget. Testimony was heard from Samuel R. Pierce, Secretary of Housing and Urban Development.

Hearings continue tomorrow.

EXPORT-IMPORT BANK

Committee on Banking, Finance and Urban Affairs: Subcommittee on International Trade, Investment and Monetary Policy continued oversight hearings on budget proposals and policy issues concerning the Export-Import Bank. Testimony was heard from public witnesses.

FIRST BUDGET RESOLUTION

Committee on the Budget: Continued hearings in preparation for the First Budget Resolution for fiscal year 1982. Testimony was heard from Richard S. Schweiker, Secretary of Health and Human Services.

Hearings continue March 20.

CHILD NUTRITION PROGRAMS OVERSIGHT

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education con-

tinued oversight hearings on the impact of the Administration's fiscal year 1982 budget proposals on the child nutrition programs. Testimony was heard from Representatives Richmond, Rangel, Ford of Tennessee, and Corrada, and public witnesses.

Hearings continue tomorrow.

COMMUTER RAIL SERVICES

Committee on Energy and Commerce: Subcommittee on Commerce, Transportation and Tourism held a hearing on commuter rail services provided by Conrail in the Northeast. Testimony was heard from Robert Blanchette, Administrator, Federal Railway Administration, Department of Transportation; M. L. Clark Tyler, Group Vice President for Passenger Services and Communications, National Railroad Passenger Corporation (AMTRAK) and Cary W. Dickieson, Vice President-Law, U.S. Railway Association.

STRATEGIC PETROLEUM RESERVE

Committee on Energy and Commerce: Subcommittee on Fossil and Synthetic Fuels held a hearing on issues relating to the Strategic Petroleum Reserve. Testimony was heard from Alex Fremling, Acting Assistant Secretary of Energy for Environmental Protection, Safety, and Energy Preparedness; Harry Jones, Deputy Assistant Secretary of Energy for Strategic Petroleum Reserves; Alice Rivlin, Director, Congressional Budget Office, and Kevin Boland, Senior Associate Director of Energy and Minerals Division, GAO.

HMO's

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on reauthorization of the Health Maintenance Organization authorities of the Public Health Service Act and the payment of HMOs by Medicare and Medicaid. Testimony was heard from public witnesses.

Hearings continue tomorrow.

FOREIGN ASSISTANCE

Committee on Foreign Affairs: Continued hearings on the Administration's fiscal year 1982 foreign economic and military assistance requests. Testimony was heard from Alexander M. Haig, Secretary of State.

Hearings continue tomorrow.

WORLD FOOD SITUATION

Committee on Foreign Affairs: Held a hearing on the world food situation, P.L. 480, and U.S. Agricultural export policies and prospects. Testimony was heard from John R. Block, Secretary of Agriculture.

STATE DEPARTMENT AUTHORIZATION

Committee on Foreign Affairs: Subcommittee on International Operations continued hearings on fiscal years 1982–1983 State Department authorization. Testimony was heard from Representatives Boner, Santini and Won Pat; Charles Abelard, Acting Chairman, Board for International Broadcasting; from the following representatives of Radio Free Europe/Radio Liberty, Inc.: William A. Buell, Vice President, U.S. Operations; Zygmunt Michalowski, Director, Polish Service, and Russell Poole, Director of Administration.

COMMITTEE FUNDING; COMMITTEE BUSINESS

Committee on House Administration: Ordered reported a resolution to be introduced for the expenses of investigations and studies to be conducted by the Standing and Select Committees of the House.

The Committee ordered reported the following resolutions providing funds for the expenses and investigations of the following committees:

H. Res. 76, amended, Committee on the Judiciary;

H. Res. 63, amended, Committee on Education and Labor;

H. Res. 70, amended, Committee on Ways and Means;

H. Res. 73, amended, Committee on Banking, Finance and Urban Affairs;

H. Res. 92, amended, Committee on Science and Technology;

H. Res. 91, amended, Select Committee on Aging;

H. Res. 83, amended, Committee on Agriculture;

H. Res. 90, amended, Committee on Veterans' Affairs;

H. Res. 78, amended, Committee on the District of Columbia;

H. Res. 104, amended, Committee on Energy and Commerce;

H. Res. 95, Permanent Select Committee on Intelligence;

H. Res. 89, amended, Committee on Merchant Marine and Fisheries;

H. Res. 106, Select Committee on Narcotics Abuse and Control;

H. Res. 107, amended, providing funds for the expenses of the Committee on House Administration to provide for the maintenance and improvement of ongoing computer services for the House of Representatives, for the investigation of additional computer services for the House of Representatives, and to provide computer support to the committees of the House of Representatives.

H. Res. 102, amended, providing funds for expenses with respect to welfare and pension plans by the Subcommittee on Labor-Management Relations under the jurisdiction of the Committee on Education and Labor:

H. Res. 77, Committee on Small Business; and

H. Res. 64, Committee on Standards of Official Conduct.

The Committee also reconsidered its earlier action and ordered reported with further amendments H. Res.

74, to provide for the expenses of investigations and studies to be conducted by the Committee on Post Office and Civil Service.

The Committee also approved pending business from the Subcommittee on Contracts and Printing and the Subcommittee on Personnel and Police.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights held an oversight hearing on authorization for the Community Relations Service of the Department of Justice. Testimony was heard from Gil Pompa, Director, Community Relations Service, Department of Justice.

LEGAL SERVICES CORPORATION AUTHORIZATION

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice continued a hearing on H.R. 2506, to authorize appropriations for Legal Services Corporation for fiscal years 1982, 1983 and 1984. Testimony was heard from Representatives Huckaby, Sensenbrenner, and Lott, and public witnesses.

IMMIGRATION AND NATURALIZATION SERVICE

Committee on the Judiciary: Subcommittee on Immigration, Refugees, and International Law continued oversight and authorization hearing on the Immigration and Naturalization Service. Testimony was heard from Representative Ferraro; from the following representatives of the Immigration and Naturalization Service, Department of Justice: David W. Crosland, Acting Commissioner; Humberto E. Moreno, INS Central Office, Anti-Smuggling Operations; and Walter P. Connery, Director, Office of Professional Responsibility, INS Central Office; Peter K. Nunez, Chief Assistant U.S. Attorney, Southern District (San Diego), and public witnesses.

BALANCED BUDGET

Committee on the Judiciary: Subcommittee on Monopolies and Commercial Law held a hearing on H.J. Res. 2, proposing an amendment to the Constitution of the United States to provide that appropriations made by the United States shall not exceed its revenues, except in time of war or national emergency; and to provide for the systematic paying back of the national debt, and related measures. Testimony was heard from Steve Entin, Deputy Assistant Secretary of the Treasury for Economic Policy, and Murray Wiedenbaum, Chairman, Council of Economic Advisers.

Hearings continue tomorrow.

ILLEGALLY TAKEN FISH AND WILDLIFE

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment, to hold a hearing on H.R. 1638, to provide for the control of illegally taken fish and wildlife. Testimony was heard from F. Eugene Hester, Acting Director, Fish and Wildlife Service, Department of the Interior; William Stevenson, Deputy Assistant Administrator, National Marine Fisheries Service, Department of Commerce; Angus McBeth, Deputy Assistant Attorney General, Land and Natural Resources Division, Department of Justice, and public witnesses.

FEDERAL COMMUNICATIONS COMMISSION

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds held a hearing to review the Federal Communications Commission prospectus for proposed lease of space in Rosslyn, Virginia. Testimony was heard from Representative Fauntroy; the following representatives of the FCC: Robert E. Lee, Acting Chairman; Anne P. Jones, Commissioner and Abbott M. Washburn, Commissioner; James G. Whitlock, Assistant Commissioner, Office of Space Management, Public Buildings Service, GSA; Lawrence P. Schumake III, Executive Director, Office of Business and Economic Development, Executive Office of the Mayor, Government of the District of Columbia, and Reginald W. Griffith, Executive Director, National Capital Planning Commission, and public witnesses.

DOE AUTHORIZATION

Committee on Science and Technology: Subcommittee on Energy Development and Applications continued hearings on Department of Energy fiscal year 1982 authorization: Solar and Geothermal Energy. Testimony was heard from Frank DeGeorge, Acting Assistant Secretary of Energy for Conservation and Solar Energy.

Hearings continue tomorrow.

DOE AUTHORIZATION

Committee on Science and Technology: Subcommittee on Energy Research and Production continued hearings on fiscal year 1982 Department of Energy authorization with emphasis on Magnetic Fusion. Testimony was heard from departmental witnesses.

Hearings continue tomorrow.

EPA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Natural Resources, Agriculture Research and Environment concluded hearings on EPA fiscal year 1982 budget authorization. Testimony was heard from public witnesses.

NSF AND FEMA AUTHORIZATIONS

Committee on Science and Technology: Subcommittee on Science, Research, and Technology began markup of H.R. 1520, to authorize appropriations for activities for the National Science Foundation for the fiscal year 1982 and legislation authorizing appropriations for the

Federal Emergency Management Agency for fiscal year 1982.

Will continue March 24.

NASA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Space Science and Applications and Subcommittee on Transportation, Aviation and Materials, held a joint hearing on NASA fiscal year 1982 budget authorization. Testimony was heard from the following representatives of NASA: C. Thomas Newman, Deputy Comptroller; Gen. Billy J. McGarvey, Office of Facilities; E. P. Kilgore, Management Operations, and Neil Hosenball, General Counsel.

BUDGET RECOMMENDATIONS; BUDGET REPORT

Committee on Small Business: Held a hearing on budget recommendations. Testimony was heard from Roger Jones, Acting Administrator, SBA.

The Committee also approved budget recommendations for the March report to the Committee on the Budget.

COMPENSATION

Committee on Veterans' Affairs: Subcommittee on Compensation, Pension and Insurance, held a hearing on H.R. 2027, to provide a cost-of-living increase in the rates of disability compensation for disabled veterans and in the rates of dependency and indemnity compensation for survivors of disabled veterans, and similar bills. Testimony was heard from Dorothy Starbuck, Chief Benefits Director, VA, and from representatives of various veterans' organizations.

BUDGET REPORT

Committee on Ways and Means: Approved budget recommendations for the March report to the Committee on the Budget.

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Thursday, March 19, 1981

Senate

Chamber Action

Routine Proceedings, pages 4706–4802

Bills Introduced: Twenty-one bills and four resolutions were introduced, as follows: S. 734–754, S.J. Res. 49–51, and S. Con. Res. 15. **Pages 4710–4713, 4736–4737, 4769**

Bills Reported: Reports were made as follows:

On March 18:

S. 734, promoting the formation of U.S. export trading companies to expand export participation by small U.S. companies (S. Rept. No. 97–27). **Page 4735**

Milk Price Supports: Senate continued consideration of S. 509, repealing authority for a semiannual increase in dairy price supports, and the following amendments proposed thereto:

(1) Melcher amendment No. 8, establishing a section 22 quota on the importation of casein products into the United States. **Page 4715**

(2) Zorinsky amendment No. 9, removing the Soviet grain embargo unless the President takes certain action. **Page 4724**

(3) Zorinsky unprinted amendment No. 15 (printed amendment No. 11) to amendment No. 9, changing the effective date from April 30 to April 15, 1981. **Page 4727**

A unanimous consent agreement was reached concerning further consideration of the bill and amendments thereto, with votes to occur on Tuesday, March 24, beginning at 2:30 p.m., on all amendments and final passage. **Pages 4706–4707, 4715–4728**

Authority To Receive Messages: The Secretary of the Senate was authorized to receive and appropriately refer messages from the President and the House of Representatives during the recess of the Senate over until Monday, March 23. **Page 4800**

Authority To Sign Measures: The President of the Senate, the President pro tempore, and the Acting President pro tempore were authorized to sign duly enrolled bills and joint resolutions during the recess of the Senate over until Monday, March 23. **Page 4800**

Authority for Committees To File: All committees were authorized to file reports on Friday, March 20, 1981, between 9 a.m., and 3 p.m. **Page 4800**

Nominations: Senate received the following nominations:

On March 17:

Rudolph W. Giuliani, of New York, to be Associate Attorney General.

Carol E. Dinkins, of Texas, and D. Lowell Jensen and Theodore B. Olson, both of California, each to be an Assistant Attorney General.

Fred C. Ikle, of Maryland, to be Under Secretary of Defense for Policy.

William H. Taft IV, of Virginia, to be General Counsel of the Department of Defense.

William H. Coldiron, of Montana, to be Solicitor of the Department of the Interior.

Seeley Lodwick, of Iowa, to be Under Secretary of Agriculture for International Affairs and Commodity Programs.

John B. Crowell, Jr., of Oregon, and William G. Lesher, of Virginia, each to be an Assistant Secretary of Agriculture.

Seeley Lodwick, of Iowa, and William G. Lesher, of Virginia, each to be a Member of the Board of Directors of the Commodity Credit Corporation.

Emanuel S. Savas, of New Jersey, to be an Assistant Secretary of Housing and Urban Development.

Received today:

John J. Knapp, of New York, to be General Counsel of the Department of Housing and Urban Development.

R. Tenney Johnson, of Maryland, to be General Counsel of the Department of Energy.

Michael Cardenas, of California, to be Administrator of the Small Business Administration. Page 4802

Presidential Message: Senate received a message from the President reporting rescission proposals and a deferral in budget authority previously provided by the Congress, which was referred jointly to the Committees on Appropriations, Budget, Commerce, Science and Transportation, Labor and Human Resources, Energy and Natural Resources, Banking, Housing, and Urban Affairs, Environment and Public Works, Governmental Affairs, and Finance (PM–38). Page 4735

Messages From the President: Page 4735

Messages From the House: Page 4735

Statements on Introduced Bills: Pages 4737–4768

Amendments Submitted for Printing: Page 4769

Notices of Hearings: Page 4769

Additional Statements: Pages 4769–4800

Nominations: Page 4802

Recess: Senate met at 11 a.m., and recessed at 3:29 p.m., until 9 a.m., on Monday, March 23, 1981. (For Senate's program see remarks of Senator Baker in today's Record on pages 4706, 4800–4802.)

Committee Meetings

FOOD/AGRICULTURE PROGRAMS

Committee on Agriculture, Nutrition, and Forestry: Committee resumed hearings on proposed reauthorizations of food and agriculture programs administered by the Department of Agriculture, receiving testimony on rural development programs from Kansas Governor John Carlin, Topeka, representing the National Governors Association; J. R. Kuiken, DeKalb, Illinois, and Weldon Barton, Washington, D.C., both representing the Independent Bankers Association of America; Ohio State Representative Dale Locker, Columbus, on behalf of the National Conference of State Legislatures; Francis L. Kuntz, Elk County, Pennsylvania, and Elizabeth Rott, Washington, D.C., both representing the National Association of Counties; and Herman Tushaus, National Association of Development Councils, James Fallin, National Association of Regional Councils, Marilyn Fedelchak, representing the National Family Farm Coalition, William E. Murray, National Rural Electric Cooperative Association, and Jarlath Hamrock, representing the New York Agricultural Society/American Agriculture Movement, all of Washington, D.C.; and on forestry programs from L. C. Heist, representing the National Forest Products Association, and Rexford Resler, American Forestry Association, both of Washington, D.C.; Glenn Duysen, Sierra Forest Products Association, Terra Bella, California; and Charles Woodward, Hammermill Hardwood Inc., Silva, North Carolina.

Hearings continue tomorrow.

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee on Agriculture and Related Agencies continued hearings on proposed budget estimates for fiscal year 1982 for the Department of Agriculture, receiving testimony in behalf of funds for their respective activities from Anson R. Bertrand, Director, Terry B. Kinney, Administrator, Agricultural Research, Walter I. Thomas, Administrator, Cooperative Research, Mary N. Greenwood, Administrator, Extension, Lark P. Carter, Assistant Director, Higher Education, Richard A. Farley, Administrator, Technical Information Systems, and D. Mark Hegsted, Administrator, Human Nutrition, all of the Science and Education Administration; Joan S. Wallace, Assistant Secretary of Agriculture for Administration; J. Michael Kelly, Acting General Counsel, Office of the General Counsel; and Claude W. Gifford, Acting Assistant Secretary, Office of Governmental and Public Affairs, all of the Department of Agriculture.

Hearings continue on Tuesday, March 24.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee on Defense continued hearings on proposed budget estimates for fiscal year 1982 for the defense establishment, receiving testimony in behalf of funds for Army manpower from William D. Clark, Acting Assistant Secretary of the Army for Manpower and Reserve Affairs, Lt. General Robert G. Yerks, Deputy Chief of Army Staff for Personnel, Maj. General E. H. Walker, Jr., Director, Army National Guard, and Maj. General William R. Berkman, Chief, Army Reserve.

Hearings continue on Monday, March 30.

APPROPRIATIONS—JUSTICE

Committee on Appropriations: Subcommittee on State, Justice, Commerce, and the Judiciary continue hearings on proposed budget estimates for fiscal year 1982 for the Department of Justice, receiving testimony in behalf of funds for their respective activities from Andrew Carmichael, Acting Associate Commissioner for Education, Immigration and Naturalization Service, and Robert Diegelman, Acting Director, Office of Justice Assistance, Research, and Statistics, both of the Department of Justice.

Hearings continue on Tuesday, March 24.

APPROPRIATIONS—MILITARY CONSTRUCTION

Committee on Appropriations: Subcommittee on Military Construction held hearings on proposed budget estimates for fiscal year 1982 for military construction programs of the Department of Defense, receiving testi-

mony in behalf of funds for installation and housing programs from Perry J. Fliakas, Deputy Assistant Secretary of Defense for Installations and Housing, who was accompanied by several of his associates, all of the Department of Defense.

Hearings continue on Tuesday, March 24.

APPROPRIATIONS—NIH/COMMUNITY SERVICES/PUBLIC BROADCASTING

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education continued hearings on proposed budget estimates for fiscal year 1982, receiving testimony in behalf of funds for the National Institute for Neurological and Communicative Disorders and Strokes, National Institute of Health, Department of Health and Human Services from Representative Coelho; and in behalf of funds for the Community Services Administration and the Corporation for Public Broadcasting from numerous public witnesses.

Hearings were recessed subject to call.

APPROPRIATIONS—TRANSPORTATION

Committee on Appropriations: Subcommittee on Transportation and Related Agencies resumed hearings on proposed budget estimates for fiscal year 1982 for the Department of Transportation, receiving testimony in behalf of funds for the Urban Mass Transportation Administration from Judith T. Connor, Assistant Secretary of Transportation for Policy and International Affairs.

Hearings continue on Monday, March 23.

APPROPRIATIONS—TVA

Committee on Appropriations: Subcommittee on Energy and Water Development held hearings on proposed budget estimates for fiscal year 1982 for the Tennessee Valley Authority, receiving testimony from S. David Freeman, Chairman, and Richard M. Freeman and Robert N. Clement, both Directors, all of the TVA.

Subcommittee will meet again on Monday, March 23.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Sea Power and Force Projection resumed closed hearings on proposed authorizations for fiscal year 1982 for the Department of Defense, receiving testimony on the Naval weapons system from Rear Admiral Donald T. Roane, Director, Surface Combat Systems, Office of the Chief of Naval Operations, and Rear Admiral Joseph B. Wilkinson, Deputy Commander for Plans and Programs, Naval Air Systems Command.

Hearings continue on Wednesday, March 25.

CONGRESSIONAL BUDGET

Committee on the Budget: Committee ordered favorably reported, with an amendment in the nature of substitute, S. Con. Res. 9, revising the Congressional budget for the Federal Government for fiscal years 1981, 1982, and 1983.

AUTHORIZATIONS—NASA

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology, and Space resumed hearings on proposed legislation authorizing funds for fiscal year 1982 for the National Aeronautics and Space Administration, receiving testimony from Alan M. Lovelace, Acting Administrator, Michael Weeks, Deputy Associate Administrator, Space Transportation System, Stanley Weiss, Associate Administrator, Space Transportation Operations, and Walter B. Olstad, Acting Associate Administrator for Aeronautics and Space Technology, all of the National Aeronautics and Space Administration.

Hearings continue on Wednesday, March 25.

BUDGET

Committee on Energy and Natural Resources: Committee completed its review of those matters and programs in the President's budget for fiscal year 1982 which fall within the committee's jurisdiction, and agreed on recommendations which it will make thereon to the Committee on the Budget.

SPENDING REDUCTIONS/ECONOMIC RECOVERY

Committee on Finance: Committee continued hearings on the Administration's spending reduction proposals for economic recovery, receiving testimony from William J. Fellner, American Enterprise Institute for Public Policy Research, John A. Calhoun, Child Welfare League of America, Robert E. McGarrah, Jr., American Federation of State, County and Municipal Employees, and Marian Wright Edelman, Children's Defense Fund, all of Washington, D.C.; Hendrik S. Houthakker, Harvard University, Cambridge, Massachusetts; and H. Erich Heinemann, Morgan, Stanley and Company, New York City.

Hearings continue on Tuesday, March 24.

AUTHORIZATIONS—DEPARTMENT OF STATE/FOREIGN ASSISTANCE

Committee on Foreign Relations: Committee began hearings on proposed authorizations for fiscal year 1982 for certain foreign assistance programs and for the Department of State, receiving testimony from Alexander M. Haig, Jr., Secretary of State, and James L. Buckley, Under Secretary of State for Coordinating Security Assistance Programs; and Joseph Wheeler, Deputy Administrator, Agency for International Development.

Hearings continue on Tuesday, March 24.

NOMINATION

Committee on the Judiciary: Committee concluded hearings on the nomination of William F. Baxter, of California, to be Assistant Attorney General, Antitrust Division, Department of Justice, after the nominee, who was introduced by Senator Hayakawa, testified and answered questions in his own behalf.

Committee will consider this nomination on Tuesday, March 24.

House of Representatives

Chamber Action

Bills Introduced: 20 public bills, H.R. 2629–2648; 2 private bills, H.R. 2649 and 2650; and 9 resolutions, H.J. Res. 211–214, H. Con. Res. 96 and 97, and H. Res. 112–114 were introduced. Pages 4823–4824

Report Filed: One report was filed as follows: Report of the Committee on Banking, Finance and Urban Affairs entitled "Monetary Policy for 1981" (H. Rept. 97–10). Page 4823

House Picture: It was announced that the official picture of the House while in session will be taken immediately after the approval of the Journal when the House convenes on Thursday, March 26. Page 4807

Legislative Program: Acting Majority Leader announced the legislative program for the week of March 23. Agreed to adjourn from Thursday to Monday. Pages 4808–4809

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of March 25. Page 4809

Presidential Message—Budget Rescissons and Deferral: Received and read a message from the President wherein he reports 33 proposals to rescind a total of $2.8 billion in budget authority and one new deferral of $8 million—referred to the Committee on Appropriations and ordered printed (H. Doc. 97–34). Page 4818

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Adjourned at 12:42 p.m.

Committee Meetings

DAIRY

Committee on Agriculture: Ordered reported as amended H.R. 2594, to amend the Dairy provisions of the Agricultural Act of 1949.

FARM BILL

Committee on Agriculture: Subcommittee on Cotton, Rice, and Sugar continued hearings on the 1981 farm bill with emphasis on cotton. Testimony was heard from public witnesses.

FARM BILL

Committee on Agriculture: Subcommittee on Department Operations, Research and Foreign Agriculture held a hearing on the farm bill of 1981 with emphasis on agricultural research and extension. Testimony was heard from Representative Smith of Nebraska; departmental and public witnesses.

FARM BILL

Committee on Agriculture: Subcommittee on Domestic Marketing, Consumer Relations, and Nutrition continued hearings on the 1981 farm bill—food stamps. Testimony was heard from departmental and public witnesses.

AGRICULTURAL APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture held a hearing on Farmers Home Administration. Testimony was heard from Dwight O. Calhoun, Acting Administrator, Farmers Home Administration, USDA.

COMMERCE—JUSTICE—THE JUDICIARY AND RELATED AGENCIES

Committee on Appropriations: Subcommittee on Commerce—Justice—State—the Judiciary and Related Agencies held a hearing on Administration of Foreign Affairs (Foreign Building Program), International Organizations and Conferences, and International Commissions. Testimony was heard from departmental witnesses.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Met in executive session to hear testimony from Caspar W. Weinberger, Secretary of Defense, and Gen. David C. Jones, U.S. Air Force, Chairman, Joint Chiefs of Staff.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development held a hearing on Tennessee Valley Authority. Testimony was heard from S. David Freeman, Chairman, TVA.

HUD—INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD—Independent Agencies held a hearing on Neighborhood Reinvestment Corporation. Testimony was heard from William Whiteside, Executive Director, Neighborhood Reinvestment Corporation.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior continued hearings on Bureau of Land Manage-

ment. Testimony was heard from Ed Hastey, Acting Director, Bureau of Land Management, Department of the Interior.

LABOR—HHS AND EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor—HHS and Education held a hearing on 1981 rescissions and supplementals: Department of Health and Human Services. Testimony was heard from Alair Townsend, Assistant Secretary for Management and Budget, Department of Health and Human Services.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on fiscal year 1982 Army Military Construction Program. Testimony was heard from Brig. Gen. Norman G. Delbridge, Jr., Assistant Chief of Engineers, Office of the Chief of Engineers, Department of the Army.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on National Highway Traffic Safety Administration. Testimony was heard from Diane Steed, Deputy Administrator, National Highway Traffic Safety Administration, Department of Transportation.

TREASURY—POSTAL SERVICE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury-Postal Service held a hearing on Council of Economic Advisers, Contributions to International Buffer Stocks, Committee for Purchase from the Blind and Other Severely Handicapped and Advisory Committee on Federal Pay Executive Residence. Testimony was heard from Murray Wiedenbaum, Chairman, Council of Economic Advisers, and other departmental witnesses.

DEFENSE BUDGET

Committee on Armed Services: Subcommittee on Procurement and Military Nuclear Systems continued hearings in executive session on the procurement portions of the fiscal year 1982 Defense budget with emphasis on Army aircraft requirements and Army aircraft programs (AAH, UH–60A) Black Hawk, (AH–1S) Cobra. Testimony was heard from Maj. Gen. James H. Merryman, Assistant Chief of Staff for Research, Development and Acquisition, U.S. Army; Col. Roland K. Andreson, Project Manager for Black Hawk; Maj. Gen. Edward M. Browne, Project Manager for Advanced Attack Helicopter, U.S. Army, and other departmental witnesses.

INFLATION

Committee on Armed Services: Subcommittee on Readiness held a hearing on inflation, as it is estimated and budgeted for at the Office of Management and Budget and the Department of Defense. Testimony was heard from Donald B. Shycoff, Director for Operations, Office of the Deputy Assistant Secretary (Program/Budget), Department of Defense.

AIR FORCE BUDGET

Committee on Armed Services: Subcommittee on Research and Development continued hearings on the fiscal year 1982 Air Force budget request. Testimony was heard from Lt. Gen. Kelly H. Burke, Deputy Chief of Staff for Research, Development and Acquisition, Department of the Air Force.

MARINE CORPS

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials held a hearing on the Marine Corps amphibious lift requirements. Testimony was heard from Lt. Gen. John H. Miller, Deputy Chief of Staff for Plans, Policies and Operations, U.S. Marine Corps.

HUD BUDGET

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development continued hearings on HUD budget. Testimony was heard from David A. Stockman, Director, Office of Management and Budget.

BUDGET CUTS

Committee on the Budget: Task Force on Human Resources and Block Grants continued hearings on ways to reduce Federal spending in program areas. Testimony was heard from Members of Congress.

BUDGET PROPOSALS

Committee on the Budget: Task Force on Transportation, Research and Development, and Capital Investment held a hearing on President Reagan's budget proposals. Testimony was heard from Andrew L. Lewis, Jr., Secretary of Transportation.

CHILD NUTRITION PROGRAMS

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education concluded oversight hearings on the impact of the Administration's fiscal year 1982 budget proposals on the child nutrition programs. Testimony was heard from Representative Weiss and public witnesses.

NATIONAL OLDER AMERICANS VOLUNTEER PROGRAMS

Committee on Education and Labor: Subcommittee on Human Resources held a hearing on H.R. 2437, to

extend the authorization of appropriations for the National Older Americans Volunteer Programs. Testimony was heard from Representative Panetta; Dana Rodgers, Acting Director, ACTION, and public witnesses.

CONRAIL

Committee on Energy and Commerce: Subcommittee on Commerce, Transportation and Tourism held a hearing on Conrail. Testimony was heard from Representative Shuster; Robert Blanchette, Administrator, Federal Railroad Administration, Department of Transportation; L. Stanley Crane, President and Chief Executive Officer, Conrail, and public witnesses.

DEPARTMENT OF ENERGY BUDGET

Committee on Energy and Commerce: Subcommittee on Fossil and Synthetic Fuels held a hearing on issues relating to the Department of Energy's budget. Testimony was heard from the following representatives of the Department of Energy: Raymond B. Romatowski, Acting Under Secretary, and Roger LeGassie, Acting Assistant Secretary for Fossil.

HMO'S

Committee on Energy and Commerce: Subcommittee on Health and the Environment continued hearings on reauthorization of the Health Maintenance Organization authorities of the Public Health Service Act and the payment of HMOs by Medicare and Medicaid. Testimony was heard from public witnesses.

FOREIGN ASSISTANCE

Committee on Foreign Affairs: Continued hearings on the Administration's fiscal year 1982 foreign economic and military assistance requests and on assistance channeled through private voluntary organizations. Testimony was heard from M. Peter McPherson and other departmental witnesses.

AFRICA

Committee on Foreign Affairs: Subcommittee on Africa and the Subcommittee on Human Rights and International Organizations held a joint hearing on Refugees: Africa's New Crisis. Testimony was heard from W. R. Smyser, Acting Director, Bureau for Refugee Programs, Department of State, and public witnesses.

COMMERCIAL AIRCRAFT

Committee on Foreign Affairs: Subcommittee on International Economic Policy and Trade held a hearing on U.S. International Competitiveness: Commercial Aircraft. Testimony was heard from W. Stephen Piper, Coordinator, Aerospace Trade Policy, Office of the U.S. Trade Representative; Harry Copp, Deputy Assistant Secretary for Economic Affairs, Department of State; Paul O'Day, Acting Undersecretary for Trade, Department of Commerce, and a public witness.

SECURITY ASSISTANCE PROGRAMS

Committee on Foreign Affairs: Subcommittee on International Security and Scientific Affairs held a hearing on foreign assistance legislation for fiscal year 1982, security assistance programs worldwide. Testimony was heard from James L. Buckley, Under Secretary for Security Assistance, Science and Technology, Department of State and Lt. Gen. Ernest Graves, U.S. Army, Director, Defense Security Assistance Agency.

GOVERNMENT CONTRACTORS' PRODUCT LIABILITY ACT

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations held a hearing on H.R. 1504, Government Contractors' Product Liability Act of 1981. Testimony was heard from Representative Hendon and public witnesses.

FBI AUTHORIZATION

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights held an oversight hearing on FBI Authorization: Jurisdiction on Indian Reservations. Testimony was heard from Arthur Flemming, Chairman, Commission on Civil Rights, and a public witness.

BALANCED BUDGET

Committee on the Judiciary: Subcommittee on Monopolies and Commercial Law continued hearings on H.J. Res. 2, proposing an amendment to the Constitution of the United States to provide that appropriations made by the United States shall not exceed its revenues, except in time of war or national emergency; and to provide for the systematic paying back of the national debt, and related measures. Testimony was heard from James Clark, President, State Senate, Maryland, and public witnesses.

CITES

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held a briefing on the Convention on International Trade in Endangered Species (CITES). The Subcommittee was briefed by Ron Lambertson, Associate Director for Federal Assistance, Department of the Interior, and Tom Parker, Foreign Service Officer, Office of Food and Natural Resources, Department of State.

CONSTRUCTION GRANTS PROGRAM

Committee on Public Works and Transportation: Subcommittee on Investigation and Oversight held a hearing on the performance of the EPA Construction Grants Program. Testimony was heard from Henry Eschwege, Director, Community and Economic Development Division, GAO.

DOE AUTHORIZATION

Committee on Science and Technology: Subcommittee on Energy Development and Applications concluded hearings on Department of Energy fiscal year 1982 authorization: Basic Research. Testimony was heard from former Representative Mike McCormick and public witnesses.

DOE AUTHORIZATION

Committee on Science and Technology: Subcommittee on Energy Research and Production continued hearings on fiscal year 1982 Department of Energy authorization with emphasis on Nuclear Programs: Waste Management, Conventional Reactor Systems, Advanced Isotope Separation Technology. Testimony was heard from departmental witnesses.

NASA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Space Science and Applications continued hearings on NASA fiscal year 1982 budget authorization. Testimony was heard from Dr. Robert Hermann, Assistant Secretary of the Air Force, Research, Development and Logistics, and a public witness.

Hearings continue March 24.

NASA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Transportation, Aviation and Materials held a hearing on NASA fiscal year 1982 budget authorization: Aeronautics Portion. Testimony was heard from Dr. Walter Olstead, Acting Associate Administrator, Office of Aeronautics and Space Technology, and a public witness.

VETERANS' EDUCATIONAL ASSISTANCE PROGRAMS

Committee on Veterans' Affairs: Subcommittee on Education, Training and Employment continued hearings on H.R. 1400, to amend title 38, United States Code, to establish new educational assistance programs for veterans and for members of the Armed Forces. Testimony was heard from Senator Warner; Representative Whitehurst; Robert Stone, Acting Assistant Secretary of Defense for Management, Reserve Affairs and Logistics, and representatives of the Veterans' Administration.

CIA

Permanent Select Committee on Intelligence: Continued hearings in executive session on the CIA. Testimony was heard from representatives of the CIA.

NATIONAL FOREIGN INTELLIGENCE PROGRAM

Permanent Select Committee on Intelligence: Subcommittee on Program and Budget Authorization continued hearings in executive session on National Foreign Intelligence Program budget. Testimony was heard from departmental witnesses.

Hearings continue March 27.

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Monday, March 23, 1981

Senate

Chamber Action

Routine Proceedings, pages 4869–4940

Bills Introduced: Twenty bills and three resolutions were introduced, as follows: S. 755–774 and S.J. Res. 52–54. **Page 4907**

Bills Reported: Reports were made as follows:

S. Con. Res. 9, revising the Congressional budget for the Federal government for fiscal years 1981, 1982, and 1983, with amendments (with additional and supplemental views). (S. Rept. No. 97–28). **Page 4907**

Milk Price Supports: Senate continued consideration of S. 509, repealing authority for a semiannual increase in dairy price supports, and considered the following amendments proposed thereto:

(1) Melcher amendment No. 8, establishing a section 22 quota on the importation of casein products into the United States. **Page 4896**

(2) Boren unprinted amendment No. 16 (printed amendment No. 13), providing that no agricultural commodities produced in the USSR may enter the United States during any period during which the President imposes restrictions or prohibits the export of grain or any other agricultural commodity to the USSR (including the restrictions on the exportation of agricultural products to such country initiated on January 7, 1980). **Pages 4896–4902**

Vice Presidential Appointment: The Chair, on behalf of the Vice President, appointed Senator Sasser to the Advisory Commission on Intergovernmental Relations. **Page 4893**

Confirmations: Senate confirmed the following nominations:

Donald I. Hovde, of Wisconsin, to be Under Secretary of Housing and Urban Development.

Donald J. Devine, of Maryland, to be Director of the Office of Personnel Management. **Page 4946**

Nominations: Senate received the following nominations:

Robert D. Hormats, of Maryland, to be an Assistant Secretary of State.

Joseph R. Wright, Jr., of New York, to be Deputy Secretary of Commerce.

Lionel H. Olmer, of Maryland, to be Under Secretary of Commerce for International Trade.

G. Ray Arnett, of California, to be Assistant Secretary for Fish and Wildlife, Department of the Interior.

J. Lynn Helms, of Connecticut, to be Administrator of the Federal Aviation Administration.

One Army nomination in the rank of General.

Routine list of Air Force nominations. Pages 4940–4946

Presidential Message: Senate received a message from the President submitting a report on the adverse impact on communities in areas in which major new military facilities are constructed, which was referred to the Committee on Armed Services (PM—39.) Page 4902

Messages From the President: Page 4902
Communications: Pages 4902–4905
Statements on Introduced Bills: Pages 4907–4921
Amendments Submitted for Printing: Page 4922
Notices of Hearings: Page 4922
Committee Authority to Meet: Page 4922
Additional Statements: Pages 4922–4939
Nominations: Pages 4940–4946
Confirmations: Page 4946

Recess: Senate met at 9 a.m., and recessed at 3:02 p.m., until 9:30 a.m., on Tuesday, March 24, 1981. (For Senate's program, see remarks of Senator Baker in today's Record on pages 4869, 4940.)

Committee Meetings

FOOD/AGRICULTURE PROGRAMS

Committee on Agriculture, Nutrition, and Forestry: Committee resumed hearings on proposed reauthorization of food and agriculture programs administered by the Department of Agriculture, receiving testimony on agriculture export programs from Senator Pressler; George Stone and Reuben Johnson, both of the National Farmers Union; Robert Rumler, U.S. Agricultural Export Development Council; James C. Brainard, Millers National Federation; Larry Montgomery, U.S. Wheat Associates; James Yoho, National Forest Products Association; David Byers, Sharon Martin, Ferdinand Hofner, and Larry Minear all of the Interreligious Task Force on U.S. Food Policy; Peter Nelson, Agricultural Trade Council, and Jack Doyle, Environmental Policy Center, all of Washington, D.C.; Wallace Campbell and Fred Devine, both of C.A.R.E., and Ernest Loevinsohn, Bread for the World, all of New York City; and Randall Griggs, Alabama Farm Bureau Federation, Montgomery.

On Friday, March 20, Committee also held hearings on proposed reauthorization of food and agriculture programs, receiving testimony on conservation programs from Lyle Bauer, National Association of Conservation Districts; Tom Barlow, representing the Natural Resources Defense Council, and Robert Gray, National Agricultural Land Study, all of Washington, D.C.; Harry Scurr, Iowa State Association of Soil Conservation Districts, Gilman, Iowa; Paul Jacobsen, Dow City, Iowa; Peggy McNeil, South Jersey Resource Conservation and Development Council, Hammonton, New Jersey; Mark Goldhammer, Western Resources Resource Conservation and Development Council, Wagner, South Dakota; Paul Hunter, Southwestern States Resource Conservation and Development Association, Parsons, Kansas; and Janette Jameson, Southeastern Resource Conservation and Development Council, Gainesville, Georgia.

Hearings continue tomorrow.

APPROPRIATIONS—TRANSPORTATION

Committee on Appropriations: Subcommittee on Transportation and Related Agencies resumed hearings on proposed budget estimates for fiscal year 1982 for the Department of Transportation, receiving testimony in behalf of funds for the Federal Railroad Administration from Robert Blanchette, Administrator, and in behalf of funds for National Railroad Passenger Corporation (AMTRAK) from Alan S. Boyd, President.

Hearings continue on Wednesday, March 25.

APPROPRIATIONS—ENERGY/WATER DEVELOPMENT

Committee on Appropriations: Subcommittee on Energy and Water Development resumed hearings on proposed budget estimates for fiscal year 1982 for certain energy and water development projects, receiving testimony from Senators Andrews, Huddleston, Heflin, Sasser, Denton and Mattingly; Representative Shelby; Governor Allen Olson, Bismarck, North Dakota; Governor Fob James, Montgomery, Alabama; Governor Lamar Alexander, Nashville, Tennessee; Governor William Winters, Jackson, Mississippi; Lt. Governor Martha Collins, Frankfort, Kentucky; and numerous public witnesses.

Hearings continue tomorrow.

DEFENSE—SUPPLEMENTAL

Committee on Armed Services: Committee concluded closed hearings on S. 694, authorizing supplemental funds for fiscal year 1981 for the Department of Defense, after receiving testimony from Caspar W. Weinberger, Secretary of Defense; General David C. Jones, Chairman, Joint Chiefs of Staff, and Jack R. Borsteing, Assistant Secretary of Defense (Comptroller).

TELEVISION LICENSING

Committee on Commerce, Science, and Transportation: Subcommittee on Communications held hearings on S. 601, to reduce and simplify certain licensing requirements in the broadcasting industry, receiving testimony

from Robert E. Lee, Acting Chairman, Federal Communications Commission; Dale Hatfield, Acting Assistant Secretary for Communications and Information, National Telecommunications and Information Administration; Thomas R. Dargan, KATU-TV, Portland, Oregon; Gene Mater, CBS, Inc., New York City; and Vincent Wasilewski, National Association of Broadcasters; Pluria Marshall, National Black Media Coalition, and Howard Symons, Congress Watch, all of Washington, D.C.

Hearings continue on Monday, March 30.

AUTHORIZATIONS—DEPARTMENT OF ENERGY

Committee on Energy and Natural Resources: Subcommittee on Energy Research and Development held hearings on proposed authorizations for fiscal year 1982 for the Department of Energy, receiving testimony in behalf of funds for fossil and environmental programs from Roger W. A. LeGassie, Acting Assistant Secretary for Fossil Energy, and Alex G. Fremling, Acting Assistant Secretary for Environmental Protection, Safety and Emergency Preparedness, and in behalf of funds for conservation and renewable programs from Frank DeGeorge, Acting Assistant Secretary for Conservation and Renewable Energy, and Robert San Martin, Deputy Assistant Secretary for Solar Energy, all of the Department of Energy.

Hearings continue on Monday, March 30.

NOMINATIONS

Committee on Finance: On Friday, March 20, committee concluded hearings on the nominations of Norman B. Ture, of Virginia, to be Under Secretary of the Treasury, and Beryl W. Sprinkel, of Illinois, to be Under Secretary of the Treasury for Monetary Affairs, after the nominees, who were introduced by Senator Dole, testified and answered questions in their own behalf.

FUR SEALS TREATY

Committee on Foreign Relations: On Friday, March 20, Committee concluded hearings on (Exec. S. 96th Cong., 2nd sess.), The Protocol Amending the Interim Convention on Conservation of North Pacific Fur Seals, between the United States, Canada, Japan, and the Soviet Union, after receiving testimony from Senators Levin and Murkowski; James A. Storer, Director, Office of Fisheries Affairs, Bureau of Oceans and International Environmental and Scientific Affairs, Department of State; Carmen Blondin, U.S. Commissioner, North Pacific Fur Seal Commission, and Director, Office of International Fisheries Affairs, National Marine Fisheries Service, National Oceanic and Atmospheric Administration, Department of Commerce; Joseph Tydings, on behalf of Friends of Animals, and Patricia Forkin, the Humane Society of the United States, both of Washington, D.C.; and Tony Smith, Anchorage, Alaska.

INDIAN PROGRAMS

Select Committee on Indian Affairs: Committee concluded hearings in review of the Administration's proposed budgetary recommendations for certain Indian health and educational programs, after receiving testimony from James Canan, Acting Assistant Secretary for Indian Affairs; Earl Barlow, Director, Office of Indian Education, and Bill Babby, Director, Office of Administration, all of the Bureau of Indian Affairs, Department of the Interior; Emery Johnson, Director, Indian Health Service, Department of Health and Human Services; George O. Hipps, Acting Deputy Assistant Secretary for Housing; Thomas Sherman, Acting Deputy Assistant Secretary for Public Housing and Indian Programs; Liza Bowles, Program Analyst, Policy, Program, and Development Division, and Marsha A. Brown, Assistant Director, Indian Community Development Programs, all of the Department of Housing and Urban Development; John H. Rodriquez, Acting Assistant Secretary for Elementary and Secondary Education; Louis McGuinness, Acting Special Assistant for Indian Education; Judy Baker, Acting Deputy Director, Division of Program Operations; Leo Nolan, Education Program Officer, Office of Training and Evaluation; Frank Robison, Acting Chief for Program Administration; Harry Phillips, Acting Deputy Assistant Secretary for Congressional Services, and Tom Skelly, Acting Director, Division of Budget Review, Office of Planning and Budget, all of the Department of Education; Ron Andrade and Susie Erlich, both of the National Congress of American Indians; Ken Black and Wendell Chino, both representing the National Tribal Chairmen's Association, and Suzan Harjo, Native American Rights Fund, all of Washington, D.C.; and Loretta E. Allen, California Indian Education, Fullerton.

NOMINATION

Select Committee on Small Business: Committee concluded hearings on the nomination of Michael Cardenas, of California, to be Administrator of the Small Business Administration, after the nominee, who was introduced by Senator Hayakawa, testified and answered questions in his own behalf. Testimony was also received from Representatives Lewis and Pashayan.

Committee will consider the nomination of Mr. Cardenas on tomorrow.

OLDER AMERICANS/BUDGET CUTS

Special Committee on Aging: On Friday, March 20, Committee held oversight hearings on the impact of the Administration's proposed budget reductions in programs affecting the elderly, focusing on the Social Security, food stamp, and low-income energy assistance programs, receiving testimony from David B. Swoap, Under Secretary of Health and Human Services; Gene P. Dickey, Acting Administrator, Food and Nutrition

Service, Department of Agriculture; Larry Crecy, National Caucus and Center on the Black Aged; Paul A. Kerschner, American Association of Retired Persons/National Retired Teachers Association, and Jacob Clayman, National Council of Senior Citizens, Inc., all of Washington, D.C.; New York State Senator Hugh Farley, Albany, representing the National Conference of State Legislatures; Robert Clark, North Carolina State University, Raleigh; and Doris Dealaman, Somerset County, New Jersey, representing the National Association of Counties.

Hearings continue on Friday, March 27.

House of Representatives

Chamber Action

Bills Introduced: 130 public bills, H.R. 2651–2780, and 1 resolution, H. Res. 115 were introduced. Pages 4864–4867

Report Filed: One report was filed as follows: H. Res. 115, providing for the expenses of investigations and studies to be conducted by the standing and select committees of the House (H. Rept. 97–11). Page 4864

Gold Commission: The Speaker appointed as members of the Commission Concerning the Role of Gold in Domestic and International Monetary Systems, the following Members on the part of the House: Representatives Reuss, Neal, Wylie, and Paul. Page 4859

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Adjourned at 12:14 p.m.

Committee Meetings

FARM BILL

Committee on Agriculture: On March 20, the Subcommittee on Department Operations, Research and Foreign Agriculture concluded hearings on the farm bill of 1981 with emphasis on agricultural research and extension. Testimony was heard from departmental and public witnesses.

NATIONAL FORESTS

Committee on Agriculture: Subcommittee on Forests, Family Farms and Energy held a hearing on H.R. 1777, to expand the purposes for which receipts from national forests may be expended for the benefit of counties. Testimony was heard from Representative Craig; Departmental and public witnesses.

FARM BILL

Committee on Agriculture: On March 20, the Subcommittee on Wheat, Soybeans, and Feed Grains held a hearing on the 1981 farm bill. Testimony was heard from public witnesses.

AGRICULTURAL APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture held a hearing on the Rural Electrification Administration. Testimony was heard from Joseph S. Zoller, Acting Administrator, Rural Electrification Administration, USDA.

On March 20, the Subcommittee held a hearing on the Office of the General Counsel. Testimony was heard from J. Michael Kelly, Acting General Counsel, USDA.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held a hearing in executive session on intelligence overview. Testimony was heard from William J. Casey, Director, CIA.

Hearings continue tomorrow.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development continued hearings on Energy and Water Development appropriations. Testimony was heard from Members of Congress and public witnesses.

Hearings continue tomorrow.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on the Land and Water Conservation Fund and the Office of Water Research and Technology. Testimony was heard from departmental and public witnesses.

On March 20, the Subcommittee held a hearing on U.S. Geological Survey. Testimony was heard from Doyle Frederick, Acting Director, Geological Survey, Department of the Interior.

LABOR—HHS AND EDUCATION

Committee on Appropriations: On March 20, the Subcommittee on Labor—HHS and Education held a hearing on 1981 rescissions and supplementals: Department of Labor. Testimony was heard from Albert Angrisani, Assistant Secretary for Employment and Training, Department of Labor.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on the Federal Aviation Administration. Testimony was heard from Darrell M. Trent, Deputy Secretary of Transportation.

Hearings continue tomorrow.

DEFENSE BUDGET

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials held a hearing on Weapons Procurement, Navy, relating to the fiscal year 1982 Defense budget. Testimony was heard

from RAdm. Donald P. Roane, Director, Surface Combat Systems Division, Office of the Chief of Naval Operations, Department of the Navy.

FIRST BUDGET RESOLUTION

Committee on the Budget: On March 20, continued hearings in preparation for the First Budget Resolution for fiscal year 1982. Testimony was heard from Caspar W. Weinberger, Secretary of Health and Human Services.

Hearings continue March 24.

DEFENSE BUDGET

Committee on Armed Services: Subcommittee on Procurement and Military Nuclear Systems continued hearings on the procurement portions of the fiscal year 1982 Defense budget with emphasis on Army and Marine Corps light armored vehicles and on Marine Corps authorized procurement program. Testimony was heard from David C. Hardison, Deputy Under Secretary of Defense for Tactical Warfare Programs; Maj. Gen. James P. Maloney, Director, Weapons Systems, Office of the Deputy Chief of Staff for Research, Development and Acquisition, Department of the Army; Maj. Gen. Alfred M. Gray, Jr., Director, U.S. Marine Corps Development Center, and Maj. Gen. H. A. Hatch, Deputy Cheif of Staff for Installations and Logistics, Headquarters, U.S. Marine Corps.

On March 20, the Subcommittee continued hearings in executive session on the procurement portions of the fiscal year 1982 Defense budget with emphasis on Navy Fleet Air Defense. Testimony was heard from VAdm. Kinnaird R. McKee, Director of Naval Warfare, Office of the Chief of Naval Operations, Department of the Navy.

Hearings continue tomorrow.

NAVY BUDGET REQUEST

Committee on Armed Services: On March 20, the Subcommittee on Research and Development held a hearing to review the fiscal year 1982 Navy budget request. Testimony was heard from Gerald A. Cann, Acting Assistant Secretary for Research, Engineering and Systems, Department of the Navy; VAdm. Robert R. Monroe, Director, Office of Research, Test and Evaluation, Office of the Chief of Naval Operations, Department of the Navy; VAdm. William H. Rowden, Deputy Chief of Naval Operations (Surface Warfare), Department of the Navy, and Gen. Kenneth McLennan, Assistant Commandant and Chief of Staff, U.S. Marine Corps.

Hearings continue March 24.

FAMILY CONTRIBUTING SCHEDULE

Committee on Education and Labor: Subcommittee on Postsecondary Education held an oversight hearing on the Administration's regulations for the Family Contribution Schedule. Testimony was heard from Terrel H. Bell, Secretary of Education.

ALCOHOL AND DRUG ABUSE EDUCATION ACT

Committee on Education and Labor: Subcommittee on Select Education held a hearing on H.R. 2644, to extend authorizations of appropriations for programs established in the Alcohol and Drug Abuse Education Act. Testimony was heard from the following representatives of the Department of Education: Dick W. Hays, Acting Assistance Secretary for Educational Research and Improvement, and Dr. Helen Nowlis, Director, Alcohol and Drug Abuse Education Program; from the following representatives of the Department of Health and Human Services: Bernard McColgan, Director, Prevention Branch, Division of Prevention and Treatment Development, National Institute on Drug Abuse; Dr. Dennis Tolsma, Assistant Director for Programs Operations, Center for Health Promotion in Education, Center for Disease Control, and Dr. Patricia O'Gorman, Director, Division of Prevention, National Institute on Alcohol and Alcoholism, and from public witnesses.

HEALTH CARE TECHNOLOGY ASSESSMENT REAUTHORIZATION

Committee on Energy and Commerce: On March 20, the Subcommittee on Health and the Environment held a hearing on H.R. 2562, to extend, revise, and consolidate certain programs of the Public Health Service Act. Testimony was heard from public witnesses.

PEACE CORPS

Committee on Foreign Affairs: Held a hearing on the Administration's request for fiscal year 1982 authorization for the Peace Corps. Testimony was heard from William G. Sykes, Acting Director, Peace Corps.

ECONOMIC AND SECURITY ASSISTANCE

Committee on Foreign Affairs: Subcommittee on Asian and Pacific Affairs held a hearing on fiscal year 1982 Economic and Security Assistance to South and East Asia. Testimony was heard from the following representatives of the Department of State: Michael Armacost, Deputy Assistant Secretary, Bureau of East Asian and Pacific Affairs; and Jane Coon, Deputy Assistant Secretary, Bureau of Near Eastern and South Asian Affairs, and Frederick Schieck, Deputy Assistant Administrator, Bureau of Asia, AID.

FOREIGN ASSISTANCE

Committee on Foreign Affairs: Subcommittee on Europe and the Middle East held a hearing on fiscal year 1982 Foreign Assistance requests for Greece, Turkey, Cyprus, Spain and Portugal. Testimony was heard from Raymond Ewing, Deputy Assistant Secretary of State, Bureau of European Affairs; Alfred White, Acting Assistant Administrator, Bureau for Near East, AID, and Col. William Dillard, Chief, Europe/Africa Division, Operations Directorate, Defense Security Assistance Agency, Department of Defense.

FOREIGN ASSISTANCE

Committee on Foreign Affairs: Subcommittee on Inter-American Affairs held a hearing on Foreign Assistance authorizations for Latin America and the Caribbean for fiscal year 1982. Testimony was heard from Representative Bonior; John A. Bushnell, Acting Assistant Secretary of State for Inter-American Affairs, and Lt. Gen. Ernest Graves, Director, Defense Security Assistance Agency, Department of Defense.

Hearings continue March 26.

INTER-AMERICAN FOUNDATION AUTHORIZATION

Committee on Foreign Affairs: Subcommittee on International Operations and Scientific Affairs and the Subcommittee on Inter-American Affairs held a joint hearing on the fiscal years 1982 and 1983 authorization for the Inter-American Foundation. Testimony was heard from Peter Bell, President, Inter-American Foundation.

FOREIGN ASSISTANCE

Committee on Foreign Affairs: Subcommittee on International Security and Scientific Affairs held a hearing on Foreign Assistance Legislation for fiscal year 1982: Security Assistance Programs Worldwide and Conventional Arms Transfer Policy With a Focus on the Persian Gulf, Indian Ocean, and the Horn of Africa. Testimony was heard from Richard Burt, Director, Bureau of Politico-Military Affairs, Department of State, and a public witness.

BUREAU OF LAND MANAGEMENT

Committee on Interior and Insular Affairs: On March 20, the Subcommittee on Public Lands and National Parks held an oversight hearing on the Administration's proposed Fiscal Year 1982 budget revisions for the Bureau of Land Management, National Park Service (including the former Heritage Conservation and Recreation Service) and Territorial Affairs. Testimony was heard from Representative Goldwater and the following representatives of the Department of the Interior: Edward Hastey, Acting Director, Bureau of Land Management; Russell E. Dickenson, Director, National Park Service; Robert Ritsch, Acting Director, Heritage Conservation and Recreation, and Billy Lee Hart, Acting Assistant Secretary for Territorial and International Affairs.

DOE AUTHORIZATION

Committee on Science and Technology: On March 20, the Subcommittee on Energy Research and Production continued hearings on fiscal year 1982 Department of Energy authorization with emphasis on Uranium Enrichment, Interim Storage of Spent Fuel. Testimony was heard from the following representatives of the Department of Energy: Mahlon Gates, Acting Assistant Secretary for Nuclear Energy; Dr. Thomas Dillon, Deputy Assistant Secretary for Nuclear Reactor Programs and William Voigt, Jr., Director, Office of Uranium Resources and Enrichment.

SOCIAL SECURITY FINANCING

Committee on Ways and Means: Subcommittee on Social Security concluded hearings on social security financing issues. Testimony was heard from public witnesses.

Hearings continue March 25.

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Tuesday, March 24, 1981

Senate

Chamber Action

Routine Proceedings, pages 4999–5095

Bills Introduced: Nineteen bills and one resolution were introduced, as follows: S. 775–793 and S.J. Res. 55.

Pages 5046–5047, 5051–5052

Bills Reported: Reports were made as follows:

H. Con. Res. 85, congratulating the Government and people of Spain on their commitment to democracy.

Page 5051

Measure Passed:

Douglas Clyde Macintosh: Senate passed S.J. Res. 55, granting honorary citizenship posthumously to Douglas Clyde Macintosh. Pages 5046–5047

Milk Price Supports: Senate continued consideration of S. 509, repealing authority for a semiannual increase in dairy price supports, taking action on amendments proposed thereto as follows:

Adopted:

(1) By 58 yeas to 36 nays, 4 voting present, Jeysen unprinted amendment No. 17, providing that it is the sense of the Senate that the restrictions on the export of agricultural commodities to the Soviet Union should be terminated (in the nature of a substitute for Zorinsky amendment No. 9). Zorinsky amendment No. 9, as amended, was agreed to. Page 5038

(2) By 80 yeas to 14 nays, 4 voting present, Baker unprinted amendment No. 18, providing that it is the sense of the Senate that no agricultural commodities produced in the Soviet Union should enter the United States during any period during which the President imposes restrictions on or prohibits the export of grain or any other agricultural commodity to the Soviet Union (including the restrictions on the exportation of agricultural products to such country initiated on January 7, 1980), (in the nature of a substitute for Boren amendment No. 13). By 90 yeas to 6 nays, Boren amendment No. 13, as amended, was agreed to.

Page 5039

Rejected:

(1) By 38 yeas to 60 nays, Melcher amendment No. 8, establishing a section 22 quota on the importation of casein products into the United States. Page 5037

(2) By 33 yeas to 65 nays, Zorinsky amendment No. 11 (to Zorinsky amendment No. 9), changing the effective date from April 30 to April 15, 1981. Page 5038

During consideration of this measure today, by 94 yeas to 2 nays, Senate agreed to a motion to instruct the Sergeant at Arms to request the attendance of absent Senators. Page 5040

A unanimous consent agreement was reached concerning further consideration of the bill, and one amendment thereto, with a vote on passage to occur on Wednesday, March 24, at 4 p.m. Pages 5031–5045

President Pro Tempore Appointments: The Chair, upon the recommendation of the Chairman of the Committee on Finance, and on behalf of the President pro tempore, appointed Senators Dole, Packwood, Roth, Long, and Bentsen, as Official Advisers, and Senators Danforth, Chafee, Heinz, Wallop, Durenberger, Armstrong, Symms, Grassley, Harry Byrd, Jr., Matsunaga, Moynihan, Baucus, Boren, Bradley, and Mitchell, as Alternate Official Advisers to the U.S. delegation to international conferences, meetings, and negotiation sessions relating to trade agreements. Page 5042

Messages From the House: Page 5050

Communications: Pages 5050–5051

Statements on Introduced Bills: Pages 5052–5075

Notices of Committee Hearings: Page 5076

Additional Statements: Pages 5076–5096

Quorum Call: One quorum call was taken today. (Total—5) Page 5040

Record Votes: Six record votes were taken today. (Total—39) Pages 5037–5040

Recess: Senate met at 9:30 a.m., and recessed at 7:13 p.m., until 9:30 a.m., on Wednesday, March 25, 1981. (For Senate's program, see remarks of Senator Baker in today's Record on pages 5045, 5096.)

Committee Meetings

FOOD/AGRICULTURE PROGRAMS

Committee on Agriculture, Nutrition, and Forestry: Committee continued hearings on proposed reauthorizations for food and agriculture programs administered by the Department of Agriculture, receiving testimony on agriculture research and extension programs from John Toll, and Paul Poffenberger, both of the University of Maryland, College Park; Gilbert Tampkins, Langston University, Langston, Oklahoma; Keith Huston and Naurine McCormick, both of Ohio State University, Columbus; Jack Stockton, Purdue University, Lafayette, Indiana; Richard Skok, University of Minnesota, Minneapolis; and Lawrence Apple, North Carolina State University, Raleigh, all representing the National Association of State Universities and Land Grant Colleges; Sumner Griffin, Tennessee Technological University, Cookeville, representing the American Association of State Colleges and Universities; John Haas, National Extension Advisory Committee, Larned, Kansas; O. C. Simpson, Prairie View A & M, Prairie View, Texas; E. H. Vause, Charles F. Kettering Foundation, Dayton, Ohio; and John Saunders, National Pork Producers Council, Des Moines, Iowa.

Hearings continue on Monday, March 30.

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee on Agriculture and Related Agencies held hearings on proposed budget estimates for fiscal year 1982 for certain programs of the Department of Agriculture, receiving testimony in behalf of funds for their respective activities from Richard Smith, Acting Administrator, Foreign Agricultural Service; Quentin West, Special Assistant for International Scientific and Technical Cooperation, Office of International Cooperation and Development; Wayne A. Fletcher, Acting Manager, Federal Crop Insurance Corporation; Kenneth R. Farrell, Administrator, Economics and Statistics Service, and J. Dawson Ahalt, Chairman, World Food and Agricultural Outlook.

Subcommittee will meet again on Monday, March 30.

APPROPRIATIONS—ENERGY/WATER DEVELOPMENT

Committee on Appropriations: Subcommittee on Energy and Water Development continued hearings on proposed budget estimates for fiscal year 1982 for certain energy and water development projects, receiving testimony from Senator Dole; Representative Stenholm; Governor Bruce Babbitt, Phoenix, Arizona; and numerous public witnesses.

Hearings continue tomorrow.

APPROPRIATIONS—JUSTICE

Committee on Appropriations: Subcommittee on State, Justice, Commerce, and the Judiciary resumed hearings on proposed budget estimates for fiscal year 1982 for the Department of Justice, receiving testimony in behalf of funds for their respective activities from Peter B. Bensinger, Administrator, Drug Enforcement Administration, and Norman A. Carlson, Director, Bureau of Prisons, both of whom were accompanied by several of their associates, all of the Department of Justice.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—MILITARY CONSTRUCTION

Committee on Appropriations: Subcommittee on Military Construction resumed open and closed hearings on proposed budget estimates for fiscal year 1982 for mili-

tary construction programs of the Department of Defense, receiving testimony in behalf of funds for Army military construction from Brig. General Norman G. Delbridge, Jr., Assistant Chief of Engineers, Office of the Chief of Engineers, Department of the Army, who was accompanied by several of his associates.

Subcommittee will meet again on Thursday, April 2.

NOMINATIONS

Committee on Banking, Housing and Urban Affairs: Committee concluded hearings on the nominations of Philip D. Winn, of Colorado, to be an Assistant Secretary of Housing and Urban Development; Emanuel S. Savas, of New Jersey, to be an Assistant Secretary of Housing and Urban Development; John J. Knapp, of New York, to be General Counsel for the Department of Housing and Urban Development, and Arthur E. Teele, Jr., of Florida, to be Administrator, Urban Mass Transportation Administration, after the nominees testified and answered questions in their own behalf. Mr. Winn was introduced by Senator Armstrong; Mr. Knapp was introduced by Senator D'Amato; and Mr. Teele was introduced by Representatives Chappell and Lehman.

AUTHORIZATIONS—RAILWAY ASSOCIATION/ CONRAIL

Committee on Commerce, Science, and Transportation: Subcommittee on Surface Transportation held oversight hearings to review supplemental assistance and restructuring policies for the Consolidated Rail Corporation (Conrail), and on proposed authorizations for fiscal year 1982 for the U.S. Railway Association, receiving testimony from Robert W. Blanchette, Administrator, Federal Railroad Administration, Department of Transportation; Marcus Alexis, Acting Chairman, Interstate Commerce Commission; L. Stanley Crane, Chairman and Chief Executive Officer, Consolidated Rail Corporation (Conrail); Herbert McLure, Associate Director of Community Development, General Accounting Office; and Fred A. Hardin, United Transportation Union, Fred J. Kroll, Railway Labor Executives' Association, and Kent Shoemaker, Delaware and Hudson Railroad Company, all of Washington, D.C.

Hearings continue tomorrow.

ANTHRACITE COAL SHORTAGES

Committee on Energy and Natural Resources: Subcommittee on Energy and Mineral Resources concluded hearings to examine current shortages and future supply trends of anthracite coal used for residential heating, after receiving testimony from Representative Nelligan; Roger LeGassie, Acting Assistant Secretary of Energy for Fossil Energy, and Jerry Pell, Director of Anthracite, Department of Energy; George Marienthal, Deputy Assistant Secretary of Defense for Energy Environment Safety; Nate Goldhaber, on behalf of the Commonwealth of Pennsylvania, and W. F. Matson, Pennsylvania Rural Electric Association, both of Harrisburg; Abraham Frumkin, Anthracite Development and Utilization Association; James Curran, Reading Anthracite Company, and Karl Goos, GMP Land Company, all of Pottsville, Pennsylvania; Henry A. Kinne, Kinne Coal Company, Glastonbury, Connecticut; Robert Evans, Eaton Energy Company, Lebanon, New Hampshire; Fred Seigle, New Hampshire Governor's Council on Energy, Concord; Fred Nemergut, Massachusetts Office of Energy Resources, Marcus J. Smith, National Wood Stove and Fireplace Journal, Chesapeake, Virginia; and C. E. Snyder, Pennsylvania Power and Light, Allentown, Pennsylvania.

SPENDING REDUCTIONS/ECONOMIC RECOVERY

Committee on Finance: Committee resumed hearings on the Administration's spending reduction proposals for economic recovery, receiving testimony from State Delegate Mary Marshall, Richmond, Virginia, on behalf of the National Conference of State Legislatures; Michael E. Barber, representing the California District Attorneys' Association Family Support Council, Sacramento; Robert Orth, St. Paul, Minnesota, on behalf of the National Association of Counties; and Jay Angoff, Congress Watch, James B. Kenley, The Association of State and Territorial Health Officials, and John P. Mallan, American Association of State Colleges and Universities, all of Washington, D.C.

Hearings continue tomorrow.

PROFESSIONAL STANDARDS REVIEW ORGANIZATIONS

Committee on Finance: On Monday, March 23, Subcommittee on Health concluded hearings to examine the current medicaid and medicare review requirements of the Professional Standards Review Organizations (PSRO), after receiving testimony from Carolyn K. Davis, Administrator, Health Care Financing Administration, Department of Health and Human Services; Gregory J. Ahart, Director, Robert E. Iffert, Jr., Assistant Manager, and Donald R. Barardo, Senior Evaluator, all of the Human Resources Division, General Accounting Office; Paul B. Ginsburg, Chief, Income Security and Health Unit, Congressional Budget Office; Joyce Lashof, Assistant Director, Health and Life Sciences Division, and Bryan R. Luce, Senior Analyst, both of the Office of Technology Assessment; Jay B. Constantine, Kensington, Maryland; Joseph F. Boyle, representing the American Medical Association, Los Angeles, California; Robert J. Becker, American Association of Professional Standards Review Organizations, Joliet, Illinois; Stanley I. Fishman, Kings County Health Care Review Organization, and Richard N. Pierson, Jr., New York County Health Services Review Organization, both of New York City; Robert A. Morton,

Colonial Virginia Foundation for Medical Care, Tidewater, Virginia; John M. Wasserman, California PSRO Area 23, Torrance, California; Duane H. Heintz, John Deere and Company, Moline, Illinois; James B. Cardwell, Blue Cross and Blue Shield Associations, Chicago, Illinois; Jose L. Garcia Oller, Private Doctors of America, New Orleans, Louisiana; and Helen Smits, The Urban Institute, Willis B. Goldbeck, Washington, Business Group on Health, and Jan Peter Ozga, representing the Chamber of Commerce of the United States, all of Washington, D.C.

AUTHORIZATIONS—FOREIGN ASSISTANCE

Committee on Foreign Relations: Committee resumed hearings on proposed authorizations for fiscal year 1982 for economic assistance programs for countries in the Near East and South Asia, receiving testimony from Morris Draper, Deputy Assistant Secretary of State for Near East, and Jane Coon, Deputy Assistant Secretary of State for South Asia; General Ernest Graves, Director, Security Assistance Agency, Department of Defense; and Alfred D. White, Acting Assistant Administrator for Near East Bureau, and Fred Schieck, Acting Assistant Administrator for Asia Bureau, both of Agency for International Development.

Hearings continue tomorrow.

ALCOHOL FUELS

Committee on Governmental Affairs: Subcommittee on Energy, Nuclear Proliferation and Government Processes concluded hearings on the capacity of alcohol to provide energy security to the United States by displacing imported petroleum, after receiving testimony from Eugene C. Hagburg, Assistant Postmaster General, Delivery Services Department, United States Postal Service; Thomas E. Bull, Project Director, Energy Programs, and Steven E. Plotkin, Senior Analyst, Energy Programs, both of the Office of Technology Assessment; J. Dexter Peach, Director, Energy and Minerals Division, General Accounting Office; Bobby Unser, Albuquerque, New Mexico; Ray McMahan, Indianapolis, Indiana; Mario Garnero, Brazilian National Energy Commission, Sao Paulo; Jim Floyd and Steve Cooley, both of Alcohol Cars of America, Cullman, Alabama; Gerhard Delf, Volkswagen of America, Inc., Troy, Michigan; Robert Jackson, Conoco Oil Company, and Serge Gratch and Roberta J. Nichols, both of Ford Motor Company, all of Detroit, Michigan; and Glen Alexander, Curecanti National Recreation Area, Colorado.

ENERGY ASSISTANCE

Committee on Labor and Human Resources: Subcommittee on Aging, Family and Human Services concluded hearings on proposed legislation authorizing funds for fiscal year 1982 for low-income energy assistance programs, receiving testimony from Senators Bentsen and Chiles; David Swoap, Under Secretary of Health and Human Services; Linda McMann, Assistant Commissioner, Office of Family Assistance, Social Security Administration; Governor Fob James, Montgomery, Alabama, representing the Southern Growth Policy Board; Governor William O'Neill, Hartford, Connecticut, representing the Northeast Coalition of Governors; Governor Edward J. King, Boston, Massachusetts; and Earl Bourden, Claremont, New Hampshire, representing the National Council of Senior Citizens.

MINIMUM WAGE

Committee on Labor and Human Resources: Subcommittee on Labor held hearings on S. 348, S. 430, and S. 658, bills to increase job opportunity by allowing employers to pay young people the minimum wage at a reduced rate, receiving testimony from Ray Donovan, Secretary of Labor; Waldo Macey, Macey's Inc., Murray, Utah, on behalf of the National Association of Retail Grocers of the United States; F. L. Stephens, Town and Country Food Stores, Inc., San Angelo, Texas, on behalf of the National Association of Convenience Stores; Paul Osterman, Boston University, Boston, Massachusetts; and Michael L. Tiner, United Food and Commercial Workers International Union; Jacob Sheinkman, Amalgamated Clothing and Textile Workers Union; John Sweeney, Service Employees International Union; C. H. Fields, American Farm Bureau Federation; Robert E. Bradford, National Restaurant Association; Robert Gallione, National Association of Student Employment Administrators, and Frank X. Viggiano and Curtis L. Pittman, both of the United States Student Association, all of Washington, D.C.

Hearings continue tomorrow.

NOMINATION

Select Committee on Small Business: Committee ordered favorably reported the nomination of Michael Cardenas, of California, to be Administrator, Small Business Administration.

House of Representatives

Chamber Action

Bills Introduced: 28 public bills, H.R. 2781–2808; 1 private bill, H.R. 2809; and 4 resolutions, H. Con. Res. 98 and 99, and H. Res. 116 and 117 were introduced.

Pages 4996–4997

Bills Reported: Reports were filed as follows:

H.R. 2594, to amend the dairy provisions of the Agricultural Act of 1949, amended (H. Rept. 97–12);

H.R. 618, to convey certain interests in public lands to the city of Angels, California (H. Rept. 97–13);

H.R. 1528, to provide an exception to the requirements of the Act of August 30, 1890 (26 Stat. 391; U.S.C. 945), with regard to certain lands in Riverside County, California (H. Rept. 97–14);

H.R. 1543, a private bill (H. Rept. 97–15);

H. Res. 116, providing for additional procedures during the consideration of H. Res. 115, providing for the expenses of investigations and studies to be conducted by the standing and select committees of the House (H. Rept. 97–16); and

H. Res. 117, providing for the consideration of H.R. 1986, to amend section 201 of the Agricultural Act of 1949, as amended, to delete the requirement that the support price of milk be adjusted semiannually (H. Rept. 97–17). Pages 4995–4996

Late Reports: Committee on Rules received permission to have until midnight tonight to file certain privileged reports. Page 4977

Presidential Message—Community Impact Assistance: Read a message from the President wherein he transmits a preliminary report of the study of the adverse impact on communities in areas in which major, new military facilities are constructed with a view to determining the most effective and practicable means of promptly mitigating such impact—referred to the Committee on Armed Services. Page 4985

Meeting Hour: Agreed that the House will meet at noon on Wednesday, March 25. Page 4987

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 4998.

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Adjourned at 12:55 p.m.

Committee Meetings

AGRICULTURAL APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture held a hearing on the Commodity Futures Trading Commission. Testimony was heard from James M. Stone, Chairman, Commodity Futures Trading Commission.

COMMERCE—JUSTICE—STATE—THE JUDICIARY AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce—Justice—State—the Judiciary and Related Agencies heard testimony from William French Smith, Attorney General.

The Subcommittee also held a hearing on general administration and general legal activities, Department of Justice. Testimony was heard from departmental witnesses.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense continued to meet in executive session on the intelligence overview. Testimony was heard from William J. Casey, Director, CIA.

The Subcommittee also held a hearing on the fiscal year 1982 Navy posture. Testimony was heard from John F. Lehman, Jr., Secretary of the Navy; Adm. Thomas B. Hayward, Chief of Naval Operations, and Gen. Robert H. Barrow, Commandant, U.S. Marine Corps.

Hearings continue tomorrow.

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Subcommittee on the District of Columbia held a hearing on human support services. Testimony was heard from Ivanhoe Donaldson, Acting Director, Department of Employment Services, District of Columbia.

Hearings continue tomorrow.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development continued hearings on Energy and Water Development appropriations. Testimony was heard from Members of Congress and public witnesses.

Hearings continue tomorrow.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations met to discuss a reprogramming request for El Salvador.

HUD—INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD—Independent Agencies held a hearing on the Office of Science and Technology Policy and on the National Science Foundation. Testimony was heard from Benjamin Huberman, Acting Director, Office of Science and Technology Policy, and from the following representatives of the NSF: Dr. John B. Slaughter, Director; Herbert D. Doan, Vice Chairman, National Science Board, and Dr. Donald N. Langenberg, Deputy Director.

Hearings continue tomorrow.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on the National Endowment for the Humanities. Testimony was heard from public witnesses.

LABOR, HHS, AND EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, HHS, and Education held a hearing on the Department of Health and Human Services. Testimony was heard from Richard S. Schweiker, Secretary, Health and Human Services.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on fiscal year 1982 Navy and Marine Corps military construction program. Testimony was heard from Rear Adm. W. M. Zobel, Commander, Naval Facilities Engineering Command, and Brig. Gen. F. E. Petersen, Director, Facilities and Services Division, Office of the Deputy Chief of Staff (Installations and Logistics), Headquarters, U.S. Marine Corps.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation continued hearings on the Federal Aviation Administration. Testimony was heard from Charles Weithoner, Associate Administrator for Administration, FAA, Department of Transportation.

Hearings continue tomorrow.

TREASURY—POSTAL SERVICE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury-Postal Service held a hearing on Public Building Service general management and administration and on allowances for former Presidents, the Office of the Inspector General, and Federal property resources activities. Testimony was heard from representatives of GSA.

INTELLIGENCE BRIEFING

Committee on Armed Services: Met in executive session to receive a classified intelligence briefing. The Committee was briefed by representatives of the Defense Intelligence Agency.

DEFENSE BUDGET

Committee on Armed Services: Subcommittee on Procurement and Military Nuclear Systems continued hearings in executive session on the procurement portions of the fiscal year 1982 Defense budget with emphasis on Navy and Marine Corps combat aircraft procurement programs. Testimony was heard from VAdm. Wesley L. McDonald, Deputy Chief of Naval Operations (Air Warfare), and Lt. Gen. William J. White, Deputy Chief of Staff for Aviation, Headquarters, U.S. Marine Corps.

Hearings continue tomorrow.

NAVY BUDGET

Committee on Armed Services: Subcommittee on Research and Development held a hearing to review the fiscal year 1982 Navy budget request. Testimony was heard from Gerald A. Cann, Acting Assistant Secretary for Research, Engineering and Systems, Department of the Navy; VAdm. Robert R. Monroe, Director, Office of Research, Development, Test and Evaluation for the Chief of Naval Operations, Department of the Navy; VAdm. William H. Rowden, Deputy Chief of Naval Operations for Surface Warfare; Brig. Gen. Jacob W. Moore, U.S. Marine Corps, Deputy Chief of Staff, Research, Development and Studies; RAdm. Frank B. Kelso II, Director, Strategic Submarine Division for the Deputy Chief of Naval Operations for Submarine Warfare, Department of the Navy, and RAdm. Dickinson M. Smith, Director Attack Submarine Division for the Deputy Chief of Naval Operations for Submarine Warfare, Department of the Navy.

HUD BUDGET

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development concluded hearings on HUD budget. Testimony was heard from David A. Stockman, Director, Office of Management and Budget.

FIRST BUDGET RESOLUTION

Committee on the Budget: Continued hearings in preparation for the First Budget Resolution for fiscal year 1982. Testimony was heard from Representatives Mitchell of Maryland, Fauntroy, Hagedorn, Pease, Hawkins, Rousselot, Oberstar, and Alexander, and William Hudnut III, Mayor, Indianapolis, Indiana.

Hearings continue tomorrow.

OVERSIGHT

Committee on Education and Labor: Held an oversight hearing on the effects of cutbacks proposed by the Administration (economic assumptions and long term costs). Testimony was heard from public witnesses.

Hearings continue tomorrow.

TOXIC SUBSTANCES CONTROL ACT AUTHORIZATION

Committee on Energy and Commerce: Subcommittee on Commerce, Transportation and Tourism held a hearing on the authorization of the Toxic Substances Control Act. Testimony was heard from Edwin Clark, Acting Assistant Administrator for Pesticides and Toxic Substances, EPA, and public witnesses.

SYNTHETIC FUELS AND ALCOHOL FUELS POLICY

Committee on Energy and Commerce: Subcommittee on Fossil and Synthetic Fuels held a hearing on the

Department of Energy's Synthetic Fuels and Alcohol Fuels Policy. Testimony was heard from Dr. Paul F. Rothberg, Specialist for Environmental and Natural Resources Policy Division, Congressional Research Service, Library of Congress, and public witnesses.

OVERSIGHT

Committee on Energy and Commerce: Subcommittee on Health and the Environment held an oversight hearing on fire safety problems associated with high rise buildings. Testimony was heard from Joseph Moreland, Acting Administrator, U.S. Fire Administration, Federal Emergency Management Agency, and public witnesses.

AID PROPOSALS

Committee on Foreign Affairs: Subcommittee on Africa held an overview hearing of the Administration's aid proposals. Testimony was heard from Lannon Walker, Acting Assistant Secretary of State for African Affairs and Roy Stacey, Acting Assistant Administrator for Africa, AID.

AID TO THAILAND

Committee on Foreign Affairs: Subcommittee on Asian and Pacific Affairs held a hearing on U.S. Aid to Thailand. Testimony was heard from Michael Armacost, Deputy Assistant Secretary of State, Bureau of East Asian and Pacific Affairs; Frederick Schieck, Deputy Assistant Administrator, Bureau for Asia, AID, and a public witness.

INTERNATIONAL ASSISTANCE PROGRAMS

Committee on Foreign Affairs: Subcommittee on International Economic Policy and Trade held a hearing on U.S. International Assistance Programs: Population, Energy, and Environment. Testimony was heard from public witnesses.

STATE DEPARTMENT AND INTERNATIONAL COMMUNICATION AGENCY AUTHORIZATIONS

Committee on Foreign Affairs: Subcommittee on International Operations held a hearing on fiscal years 1982 and 1983 State Department and International Communication Agency authorizations. Testimony was heard from Representative Courter; Alexander Haig, Secretary of State; John Shirley, Acting Director, International Communication Agency, and public witnesses.

Hearings continue tomorrow.

U.S. PERSONNEL SECURITY OVERSEAS

Committee on Government Operations: Subcommittee on Legislation and National Security held a hearing in executive session on security of U.S. personnel, property, and information overseas. Testimony was heard from Max Hugel, Deputy for Administration, CIA; Carl Norton, Assistant Director for Resources and Systems, Defense Intelligence Agency, and Richard T. Kennedy, Under Secretary of State for Management.

REGULATORY PROCEDURE ACT

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations held a hearing on H.R. 746, Regulatory Procedure Act of 1981. Testimony was heard from Senators Eagleton, Grassley, Schmitt, Bumpers, and Representative Hughes.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights held an oversight hearing on FBI Authorization/Crime Laboratories. Testimony was heard from John O. Sullivan, Project Director, Forensic Science Program, National Institute of Justice, Department of Justice, and a public witness.

Hearings continue tomorrow.

LEGAL SERVICES CORPORATION AUTHORIZATION

Committee on the Judiciary: Subcommittee on Courts, Cvil Liberties, and the Administration of Justice continued hearings on H.R. 2506, to authorize appropriations for Legal Services Corporation for fiscal years 1982, 1983 and 1984. Testimony was heard from Stephen H. Sachs, Attorney General, State of Maryland, and public witnesses.

Hearings continue tomorrow.

REFUGEE ACT AMENDMENTS

Committee on the Judiciary: Subcommittee on Immigration, Refugees, and International Law held a hearing on H.R. 2142, to amend the Refugee Act of 1980 to extend the period for payment of child welfare services and cash and medical assistance for certain refugees. Testimony was heard from Representatives Patterson, Vento and Danielson; Wilford J. Forbush, Acting Deputy Under Secretary for Special Projects, Department of Health and Human Services; David Roberti, President, Senate, State of California, and public witnesses.

BUDGET REPORT

Committee on Merchant Marine and Fisheries: Approved recommendations for the March report to the Committee on the Budget.

MARITIME PROGRAMS AUTHORIZATION

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine held a hearing on H.R. 2526, to authorize appropriations for certain maritime programs of the Department of Commerce for fiscal 1982. Testimony was heard from Samuel B. Nemirow, Assistant Secretary of Commerce for Mari-

time Affairs; RAdm. Bruce Keener, Commander, Military Sealift Command, and public witnesses.

Hearings continue tomorrow.

MISCELLANEOUS MEASURES

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits held a hearing on the following bills: H.R. 2463, to amend title 5, United States Code, to provide for voluntary withholding of State income tax for civil service annuitants; and H.R. 2465, to amend title 5, United States Code, to allow the continuance of a civil service survivor annuity of a student while the student's education is interrupted because of illness. Testimony was heard from Fred Kistler, Deputy Associate Director, Compensation Bureau, Office of Personnel Management, and public witnesses.

OVERSIGHT

Committee on Public Works and Transportation: Subcommittee on Investigations and Oversight held a hearing on the impact of weather on aviation safety, with emphasis to be placed on the observation, assimilation and communication of meaningful data to the flight deck of all aircraft. Testimony was heard from James B. King, Chairman, National Transportation Safety Board, and public witnesses.

Hearings continue March 26.

COMMITTEE FUNDING

Committee on Rules: Granted a rule providing additional procedures during the consideration of the privileged resolution, H. Res. 115, providing for the expenses of investigations and studies to be conducted by the standing and select committees of the House; providing four hours of general debate to be equally divided between the chairman and ranking minority member of the Committee on House Administration; making in order an amendment printed in the Record of March 24, 1981, by Representative Wright which shall not be subject to amendment or to a demand for a division of the question and shall be debatable for one hour to be divided between Rep. Wright and the ranking minority member of the Committee on House Administration or his designee; previous question shall be considered on the amendment, if offered, and on the resolution; providing one motion to recommit with or without instructions and motion to recommit with instructions shall be debatable for one hour to be divided between the proponent and a Member opposed. Testimony was heard from Representatives Annunzio, Wright, Frenzel, Badham, Collins of Texas, and Dannemeyer.

DAIRY PRICE SUPPORT

Committee on Rules: Granted an open rule providing for one hour of debate on H.R. 1986, to amend section 201 of the Agricultural Act of 1949, as amended, to delete the requirement that the support price of milk be adjusted semiannually. Testimony was heard from Chairman de la Garza and Representatives Findley and Hagedorn.

DOE AUTHORIZATION

Committee on Science and Technology: Subcommittee on Energy Development and Applications began mark-up of DOE fiscal year 1982 budget authorization.

Will continue tomorrow.

NSF AUTHORIZATION; EARTHQUAKE HAZARD REDUCTION ACT AND FIRE PREVENTION AND CONTROL ACT BUDGET

Committee on Science and Technology: Subcommittee on Science, Research, and Technology approved for full Committee action as amended H.R. 1520, to authorize appropriations for activities for the National Science Foundation for fiscal year 1982.

The Subcommittee also approved for full Committee action the Administration's budget proposal for the Earthquake Hazard Reduction Act and the Fire Prevention and Control Act for fiscal year 1982.

NASA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Space Science and Applications concluded hearings on NASA fiscal year 1982 budget authorization Upper Stage Reprogramming Request. Testimony was heard from Dr. Alan Lovelace, Acting Administrator, NASA and Symour Efrof, Associate General Counsel, GAO.

VETERANS' EDUCATIONAL ASSISTANCE PROGRAMS

Committee on Veterans' Affairs: Subcommittee on Education, Training and Employment continued hearings on H.R. 1400, to amend title 38, United States Code, to establish new educational assistance programs for veterans and for members of the Armed Forces. Testimony was heard from Representative Dicks; William D. Clark, Acting Assistant Secretary of the Army, Manpower and Reserve Affairs; Lt. Gen. LaVerne E. Weber, Chief, National Guard Bureau; Maj. Gen. William R. Berkman, Chief of Reserves, U.S. Army Reserves; Steve Edmiston, representative DAV, and other public witnesses.

Hearings continue tomorrow.

ADMINISTRATION'S ECONOMIC PROGRAM

Committee on Ways and Means: Continued hearings on the Administration's economic program, including tax and spending cut proposals. Testimony was heard from public witnesses.

Hearings continue tomorrow.

PSRO's

Committee on Ways and Means: Subcommittee on Oversight and the Subcommittee on Health held a joint

hearing on the Administration's proposals to phase out Federal funding of PSRO's and to subsequently eliminate the utilization review requirement of present law. Testimony was heard from public witnesses.

Hearings continue tomorrow.

Joint Committee Meeting

CPI FIGURES

Joint Economic Committee: Committee held hearings on the Consumer Price Index figures for the month of February, receiving testimony from Murray Weidenbaum, Chairman, Council of Economic Advisors.

Committee recessed subject to call.

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Wednseday, March 25, 1981

Senate

Chamber Action

Routine Proceedings, pages 5130–5203

Bills Introduced: Eleven bills and one resolution were introduced, as follows: S. 794–804 and S. Res. 101.

Pages 5130, 5164

Measures Passed:

Committee on Small Business: Senate agreed to S. Res. 101, changing the status of the Committee on Small Business to that of a standing committee.

Pages 5130–5132

Milk price supports: By 88 yeas to 5 nays, Senate passed S. 509, repealing authority for a semiannual increase in dairy price supports, as amended.

Pages 5159–5161

Nomination: Senate received the nomination of Nicholas A. Veliotes, of California, to be an Assistant Secretary of State. Page 5191

Treaty Received: The injunction of secrecy was removed from the Treaty with New Zealand on the Delimitation of the Maritime Boundary between the United States and Tokelau, (Treaty Document No. 97–5). The treaty was transmitted to the Senate today, considered as having been read for the first time, and referred, with accompanying papers, to the Committee on Foreign Relations and ordered to be printed.

Page 5191

Messages From the President: Pages 5163–5164
Statements on Introduced Bills: Pages 5164–5179
Additional Statements: Pages 5180–5191
Nominations: Page 5191

Record Vote: One record vote was taken today (Total—40). Page 5161

Recess: Senate met at 9:30 a.m., and recessed at 4:56 p.m., until 10 a.m., on Thursday, March 26, 1981. (For Senate's program see remarks of Senator Baker in today's Record on page 5191.)

Committee Meetings

APPROPRIATIONS—COMMERCE

Committee on Appropriations: Subcommittee on State, Justice, Commerce, and the Judiciary continued hearings on proposed budget estimates for fiscal year 1982 for the Department of Commerce, receiving testimony in behalf of funds for their respective activities from Malcolm Baldrige, Secretary of Commerce; Clifford J. Parker, Acting Assistant Secretary for Administration; Harold W. Williams, Acting Assistant Secretary for Economic Development, Economic Development Administration; George L. B. Pratt, Acting Director of the Office of the Associate Deputy Secretary, Regional Action Planning Commissions; and Nancy A. Richards, Director for Budget, Office of Budget and Program Evaluation.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—ENERGY/WATER DEVELOPMENT

Committee on Appropriations: Subcommittee on Energy and Water Development continued hearings on proposed budget estimates for fiscal year 1982 for certain energy and water development projects, receiving testimony from Senators Long, Pryor, Johnston, Stennis, Armstrong, Hatch, Garn, Hart, and Cochran; and numerous public witnesses.

Hearings continue tomorrow.

APPROPRIATIONS—DEPARTMENT OF ENERGY

Committee on Appropriations: Subcommittee on the Interior and Related Agencies held hearings on proposed budget estimates for fiscal year 1982 for certain programs of the Department of Energy, receiving testimony in behalf of funds for their respective activities from Barton R. House, Acting Administrator, Economic Regulatory Administration; George B. Breznay, Director, Office of Hearings and Appeals; Roger W. A. LeGassie, Acting Assistant Secretary for Fossil Energy, and Frank DeGeorge, Acting Assistant Secretary for Conservation and Renewable Energy, all of whom were accompanied by several of their associates, Department of Energy.

Hearings continue tomorrow.

APPROPRIATIONS—TRANSPORTATION

Committee on Appropriations: Subcommittee on Transportation and Related Agencies resumed hearings on

proposed budget estimates for fiscal year 1982 for the Department of Transportation, receiving testimony in behalf of funds for the Federal Highway Administration from Ray A. Barnhart, Administrator.

Subcommittee will meet again on Friday, March 27.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Sea Power and Force Projection resumed closed hearings on proposed authorizations for fiscal year 1982 for the Department of Defense, receiving testimony on Naval research and development programs from Gerald A. Cann, Acting Assistant Secretary of the Navy for Research Engineering and Systems; Vice Admiral Robert R. Monroe, Director, Office of Research Development, Test and Evaluation, Office of the Chief of Naval Operations; Brig. General Jacob W. Moore, Deputy Chief of Marine Corps Staff for Research, Development and Studies, Headquarters, U.S. Marine Corps; Vice Admiral Ernest R. Seymour, Commander, Naval Air Systems Command; and Rear Admiral Donald P. Roane, Director, Surface Combat Systems Division; Rear Admiral Paul F. McCarthy, Director, Aviation Plans and Requirements Division, and Rear Admiral Dickinson M. Smith, Director, Attack Submarine Division, all of the Office of the Deputy Chief of Naval Operations for Submarine Warfare.

Hearings were recessed subject to call.

AUTHORIZATIONS—NASA

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology, and Space resumed hearings on proposed legislation authorizing funds for fiscal year 1982 for the National Aeronautics and Space Administration, receiving testimony from Alan M. Lovelace, Acting Administrator, and Andrew Stoffan, Acting Associate Administrator for Space Science, both of the National Aeronautics and Space Administration; Charles W. Cook, Deputy Assistant Secretary of Defense for Space Plans and Policy; Harry Marshall, Acting Assistant Secretary of State for Oceans, International Environment and Scientific Affairs, and Wilfred Mellors, European Space Program, Washington, D.C.

Closed hearings will continue on Tuesday, March 31.

AUTHORIZATIONS—RAILWAY ASSOCIATION/CONRAIL

Committee on Commerce, Science, and Transportation: Subcommittee on Surface Transportation concluded oversight hearings to review supplemental assistance and restructuring policies for the Consolidated Rail Corporation (Conrail), and on proposed authorizations for fiscal year 1982 for the U.S. Railway Association, after receiving testimony from Stephen Berger, Chairman of the Board of Directors, U.S. Railway Association; Louis J. Gambaccini, New Jersey Commissioner of Transportation, Trenton; Richard Bradley, Connecticut Department of Transportation, Wethersfield; Thomas T. Church, Bethlehem Steel Corporation, Bethlehem, Pennsylvania; Paul J. Tortolani, New England Regional Commission, Boston, Massachusetts; Brendon O'Malley, Port Authority of New York and New Jersey, New York City; Robert J. Casey, Ohio Rail Transportation Authority, Columbus, Ohio; John Marino, Hillsdale County Railway, Hillsdale, Michigan; Tony Hannold, Virginia and Maryland Railroad Co., Salisbury, Maryland; and Len Rippa, National Taxpayers Union, Office of Congressional Affairs; Kenneth R. Feinberg, Kaye, Scholer, Fierman, Hays and Handler, and E. Kenneth Bowers, National Industrial Traffic League, all of Washington, D.C.

OIL SPILLS

Committee on Environment and Public Works: Subcommittee on Environmental Pollution held hearings on S. 681, providing a comprehensive system of liability and compensation for oil spill damage and removal costs (being held at the Senate desk), receiving testimony from Charles R. Corbett, Chief, Environmental Response Division, Office of Marine Environment and Systems, U.S. Coast Guard, Department of Transportation; Sharron Stewart, Commissioner, National Advisory Commission on Oceans and Atmosphere; Richard Golob, World Information Systems, Boston, Massachusetts; and Clifton Curtis, Center for Law and Social Policy, Washington, D.C.

Hearings continue tomorrow.

NUCLEAR POWERPLANTS

Committee on Environment and Public Works: Subcommittee on Nuclear Regulation held hearings to examine alleged delays in the Nuclear Regulatory Commission's licensing requirements for the operation of new nuclear power plants and to examine the impact of the recent Sholly vs NRC decision by the U.S. Court of Appeals for the District of Columbia Circuit, to require that hearings be held prior to NRC issuing amendments to nuclear power plant licenses, receiving testimony from William S. Lee, Duke Power Company, Charlotte, North Carolina, on behalf of the Edison Electric Institute; Michael Miller, on behalf of the Atomic Industrial Forum, Bethesda, Maryland; Ellyn Weiss, Union of Concerned Scientists, Jay E. Silberg, Shaw Pittman, Potts and Trowbridge, and John J. Brown, International Union of Operating Engineers, all of Washington, D.C.

Hearings continue on Tuesday, March 31.

NOMINATIONS

Committee on Finance: Committee ordered favorably reported the nominations of Norman B. Ture, of Virginia, to be Under Secretary of the Treasury, and Beryl

W. Sprinkel, of Illinois, to be Under Secretary of the Treasury for Monetary Affairs.

SPENDING REDUCTIONS/ECONOMIC RECOVERY

Committee on Finance: Committee continued hearings on the Administration's spending reduction proposals for economic recovery, receiving testimony from Raymond Donovan, Secretary of Labor; and Roy Ash, the Business Roundtable, and Richard W. Rahn, Chamber of Commerce of the United States, both of Washington, D.C.

Hearings continue tomorrow.

BUSINESS MEETING

Committee on Foreign Relations: Committee held a business meeting where it ordered favorably reported the following items:

S. 786, authorizing funds for fiscal years 1981, 1982, and 1983 for the U.S. contribution to the International Development Association, and providing for U.S. membership in the African Development Bank, with an amendment;

An original resolution (S. Res. 107) waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 786, listed above;

The nomination of Charles M. Lichenstein, of the District of Columbia, to be the Alternate Representative for Special Political Affairs in the United Nations; and

The Maritime Boundary Settlement Treaty with Canada (Exec. U. 96th Cong., 1st sess.).

AUTHORIZATIONS—DEVELOPMENT BANKS

Committee on Foreign Relations: Committee concluded hearings on S. 786, authorizing funds for fiscal year 1981, 1982, and 1983 for the U.S. contribution to the International Development Association, providing for U.S. membership in the African Development Bank, and to discuss continued U.S. participation in multilateral development banks (MDB's), after receiving testimony from R. Timothy McNamar, Deputy Secretary of of the Treasury; and Ernest B. Johnston, Deputy Assistant Secretary of State for Economic and Business Affairs.

NOMINATION

Committee on Foreign Relations: Committee concluded hearings on the nomination of Thomas W. Pauken, of Texas, to be Director of the ACTION Agency, after the nominee testified and answered questions in his own behalf. Testimony was also received from William Josephson, New York City.

FEDERAL ASSISTANCE

Committee on Governmental Affairs: Subcommittee on Intergovernmental Relations resumed hearings on S. 45, simplifying the administration of national policy requirements applicable to Federal assistance programs to State and local governments, receiving testimony from Senator Levin; Governor Richard Snelling, Montpelier, Vermont, representing the National Governors Association; Ohio State Representative Patrick Sweeney, Columbus, representing National Conference of State Legislatures; Robert Wallick, representing National Assistants Management Association, Delon Hampton and Laurence Bory, both representing the American Consulting Engineers Council, and William D. Kelleher, Chamber of Commerce of the United States, all of Washington, D.C.; and John Nesbitt, Middleton, Ohio.

Hearings were recessed subject to call.

MINIMUM WAGE

Committee on Labor and Human Resources: Subcommittee on Labor concluded hearings on S. 348, S. 430, and S. 658, bills to increase job opportunity by allowing employers to pay young people the minimum wage at a reduced rate, after receiving testimony from Senators Percy and Abdnor; John Burkhart, Burkhart's, Murfreesboro, Tennessee; Fred Thorn, C. J. Personnel Consultants, Inc., Virginia Beach, Virginia, and Michael Roush, Washington, D.C., all representing the National Federation of Independent Business; Lane Kirkland, American Federation of Labor and Congress of Industrial Organizations; June O'Neill, the Urban Institute; William Lucy, Coalition of Black Unionists; Sol C. Chaikin, International Ladies' Garment Workers' Union, and Althea T. L. Simmons, National Association for the Advancement of Colored People, and Michael W. Ahern, Society of American Florists, all of Washington, D.C.; Masanori Hashimoto, University of Washington, Seattle; Renault A. Robinson, Chicago Housing Authority, Chicago, Illinois; and James R. Sloop, the Sweet Shop, High Point, North Carolina, Harold Suggs, Busken's Bakery, Cincinnati, Ohio, and Gerard P. Panaro, Washington, D.C., all representing the Retail Bakers of America.

AUTHORIZATIONS—ALCOHOL/DRUG ABUSE PROGRAMS

Committee on Labor and Human Resources: Subcommittee on Alcoholism and Drug Abuse held hearings on S. 755, authorizing funds for fiscal year 1982 for Federal alcohol and drug abuse programs, receiving testimony on the Federal government's role in alcohol and drug abuse prevention, treatment and rehabilitation from John R. Doyle, and R. Keith Simpson, both of the National Council on Alcoholism; Judith Johnson, National Coalition for Jail Reform; Colonel Ernest Miller, The Salvation Army, and Shannon Wall and Martin Hickey, both of the National Maritime Union, all of Washington, D.C.; Sheila Blume, New York State Division of Alcoholism and Alcohol Abuse, Albany; John A. Carpenter and Robert Pandina, both of Rutgers University Center of Alcohol Studies, New Brunswick, New Jersey; Williams J. Hartigan, Massachusetts State Advisory

Council on Alcoholism, Cambridge; Richard W. Esterly, Chit-Chat Foundation, Wernersville, Pennsylvania; and Anne D. Robertson, Mississippi Department of Mental Health, Jackson.

Hearings continue on Monday, March 30.

AUTHORIZATIONS—INTELLIGENCE

Select Committee on Intelligence: Subcommittee on the Budget resumed closed hearings on proposed authorizations for fiscal year 1982 for intelligence activities of the United States, receiving testimony from certain officials of the intelligence community.

Closed hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 60 public bills, H.R. 2810–2869; 6 private bills, H.R. 2870–2875; and 6 resolutions, H.J. Res. 215–219, and H. Con. Res. 100, were introduced.

Pages 5264–5267

Official Objectors: The Majority Leader announced the official objectors for the Majority for the Consent Calendar: Representatives Flippo, Hance, and Dyson; and for the Private Calendar: Representatives Boland, Oberstar, and Ertel.

The Minority Leader announced the official objectors for the Minority for the Consent Calendar: Representatives Walker, Lungren, and Napier; and for the Private Calendar: Representatives Rousselot, Sensenbrenner, and Bliley. Pages 5192, 5194

Committee Funds: By a yea-and-nay vote of 231 yeas to 171 nays, Roll No. 18, the House agreed to H. Res. 115, providing for the expenses of investigations and studies to be conducted by the standing and select committees of the House.

Rejected a motion to recommit the resolution to the Committee on House Administration with instructions to report it back to the House with a total authorization of $35.3 million for all of the entities funded under the resolution (rejected by a yea-and-nay vote of 184 yeas to 225 nays, Roll No. 17).

Agreed to an amendment that authorizes a total of $39.61 million for all of the entities funded under the resolution (agreed to by a yea-and-nay vote of 407 yeas to 2 nays, Roll No. 16).

H. Res. 116, providing for additional procedures during the consideration of the resolution, was agreed to earlier by a voice vote. Pages 5195–5239

Quorum Calls—Votes: Three yea-and-nay votes developed during the proceedings of the House today and appear on pages 5232, 5238–5239. There were no quorum calls.

Adjournment: Adjourned at 6:15 p.m.

Committee Meetings

FARM BILL

Committee on Agriculture: Subcommittee on Livestock, Dairy and Poultry held a hearing on 1981 farm bill. Testimony was heard from public witnesses.

AGRICULTURAL APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture held a hearing on the Soil Conservation Service. Testimony was heard from Norman A. Berg, Chief, Soil Conservation Service, USDA.

COMMERCE, JUSTICE, STATE, THE JUDICIARY, AND RELATED AGENCIES

Committee on Appropriations: Subcommittee on Commerce, Justice, State, the Judiciary, and Related Agencies held a hearing on the Antitrust Division, U.S. Attorneys and Marshals, Support of U.S. Prisoners, and fees and expenses of witnesses, Community Relations Service, and the Drug Enforcement Administration. Testimony was heard from departmental witnesses; Peter Bensinger, Administrator, DEA; and Gilbert E. Pompa, Director, Community Relations Service.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense concluded hearings on fiscal year 1982 Navy posture. Testimony was heard from John F. Lehman, Jr., Secretary of the Navy; Adm. Thomas B. Hayward, Chief of Naval Operations, and Gen. Robert H. Barrow, Commandant, U.S. Marine Corps.

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Subcommittee on the District of Columbia continued hearings on Human Support Services and held a hearing on Economic Development and Regulation. Testimony was heard from officials of the District of Columbia Government.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development continued hearings on Energy and Water Development appropriations. Testimony was heard from Members of Congress and public witnesses.

Hearings continue tomorrow.

FOREIGN OPERATIONS

Committee on Appropriations: Subcommittee on Foreign Operations held a hearing on refugees. Testimony

was heard from William R. Smyser, Acting Director, Bureau for Refugee Programs, Department of State.

HUD—INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD—Independent Agencies concluded hearings on the National Science Foundation. Testimony was heard from the following representatives of the NSF: Dr. John B. Slaughter, Director, and Dr. Donald N. Langenberg, Deputy Director.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on the National Endowment for the Arts. Testimony was heard from public witnesses.

LABOR, HHS AND EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, HHS, and Education held a hearing on the Health Services Administration. Testimony was heard from John Kelso, Acting Administrator, Health Services Administration.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on fiscal year 1981 supplemental request for military construction and family housing, and fiscal year 1982 Defense agencies military construction program and on the Family Housing Program. Testimony was heard from departmental witnesses and Marian Davis, President, South East Georgia Home Builders Association.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation concluded hearings on the Federal Aviation Administration. Testimony was heard from Charles Weithoner, Associate Administrator for Administration, FAA, Department of Transportation.

TREASURY—POSTAL SERVICE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury—Postal Service held a hearing on the Federal Supply Service and Transportation and Public Utilities Service, the National Archives and Records Service, and the Automated Data and Telecommunications Service. Testimony was heard from departmental witnesses.

MILITARY INSTALLATIONS CONSTRUCTION

Committee on Armed Services: Subcommittee on Military Installations held a hearing on legislation to authorize certain construction at military installations for fiscal year 1982. Testimony was heard from Brig. Gen. Clifton D. Wright, Deputy Director, Directorate of Engineering and Services, Department of the Air Force.

Hearings continue tomorrow.

SELECTIVE SERVICE SYSTEM

Committee on Armed Services: Subcommittee on Military Personnel and Compensation held a hearing on the status of the Selective Service System. Testimony was heard from Bernard Rostker, Director, Selective Service System.

DEFENSE BUDGET

Committee on Armed Services: Subcommittee on Procurement and Military Nuclear Systems continued hearings on the procurement portions of the fiscal year 1982 Defense budget with emphasis on Navy and Marine Corps aircraft procurement. Testimony was heard from Rear Adm. P. F. McCarthy, Director, Aviation Plans and Requirements Division, Office of the Deputy Chief of Naval Operations (Air Warfare), Department of the Navy and Brig. Gen. C. L. Comfort, Director, Aviation Plans, Policy and Requirements Division, Aviation Department, Headquarters, U.S. Marine Corps.

ARMY

Committee on Armed Services: Subcommittee on Readiness held a hearing on the Army's fiscal year 1982 Operation and Maintenance request. Testimony was heard from Lt. Gen. Richard L. West, Comptroller of the Army; Maj. Gen. Robert L. Bergquist, Deputy Commander, Resource Management, Army Materiel Development and Readiness Command (DARCOM); Maj. Gen. William R. Berkman, Chief of Army Reserves; Brig. Gen. Herbert R. Temple, Jr., Deputy Director, Army National Guard, and Brig. Gen. Roger J. Price, Director, Operations and Management, Department of the Army.

ARMY BUDGET

Committee on Armed Services: Subcommittee on Research and Development held a hearing to review the fiscal year 1982 Army budget request. Testimony was heard from the following representatives of the Department of the Army: Arthur Daoulas, Acting Assistant Secretary for Research, Development and Acquisition; Lt. Gen. Donald R. Keith, Deputy Chief of Staff for Research, Development and Acquisition; and Brig. Gen. R. D. Kenyon, Acting Director, Requirements Directorate and Army Aviation Officer, Office of the Deputy Chief of Staff for Operations and Plans.

Hearings continue tomorrow.

SUBMARINE PROGRAMS

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials held a hearing on the Trident and SSN-688 submarine programs at

Electric Boat, General Dynamics. Testimony was heard from a public witness.

AMERICAN ECONOMY

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization held a hearing on the general issues of revitalization and the American economy. Testimony was heard from Philip M. Klutznick, former Secretary of Commerce and other public witnesses.

Hearings continue tomorrow.

FIRST BUDGET RESOLUTION

Committee on the Budget: Continued hearings in preparation for the First Budget Resolution for fiscal year 1982. Testimony was heard from Dr. Alice Rivlin, Director, Congressional Budget Office; Hugh L. Carey, Governor, New York State; and Edward I. Koch, Mayor, New York City.

Hearings continue tomorrow.

OVERSIGHT

Committee on Education and Labor: Continued oversight hearings on effects of cutbacks proposed by the Administration (impact on the poor). Testimony was heard from Representative Chisholm and public witnesses.

Hearings continue tomorrow.

AMTRAK AUTHORIZATION; RAIL PASSENGER CORRIDOR DEVELOPMENT

Committee on Energy and Commerce: Subcommittee on Commerce, Transportation and Tourism held a hearing on Amtrak authorization and Rail Passenger Corridor Development. Testimony was heard from Representatives Rahall and Barnes; Gordon Peters, Senior Rail Specialist, Department of Transportation; Bruce Young, member, California State Legislature; and public witnesses.

ALCOHOL FUELS

Committee on Energy and Commerce: Subcommittee on Fossil and Synthetic Fuels held a hearing on alcohol fuels. Testimony was heard from Everett Pyatt, Acting Director, Office of Alcohol Fuels Programs, Department of Energy, and public witnesses.

STEEL TRIPARTITE COMMITTEE PROPOSAL

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on the Steel Tripartite Committee Proposal. Testimony was heard from Representatives Walgren, Gaydos and Benjamin; Walt Barber, Acting Administrator, EPA; and public witnesses.

OVERSIGHT—PUBLIC BROADCASTING

Committee on Energy and Commerce: Subcommittee on Telecommunications, Consumer Protection and Finance held an oversight hearing on Public Broadcasting. Testimony was heard from Robben Fleming, President, Corporation for Public Broadcasting, and other public witnesses.

Hearings continue tomorrow.

U.S. AID TO SOUTH ASIA

Committee on Foreign Affairs: Subcommittee on Asian and Pacific Affairs held a hearing on U.S. Aid to South Asia (excepting Pakistan). Testimony was heard from Jane Coon, Deputy Assistant Secretary, Bureau of Near East and South Asian Affairs, Department of State; Frederick Schieck, Acting Assistant Administrator, Bureau for Asia, AID; W. Howard Wriggins, former Ambassador to Sri Lanka, and public witnesses.

MIDDLE EAST AND EUROPE ASSISTANCE

Committee on Foreign Affairs: Subcommittee on Europe and the Middle East held a hearing on fiscal year 1982 Foreign Assistance requests for the Middle East and Europe. Testimony was heard from Representative Waxman and public witnesses.

FOOD POLICY

Committee on Foreign Affairs: Subcommittee on International Economic Policy held a hearing on U.S. International Food Policy. Testimony was heard from Robert Chase, Director, Food for Peace Coordinating Office, AID; Verle E. Lanier, Acting Assistant Administrator for Export Credits, Foreign Agricultural Service, Department of State; and public witnesses.

STATE DEPARTMENT AUTHORIZATION

Committee on Foreign Affairs: Subcommittee on International Operations continued hearings on fiscal years 1982 and 1983 State Department authorization. Testimoney was heard from Marion Creekmore, Deputy Assistant Secretary of State for Economic and Development Policy; John Richardson, former Assistant Secretary of State; and other public witnesses.

WESTERN SAHARA

Committee on Foreign Affairs: Subcommittee on International Security and Scientific Affairs and the Subcommittee on Africa held a joint hearing on Western Sahara: An Assessment of U.S. Policy. Testimony was heard from Morris Draper, Deputy Assistant Secretary of State, Bureau of Near Eastern and South Asian Affairs; Lt. Gen. Ernest Graves, Director, Defense Security Assistance Agency; Ulrich Haynes, former U.S. Ambassador to Algeria; and Angier Biddle Duke, former Ambassador to Morocco.

BUDGET CUTS

Committee on Government Operations: Subcommittee on Environment, Energy, and Natural Resources held a hearing on proposed budget cuts in Department of Energy's Office of Special Counsel. Testimony was heard from R. Tennie Johnson, consultant, Department of Energy.

BUDGET BRIEFING

Committee on Interior and Insular Affairs: Met to receive a briefing on the March 10 revisions of the executive budget for the Department of the Interior. The Committee was briefed by budget officers of the Department.

COLORADO RIVER WATER

Committee on Interior and Insular Affairs: Subcommittee on Water and Power Resources held an oversight hearing on the augmentation of the Colorado River Water-Colorado River Basin Project Act, P.L. 90–537. Testimony was heard from Representative Rhodes; departmental and public witnesses.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued oversight hearing on FBI Authorization/Career Development Program. Testimony was heard from John Otto, Executive Assistant Director, Law Enforcement Services, Department of Justice.

Hearings continue April 2.

LEGAL SERVICES CORPORATION AUTHORIZATION

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice continued hearings on H.R. 2506, to authorize appropriations for Legal Services Corporation for fiscal years 1982, 1983 and 1984. Testimony was heard from Representative Gilman and public witnesses.

Hearings continue March 31.

MARITIME PROGRAMS AUTHORIZATION

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine concluded hearings on H.R. 2526, to authorize appropriations for certain maritime programs of the Department of Commerce for fiscal 1982. Testimony was heard from Representative Lott; Milton Marks, State Senate, California, and public witnesses.

HAZARDOUS MATERIALS TRANSPORTATION ACT

Committee on Public Works and Transportation: Subcommittee on Surface Transportation and the Subcommittee on Aviation held a joint hearing on amendments to, and the reauthorization of, the Hazardous Materials Transportation Act. Testimony was heard from Representative Weiss; Howard J. Dugoff, Administrator, Research and Special Program Administration, Department of Transportation; Bruce Young, Assemblyman, State of California, and public witnesses.

DOE AUTHORIZATION

Committee on Science and Technology: Subcommittee on Energy Development and Applications continued markup of DOE fiscal year 1982 budget authorization.

Will continue tomorrow.

DOE AUTHORIZATION

Committee on Science and Technology: Subcommittee on Energy Research and Production approved for full Committee action budget authorization proposal for Department of Energy for fiscal year 1982.

FAA, NASA, DOE AUTHORIZATIONS

Committee on Science and Technology: Subcommittee on Transportation, Aviation, and Materials approved for full Committee action as amended the following bills: H.R. 1257, to authorize appropriations to the National Aeronautics and Space Administration for research and development, construction of facilities, and research and program management; and H.R. 2643, to provide for the improvement of the Nation's airport and airway system.

The Subcommittee also approved for full Committee action a DOE Transportation Programs fiscal year 1982 budget authorization request.

SMALL BUSINESS TAX CUT

Committee on Small Business: Subcommittee on Tax, Access to Equity Capital and Business Opportunities held a hearing on the tax reduction portion of the Administration's economic program and its effect on smaller firms. Testimony was heard from John E. Chapoton, Assistant Secretary for Tax Policy, Department of the Treasury.

Hearings continue tomorrow.

VETERANS' EDUCATIONAL ASSISTANCE PROGRAMS

Committee on Veterans' Affairs: Subcommittee on Education, Training and Employment continued hearings on H.R. 1400, to amend title 38, United States Code, to establish new educational assistance programs for veterans and for members of the Armed Forces. Testimony was heard from Representative Hunter; representatives of various veterans' organizations and public witnesses.

MISCELLANEOUS MEASURES

Committee on Veterans' Affairs: Subcommittee on Hospitals and Health Care held a hearing on the following bills: H.R. 1969, to amend title 38, United States Code,

to authorize the Veterans' Administration to provide medical care on a priority basis to members of the Armed Forces who are injured during a period of war or national emergency; H.R. 2048, to amend title 38, United States Code, to eliminate provisions of outpatient dental treatment for service-connected noncompensable dental conditions which are unrelated to service trauma or prisoner-of-war status; H.R. 2155, to amend title 38, United States Code, to provide for recovery by the United States of the cost of certain health care provided by the Veterans' Administration; and H.R. 2158, to amend title 38, United States Code, to provide for greater coordination and sharing of the medical resources of the Veterans' Administration and the Department of Defense. Testimony was heard from Dr. Donald L. Custic, Chief, Medical Director, Veterans' Administration; Dr. John H. Moxley III, Assistant Secretary of Defense for Health Affairs; and representatives of various veterans' organizations.

ADMINISTRATION'S ECONOMIC PROGRAM

Committee on Ways and Means: Continued hearings on the Administration's economic program, including tax and spending cut proposals. Testimony was heard from Hugh L. Carey, Governor, New York State; Edward I. Koch, Mayor, New York City, and public witnesses.

Hearings continue tomorrow.

PSRO's

Committee on Ways and Means: Subcommittee on Oversight and the Subcommittee on Health concluded joint hearings on the Administration's proposals to phase out Federal funding of PSRO's and to subsequently eliminate the utilization review requirement of present law. Testimony was heard from public witnesses.

SOCIAL SECURITY FINANCING LEGISLATION; BUDGET REPORT

Committee on Ways and Means: Subcommittee on Social Security met to consider social security financing legislation and on actions needed to meet the First Concurrent Budget Resolution.

Will continue tomorrow.

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Thursday, March 26, 1981

Senate

Chamber Action

Routine Proceedings, pages 5400–5560

Bills Introduced: Fourteen bills and three resolutions were introduced, as follows:

S. 805–818, S.J. Res. 56–57, and S. Res. 102.

Pages 5467–5468, 5482–5483

Bills Reported: Reports were made as follows:

S.J. Res. 20, designating the month of April, 1981, as "Gospel Music Month".

S.J. Res. 40, designating April 26, 1981, as "National Recognition Day for Veterans of the Vietnam Era", with amendments.

Special Report entitled "Legislative Activities Report of the Committee on Foreign Relations, U.S. Senate, 96th Congress" (S. Rept. No. 97–29). Page 5482

Measures Passed:

Congratulations to Spain: Senate agreed to H. Con. Res. 85, congratulating the Government and people of Spain on their commitment to democracy. Page 5404

Admiral John S. McCain: Senate agreed to S. Res. 102, expressing the sense of the Senate that the United States has suffered a great loss with the death of Admiral John S. McCain, United States Navy, Retired.

Pages 5467–5468

Budget Reconciliation: Senate began consideration of S. Con. Res. 9, revising the Congressional budget for the Federal government for fiscal years 1981, 1982, and 1983, agreeing en bloc to committee amendments Nos. 1 through 8, and rejecting amendments proposed to modified committee amendment No. 9, as follows:

(1) By 35 yeas to 65 nays, Pryor unprinted amendment No. 19, reducing outlays in fiscal year 1982 for procurement by $2 billion. Page 5429

(2) By 44 yeas to 56 nays, Chiles unprinted amendment No. 20, restoring funds for veterans' medical services. Page 5443

(3) By 44 yeas to 55 nays, Cranston unprinted amendment No. 21, reducing the appropriations reductions required as a result of changes in veterans' programs. Page 5460

Modified committee amendment No. 9 is still pending.

During consideration of this measure today, by 92 yeas to 2 nays, Senate agreed to a motion to instruct the Sergeant at Arms to request the attendance of absent Senators. Page 5409

Pages 5408–5466, 5468–5479

Vice Presidential Appointments: The Chair, on behalf of the Vice President, made the following appointments:

(1) Senator Cochran to the Migratory Bird Conservation Commission, and

(2) Senators Roth and Durenberger to the Advisory Commission on Intergovernmental Relations. Page 5443

Confirmations: Senate confirmed the following nominations:

79-059 O - 86 - 6 (Pt. 26)

Michael Cardenas, of California, to be Administrator of the Small Business Administration.

O. Rudolph Aggrey, of the District of Columbia, to be a Foreign Service officer in the class of career minister, a consular officer, and a secretary in the Diplomatic Service.

William F. Baxter, of California, to be an Assistant Attorney General.

One Air National Guard nomination in the rank of Brig. General. Page 5560

Nomination: Senate received the nomination of Robert L. Brown, of Virginia, to be Inspector General of the Department of State and the Foreign Service. Page 5560

Messages From the President: Page 5481
Messages From the House: Pages 5481–5482
Statements on Introduced Bills: Pages 5483–5544
Amendments Submitted for Printing: Pages 5544, 5545
Additional Statements: Pages 5546–5560
Nominations: Page 5560
Confirmations: Page 5560

Quorum Call: One quorum call was taken today (Total—6). Page 5409

Record Votes: Four record votes were taken today (Total—44). Pages 5409, 5443, 5460, 5466

Recess: Senate met at 10 a.m., and recessed at 6:36 p.m., until 9:30 a.m., on Friday, March 27, 1981. (For Senate's program see remarks of Senator Baker in today's Record on page 5560.)

Committee Meetings

APPROPRIATIONS—ENERGY/WATER DEVELOPMENT

Committee on Appropriations: Subcommittee on Energy and Water Development continued hearings on proposed budget estimates for fiscal year 1982 for certain energy and water development projects, receiving testimony from Senators Chiles and Hayakawa; Representatives Anderson, Nelson, Fiedler, and Shumway; and numerous public witnesses.

Hearings continue on Monday, March 30.

APPROPRIATIONS—FOREIGN ASSISTANCE

Committee on Appropriations: Subcommittee on Foreign Operations held hearings on proposed budget estimates for fiscal year 1982 for international security and development assistance programs, receiving testimony from Alexander M. Haig, Secretary of State, and James L. Buckley, Under Secretary of State for Security Assistance, Science and Technology; and Joseph C. Wheeler, Acting Administrator, Agency for International Development.

Hearings continue on Tuesday, March 31.

APPROPRIATIONS—DEPARTMENT OF THE INTERIOR

Committee on Appropriations: Subcommittee on the Interior and Related Agencies held hearings on proposed budget estimates for fiscal year 1982 for certain programs of the Department of the Interior, receiving testimony from numerous public witnesses.

Subcommittee will meet again on Wednesday, April 1.

APPROPRIATIONS—COMMERCE

Committee on Appropriations: Subcommittee on State, Justice, Commerce, and the Judiciary continued hearings on proposed budget estimates for fiscal year 1982 for the Department of Commerce, receiving testimony in behalf of funds for the National Oceanic and Atmospheric Administration from James Walsh, Acting Administrator; and in behalf of funds for the Maritime Administration from Samuel B. Nemirow, Assistant Secretary of Commerce for Maritime Affairs.

Subcommittee will meet again on Tuesday, March 31.

BUSINESS MEETING

Committee on Armed Services: Committee held an open and closed business meeting where it took the following actions:

Ordered favorably reported the nominations of Fred C. Ikle, of Maryland, to be Under Secretary of Defense for Policy, and William H. Taft IV, of Virginia, to be General Counsel of the Department of Defense;

Ordered favorably reported 7,040 routine military nominations in the Army, Navy, Marine Corps, and Air Force;

Adopted its rules of procedure for the 97th Congress; and

Completed its review of those matters and programs in the President's budget for fiscal year 1982 which fall within the committee's jurisdiction, and agreed on recommendations which it will make thereon to the Committee on the Budget.

Prior to this action, the committee concluded hearings on the nominations of Messrs. Ikle and Taft, after the nominees testified and answered questions in their own behalf. Mr. Ikle was introduced by Senator Mathias and Mr. Taft was introduced by Senator Warner.

AUTHORIZATIONS—POWER MARKETING

Committee on Energy and Natural Resources: Subcommittee on Water and Power held hearings on proposed authorizations for fiscal year 1982 for the power marketing administrations of the Department of

Energy, receiving testimony in behalf of funds for their respective activities from Frank DeGeorge, Acting Assistant Secretary of Energy for Conservation and Renewable Energy; Daniel M. Ogden, Jr., Director, Office of Power Marketing Coordination; Robert J. Cross, Administrator, Alaska Power Administration; Harry F. Wright, Administrator, Southeastern Power Administration; James B. Hammett, Administrator, Southwestern Power Administration, and Robert L. McPhail, Administrator, Western Area Power Administration, all of the Department of Energy.

Hearings were recessed subject to call.

OIL SPILLS

Committee on Environment and Public Works: Subcommittee on Environmental Pollution continued hearings on S. 681, providing a comprehensive system of liability and compensation for oil spill damage and removal costs, receiving testimony from John G. Buckley, Boston, Massachusetts, representing the Independent Fuel Terminal Operators; Robert S. Lagattola, New York City, representing the American Institute of Marine Underwriters; John Connolly, American Waterways Operators, Arlington, Virginia; and Forrest Smith, Stanford Back, and George Patton, all of the American Petroleum Institute; Stephan Van Dyke, American Institute of Merchant Shipping; John Prokop, Independent Liquid Terminals Association, and Al Rosembaum, National Tank Truck Carriers, Inc., all of Washington, D.C.

Hearings were recessed subject to call.

SPENDING REDUCTIONS/ECONOMIC RECOVERY

Committee on Finance: Committee continued hearings on the Administration's spending reduction proposals for economic recovery, receiving testimony on the reduction proposals impact on the elderly from Gregory Ahart, Human Resources Division, General Accounting Office; James M. Hacking, National Retired Teachers Association/American Association of Retired Persons; Jacob Clayman, National Council of Senior Citizens, Inc.; Marion Smith, National Association for Retarded Citizens, and Robert M. Ball, all of Washington, D.C.: Jan Deering, the Association of Junior Leagues, Inc., Wichita, Kansas; and Fred E. Barrett, Montana Employment Security Administrator, Helena, representing the Unemployment Insurance Commission of the Interstate Conference of Employment Security Agencies, Inc.

Hearings continue on Tuesday, March 31.

AUTHORIZATIONS—FOREIGN ASSISTANCE

Committee on Foreign Relations: Committee continued hearings on proposed authorizations for fiscal year 1982 for foreign assistance programs of the Department of State, receiving testimony in behalf of funds for foreign assistance to Asia from Michael Armacost, Acting Assistant Secretary of State for East Asia and Pacific Affairs; General Ernest Graves, Director, Security Assistance Agency, Department of Defense; and Fred Scheick, Acting Assistant Administrator for Asia Bureau, Agency for International Development.

Hearings continue tomorrow.

AUTHORIZATIONS—JUSTICE

Committee on the Judiciary: Committee held hearings on proposed authorizations for fiscal year 1982 for the Department of Justice, receiving testimony from William French Smith, Attorney General, Department of Justice.

Hearings were recessed subject to call.

RESOLUTIONS

Committee on the Judiciary: Committee approved for reporting the following resolutions:

S.J. Res. 20, designating the month of April 1981, as "Gospel Music Month"; and

S.J. Res. 40, designating April 26, 1981, as "National Recognition Day for Veterans of the Vietnam Era", with amendments.

AUTHORIZATIONS—INTELLIGENCE

Select Committee on Intelligence: Subcommittee on the Budget continued closed hearings on proposed authorizations for fiscal year 1982 for intelligence activities of the United States, receiving testimony from certain officials of the intelligence community.

Closed hearings continue on Monday, March 30.

House of Representatives

Chamber Action

Bills Introduced: 26 public bills, H.R. 2876–2901; 1 private bill, H.R. 2902; and 6 resolutions, H.J. Res. 220 and 221, H. Con. Res. 101 and 102, and H. Res. 118 and 119 were introduced. **Pages 5397–5398**

Recess: House recessed at 11:25 a.m. for the taking of the official photograph of the House; and reconvened at 11:35 a.m. **Pages 5336–5337**

Jewish Heritage Week: House passed H.J. Res. 155, to authorize and request the President to issue a proclamation designating May 3 through May 10, 1981, as "Jewish Heritage Week". **Pages 5341–5344**

National Diabetes Week: House passed H.J. Res. 84, designating the week of October 4 through October 10, 1981 as "National Diabetes Week". **Pages 5344–5346**

Vietnam Veterans Recognition: By a yea-and-nay vote of 391 yeas, Roll No. 20, the House passed H.J. Res. 182, to designate April 26, 1981, as "National Recognition Day for Veterans of the Vietnam Era".

Agreed to amend the preamble. **Pages 5346–5356**

Milk Price Supports: House passed H.R. 1986, to amend section 201 of the Agricultural Act of 1949, as amended, to delete the requirement that the support price of milk be adjusted semiannually. Subsequently, S. 509, a similar Senate-passed bill, was passed after being amended to contain the language of the House bill as passed.

H. Res. 117, the rule under which the bill was considered, was agreed to earlier by a voice vote.

H.R. 2594, a similar House bill, was laid on the table. **Pages 5356–5372**

Legislative Program: The Acting Majority Leader announced the legislative program for the week of March 30. Agreed to adjourn from Thursday to Monday. **Page 5372**

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of April 1. **Page 5372**

Senate Amendment Referred: One Senate amendment was referred to the appropriate House committee. **Page 5397**

Quorum Calls—Votes: One quorum call and one yea-and-nay vote developed during the proceedings of the House today and appear on pages 5336, 5356.

Adjournment: Adjourned at 3:34 p.m.

Committee Meetings

COMMERCE, JUSTICE, STATE, THE JUDICIARY, AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State, the Judiciary, and Related Agencies held a hearing on the Immigration and Naturalization Service. Testimony was heard from David Crosland, Acting Commissioner, INS, Department of Justice.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held a hearing on fiscal year 1982 Air Force posture. Testimony was heard from Verne Orr, Secretary of the Air Force, and Gen. Lew Allen, Jr., Chief of Staff, Air Force.

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Subcommittee on the District of Columbia held a hearing on Environmental Services and Supply and the Water and Sewer Enterprise Fund. Testimony was heard from officials of the District of Columbia Government.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development continued hearings on Energy and Water Development appropriations. Testimony was heard from Members of Congress and public witnesses.

Hearings continue March 30.

HUD—INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD—Independent Agencies held a hearing on the Selective Service System and the Office of Consumer Affairs. Testimony was heard from Dr. Bernard D. Rostker, Director, Selective Service System, and Virginia H. Knauer, Special Assistant to the President, and Director, U.S. Office of Consumer Affairs.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on the Synthetic Fuels Corporation. Testimony was heard from John McAtee, Acting Chairman, U.S. Synthetic Fuels Corporation.

The Subcommittee also heard testimony from James B. Edwards, Secretary of Energy.

Hearings continue tomorrow.

LABOR, HHS, AND EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, HHS, and Education held a hearing on the Center for Disease Control. Testimony was heard from Dr. William H. Foege, Director, Center for Disease Control.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on fiscal year 1982 Air Force Military Construction Program. Testimony was heard from the following representatives of the Department of the Air Force: Brig. Gen. Clifton D. Wright, Deputy Director of Engineering Services, and Brig. Gen. James P. McCarthy, Deputy Chief of Staff, Special Assistant for MX matters.

U.S. PERSONNEL IN THE SINAI

Committee on Armed Services: Met in executive session to receive a briefing on the subject of the possible stationing of U.S. personnel in the Sinai. The Committee was briefed by Ambassador Nickolas Deliotes, Assistant Secretary of State for Near Eastern and South Asian Affairs.

Committee recessed subject to call.

MILITARY INSTALLATIONS CONSTRUCTION

Committee on Armed Services: Subcommittee on Military Installations and Facilities continued hearings on legislation to authorize certain construction at military installations for fiscal year 1982. Testimony was heard from Brig. Gen. Norman G. Delbridge, Jr., Assistant Chief of Engineers, Department of the Army.

Hearings continue tomorrow.

CHAMPUS

Committee on Armed Services: Subcommittee on Military Personnel and Compensation held a hearing on the status of the military health-care system and the Civilian Health and Medical Program of the Uniformed Services (CHAMPUS). Testimony was heard from Dr. John H. Moxley III, Assistant Secretary of Defense for Health Affairs; Theodore D. Wood, Director, Office of the Civilian Health and Medical Program of the Uniformed Services (OCHAMPUS); Lt. Gen. C. C. Pixley, Surgeon of the Army; Vice Adm. J. William Cox, Surgeon General of the Navy; Lt. Gen. Paul W. Myers, Surgeon General of the Air Force; Maj. Gen. George Kuttas, Assistant Surgeon General of the Army for Dental Services; RAdm. J. D. Enock, Assistant Chief for Dentistry, U.S. Navy Dental Corps; Brig. Gen. Stanley Kolodny, Assistant Surgeon General of the Air Force for Dental Services; and RAdm. Harry Allen, Chief, Office of Health Services, U.S. Coast Guard.

DEFENSE BUDGET

Committee on Armed Services: Subcommittee on Procurement and Military Nuclear Systems continued hearings in executive session on the procurement portions of the fiscal year 1982 Defense budget with emphasis on Navy weapons procurement. Testimony was heard from RAdm. Donald P. Roane, Assistant Deputy Chief of Naval Operations for Surface Combat Systems.

Hearings continue March 31.

AIR FORCE

Committee on Armed Services: Subcommittee on Readiness held a hearing on the Air Force's fiscal year 1982 Operation and Maintenance request. Testimony was heard from Brig. Gen. Richard D. Murray, Deputy Director of Air Force Budget; Col. Evan J. Griffith, Jr., Assistant Director for Operational Initiatives, Directorate of Operations and Readiness, U.S. Air Force, and Charles D. McElhanon, Chief, Modification/OAM Programs Division, Directorate of Logistics, Plans and Programs.

ARMY BUDGET

Committee on Armed Services: Subcommittee on Research and Development continued hearings to review the fiscal year 1982 Army budget request. Testimony was heard from the following representatives of the Department of the Army: Arthur Daoulas, Acting Assistant Secretary for Research, Development and Acquisition; Lt. Gen. Donald R. Keith, Deputy Chief of Staff for Research, Development and Acquisition; Brig. Gen. R. D. Kenyon, Acting Director, Requirements Directorate and Army Aviation Officer, Office of the Deputy Chief of Staff for Operations and Plans; Brig. Gen. Niles Fulwuyler, Director, Nuclear Chemical Directorate, Office of the Deputy Chief of Staff for Operations and Plans, and Maj. Gen. Grayson D. Tate, Program Manager, Ballistic Missile Defense.

SHIPBUILDING AND CONVERSION BUDGET

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials held a hearing on the fiscal year 1982 Shipbuilding and Conversion budget request. Testimony was heard from VAdm. William H. Rowden, Deputy Chief of Naval Operations for Surface Warfare, Department of the Navy.

Hearings continue April 1.

AMERICAN ECONOMY

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization continued hearing on the general issues of revitalization and the American economy. Testimony was heard from William D. Shaefer, Mayor, Baltimore, Maryland; Richard Arrington, Mayor, Birmingham, Alabama; George Voinovich, Mayor, Cleveland, Ohio; and Gen. Alton Slay, former Commander, Air Force Systems Command.

FIRST BUDGET RESOLUTION

Committee on the Budget: Continued hearings in preparation for the First Budget Resolution for fiscal year 1982. Testimony was heard from David A. Stockman, Director, Office of Management and Budget.

Hearings continue tomorrow.

OVERSIGHT

Committee on Education and Labor: Continued oversight hearing on the effects of cutbacks proposed by the Administration (impact on employment). Testimony was heard from Representative Reuss; William D. Shaefer, Mayor, Baltimore, Maryland, and public witnesses.

Hearings continue March 31.

SYNTHETIC FUELS

Committee on Energy and Commerce: Subcommittee on Fossil and Synthetic Fuels held a hearing on Synthetic Fuels Demonstration Program Policy. Testimony was heard from John McAtee, Acting Chairman, U.S. Synthetic Fuels Corporation; Roger W. A. LeGassie, Acting Assistant Secretary of Energy for Fossil Energy, and a public witness.

HEALTH CARE PROPOSALS

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on the Administration's health care proposals. Testimony was heard from Richard S. Schweiker, Secretary, Health and Human Services.

OVERSIGHT—PUBLIC BROADCASTING

Committee on Energy and Commerce: Subcommittee on Telecommunications, Consumer Protection and Finance concluded oversight hearings on Public Broadcasting. Testimony was heard from Robben Fleming, President, Corporation for Public Broadcasting; Frank Mankiewicz, President, National Public Radio; Lawrence Grossman, President, Public Broadcasting Service, and other public witnesses.

FOREIGN ASSISTANCE

Committee on Foreign Affairs: Subcommittee on Inter-American Affairs continued hearings on Foreign Assistance authorizations for Latin America and the Caribbean for fiscal year 1982. Testimony was heard from the following officials of AID: Edward W. Coy, Acting Assistant Administrator, Bureau for Latin America and the Caribbean; George Hill, Director, Office of Caribbean Affairs; Robin Gomez, Office of Central American/Panamanian Affairs, and Richard F. Weber, Director, Office of South American Affairs.

Hearings continue March 30.

EXPORT CONTROLS

Committee on Foreign Affairs: Subcommittee on International Economic Policy and Trade held a hearing on Enforcement of Export Controls. Testimony was heard from William Skidmore, Director, Office of Export Administration, Department of Commerce; Harry Kopp, Deputy Assistant Secretary for Economic and Business Affairs, Department of State; George C. Corcoran, Assistant Commissioner, Office of Border Operations, U.S. Customs Service, Department of the Treasury; Ed O'Malley, Director of Intelligence, FBI, Department of Justice; Jan Herring, Senior Analyst, Office of Scientific and Weapons Research, CIA, and Robert L. Keuch, Associate Deputy Attorney General, Department of Justice.

INTERNATIONAL COMMUNICATIONS

Committee on Foreign Affairs: Subcommittee on International Operations held a hearing on International Communications and Information Policy and Department of State Organization. Testimony was heard from James L. Buckley, Undersecretary of State for Security Assistance, Science and Technology.

AID PROPOSALS

Committee on Foreign Affairs: Subcommittee on Africa held an overview hearing of the Administration's aid proposals private sector views. Testimony was heard from public witnesses.

INDOCHINESE AND AFGHAN REFUGEES

Committee on Foreign Affairs: Subcommittee on Asian and Pacific Affairs held a hearing on U.S. policies on Indochinese and Afghan refugees. Testimony was heard from W. R. Smyser, Acting Director, Bureau for Refugee Programs, Department of State, and a public witness.

MISCELLANEOUS MEASURES

Committee on Foreign Affairs: Subcommittee on Human Rights and International Organizations approved for full Committee action the following resolutions: H. Con. Res. 50, as amended, expressing the sense of the Congress that the Soviet Union should provide proper medical care for Dr. Viktor Brailovsky and permit him and his family to emigrate to Israel, urging the President to protest the continued suppression of human rights in the Soviet Union; and H. Con. Res. 55, expressing the sense of the Congress with respect to implementing the objectives of the International Year of Disabled Persons (1981).

REPORT

Committee on Government Operations: Subcommittee on Commerce, Consumer, and Monetary Affairs met to consider a report entitled, "Consumer Safeguards in the 'Renegotiable Rate' and Variable Rate Mortgage Regulations of the Federal Home Loan Bank Board."

NINE-DIGIT ZIP CODE

Committee on Government Operations: Subcommittee on Government Information and Individual Rights held a hearing on Postal Service plan for nine-digit ZIP code. Testimony was heard from William F. Bolger, Postmaster General, and public witnesses.

NRC AUTHORIZATION

Committee on Interior and Insular Affairs: Began mark-up of H.R. 2330, to authorize appropriations to the Nuclear Regulatory Commission in accordance with section 261 of the Atomic Energy Act of 1954, as amended, and section 305 of the Energy Reorganization Act of 1974, as amended.

MINERALS

Committee on Interior and Insular Affairs: Subcommittee on Mines and Mining held an oversight hearing

on U.S. Mineral Vulnerability: National Policy Implications. Testimony was heard from James G. Watt, Secretary of the Interior.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations held an oversight hearing on Authorization for Civil Division, Department of Justice. Testimony was heard from Thomas Martin, Acting Assistant Attorney General, Civil Division, Department of Justice and Richard W. Yarborough, Chairman, Foreign Claims Settlement Commission, Department of Justice.

PRIVATE IMMIGRATION MEASURES

Committee on the Judiciary: Subcommittee on Immigration, Refugees, and International Law held a hearing on private immigration bills.

FOREIGN TRADE ANTITRUST IMPROVEMENTS ACT

Committee on the Judiciary: Subcommittee on Monopolies and Commercial Law held a hearing on H.R. 2326, Foreign Trade Antitrust Improvements Act of 1981, and related bills. Testimony was heard from Malcolm Baldrige, Secretary of Commerce, and public witnesses.

PANAMA CANAL COMMISSION AUTHORIZATION

Committee on Merchant Marine and Fisheries: Subcommittee on Panama Canal/Outer Continental Shelf held a hearing on authorization of the appropriations to the Panama Canal Commission for fiscal year 1982. Testimony was heard from Dennis P. McAuliffe, Administrator, Panama Canal Commission, and a public witness.

OVERSIGHT

Committee on Merchant Marine and Fisheries: Subcommittee on Panama Canal/Outer Continental Shelf held an oversight hearing into provisions of the OCSLAA concerning interrelationship of Federal and State governments in the decisionmaking process, as well as the importance of OCS operation on the Coastal Zone. Testimony was heard from Representatives John L. Burton; Clausen; Panetta and Lantos, and public witnesses.

Hearings continue March 31.

OVERSIGHT

Committee on Public Works and Transportation: Subcommittee on Investigations and Oversight continued hearings on the impact of weather on aviation safety, with emphasis to be placed on the observation, assimilation and communication of meaningful data to the flight deck of all aircraft. Testimony was heard from Ramon A. Alvarez, Deputy Director, Air Traffic Service, FAA, Department of Transportation, and public witnesses.

DOE AUTHORIZATION

Committee on Science and Technology: Subcommittee on Energy Development and Applications continued markup of DOE fiscal year 1982 budget authorization.

NOAA, EPA, AND DOE AUTHORIZATIONS

Committee on Science and Technology: Subcommittee on Natural Resources, Agriculture Research and Environment approved for full Committee action the following bills: H.R. 2803, to authorize appropriations for atmospheric, climatic, and ocean pollution activities of the National Oceanic and Atmospheric Administration for the fiscal year 1982, and H.R. 2804, as amended, to authorize appropriations for environmental research, development, and demonstrations for fiscal year 1982.

The Subcommittee also approved for full Committee action a DOE budget authorization resolution.

SMALL BUSINESS TAX CUT

Committee on Small Business: Subcommittee on Tax, Access to Equity Capital and Business Opportunities continued hearings on the tax reduction portion of the Administration's economic program and its effect on smaller firms. Testimony was heard from public witnesses.

Hearings continue April 2.

BUDGET REPORT

Committee on Veterans' Affairs: Approved an addendum for the March report to the Committee on the Budget.

ADMINISTRATION'S ECONOMIC PROGRAM

Committee on Ways and Means: Continued hearings on the Administration's economic program, including tax and spending cut proposals. Testimony was heard from public witnesses.

Hearings continue tomorrow.

SOCIAL SECURITY FINANCING LEGISLATION; BUDGET REPORT

Committee on Ways and Means: Subcommittee on Social Security continued to meet to consider social security financing legislation and on actions needed to meet the First Concurrent Budget Resolution.

COMMITTEE ORGANIZATION

Select Committee on Narcotics: Met for organizational purposes.

Friday, March 27, 1981

Senate

Chamber Action

Routine Proceedings, pages 5605–5680

Bills Introduced: Eight bills and two resolutions were introduced, as follows: S. 819–826, S.J. Res. 58, and S. Res. 103. Pages 5626–5630, 5650

Measure Passed:

Poland: By unanimous vote of 96 yeas, Senate agreed to S. Res. 103, relating to the current situation in Poland. Pages 5626–5630

Budget Reconciliation: Senate continued consideration of S. Con. Res. 9, revising the Congressional budget for the Federal government for fiscal years 1981, 1982, and 1983, taking action on additional amendments proposed to modified committee amendment No. 9, as follows:

Adopted:

(1) By 87 yeas to 9 nays, division 1 of Helms unprinted amendment No. 22, adding $200,000,000 in budget authority and $200,000,000 in outlays for programs under the jurisdiction of the Committee on Agriculture, Nutrition, and Forestry. Page 5616

By 70 yeas to 26 nays, division 2 of Helms unprinted amendment No. 22, cutting $900,000,000 in budget authority and $200,000,000 in outlays in fiscal year 1982 from programs under the jurisdiction of the Committee on Foreign Relations. Page 5617

(2) Dole unprinted amendment No. 24, revising budget goals to reflect a transfer of medicare payments from fiscal year 1982 to fiscal year 1981. Page 5624

Rejected:

(1) By 44 yeas to 48 nays, modified Boren unprinted amendment No. 23, increasing savings in programs under the jurisdiction of the Committee on Foreign Relations, and increasing appropriations for programs under the jurisdiction of the Committee on Veterans Affairs. Page 5617

(2) By 35 yeas to 54 nays, Sasser unprinted amendment No. 25, restoring funds for child nutrition programs. Page 5631

Pending is Riegle unprinted amendment No. 26 (printed amendment No. 22), restoring funds for Social Security minimum benefits. Page 5637

Pages 5607–5625, 5630–5638

Milk Price Supports: Senate concurred in the House amendment to S. 509, repealing authority for a semi-annual increase in dairy price supports. Page 5607

President Pro Tempore Appointment: The Chair, on behalf of the President pro tempore, appointed Senator Roth to the Japan-United States Friendship Commission. Page 5641

Confirmations: Senate confirmed the following nominations:

Norman B. Ture, of Virginia, to be Under Secretary of the Treasury.

Beryl W. Sprinkel, of Illinois, to be Under Secretary of the Treasury for Monetary Affairs.

Charles M. Lichenstein, of the District of Columbia, to be the Alternate Representative for Special Political Affairs in the United Nations, with the rank of Ambassador.

Fred C. Ikle, of Maryland, to be Under Secretary of Defense for Policy.

William H. Taft IV, of Virginia, to be General Counsel of the Department of Defense.

Two Army nominations in the rank of General.

One Navy nomination in the rank of Admiral.

One Air Force nomination in the rank of General.

Three Marine Corps nominations in the rank of General.

Six Coast Guard nominations in the rank of Admiral.

Routine lists of nominations in Army, Navy, Air Force, Marine Corps, and Coast Guard. Pages 5679–5680

Nomination: Senate received the nomination of Gerald P. Carmen, of New Hampshire, to be Administrator of General Services. Page 5679

Messages From the President: Page 5649

Communications: Page 5649

Statements on Introduced Bills: Pages 5650–5664

Amendments Submitted for Printing: Page 5665

Notices of Hearings: Pages 5665–5666

Additional Statements: Pages 5666–5679

Nominations: Page 5679

Confirmations: Pages 5679–5680

Record Votes: Five record votes were taken today (Total—49). Pages 5616–5617, 5623, 5629–5630, 5634

Recess: Senate met at 9:30 a.m., and recessed at 5:41 p.m., until 9:45 a.m., on Monday, March 30, 1981. (For Senate's program see remarks of Senator Baker in today's Record on page 5679.)

Committee Meetings

APPROPRIATIONS—TRANSPORTATION

Committee on Appropriations: Subcommittee on Transportation and Related Agencies resumed hearings on proposed budget estimates for fiscal year 1982 for the Department of Transportation, receiving testimony in behalf of funds for the National Highway Traffic Safety Administration from its Acting Administrator, Diane Steed, who was accompanied by several of her associates, all of the Department of Transportation.

Hearings continue on Monday, March 30.

AUTHORIZATIONS—MARITIME ADMINISTRATION

Committee on Commerce, Science, and Transportation: Subcommittee on Merchant Marine concluded hearings on proposed legislation authorizing funds for fiscal year 1982 for the Maritime Administration, Department of Commerce, after receiving testimony from Samuel B. Nemirow, Assistant Secretary of Commerce for Maritime Affairs; Robert J. Murray, Under Secretary of the Navy; and Edwin M. Hood, Shipbuilders Council of America, and Albert E. May, and W. H. Williams, both of the Council of American-flag Ship Operators, all of Washington, D.C.

DOMESTIC REFINING/TAX INCENTIVES

Committee on Finance: Subcommittee on Energy and Agricultural Taxation held hearings on S. 388, S. 446, S. 464, S. 476, S. 499, S. 500, and S. 501, proposals to aid the domestic refining industry, focusing on modification of foreign tax credit rules, the tariff on imported petroleum products, tax incentives for upgrading or retrofitting domestic refineries, and crude oil purchasing cooperatives, receiving testimony from Representative Thomas; John E. Chapoton, Assistant Secretary of the Treasury for Tax Policy; Professor George Horwich, Purdue University, West Lafayette, Indiana; Laurance R. Steenberg, Laketon Asphalt Refining, Inc., Laketon, Indiana, representing the American Petroleum Refiners Association; Gary L. Petersen, U.S. Oil & Refining Company, Takoma, Washington, on behalf of the Independent Refiners' Association of California, Inc.; Robert Vinson, Wichita Falls, Texas, representing the Independent Petroleum Association of America; John Dee Roper, Koch Refining Company, Wichita, Kansas; Don C. Davis, Glenrock Refining, Inc., Casper, Wyoming; Dennis F. Juren, Tesoro Petroleum Corporation, San Antonio, Texas; Theodore R. Eck, Standard Oil Company (Indiana), Chicago, Illinois; Frank K. Cahoon, Capano Refining Company, Corpus Christi, Texas; and R. Thomas Van Arsdall, National Council of Farmer Cooperatives, William H. Bode, Emergency Small Independent Refiners Task Force, Richard Wilcke, Council for a Competitive Economy, John P. Venners, Interdependent Crude and Refining, and Edwin Jason Dryer, Independent Refiners Association of America, all of Washington, D.C.

Hearings continue Monday, March 30.

AUTHORIZATIONS—STATE

Committee on Foreign Relations: Committee concluded hearings on S. 784, authorizing funds for fiscal years 1982 and 1983 for the Department of State, receiving testimony from Richard T. Kennedy, Under Secretary of State for Management, Richard Smyser, Acting Coordinator for Refugee Affairs, and Marion Creekmore, Acting Assistant Secretary of State for International Organization Affairs.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of Rudolph W. Giuliani, of New York, to be an Associate Attorney General; Theodore B. Olson, of California, to be an Assistant Attorney General; D. Lowell Jensen, of California, to be an Assistant Attorney General; and Carol E. Dinkins, of Texas, to be an Assistant Attorney General, all of the Department of Justice, after the nominees testified and answered questions in their own behalf. Mr. Giuliani was introduced by Senator D'Amato; Messrs. Olson and Jensen were introduced by Senators Hayakawa and Cranston; and Mrs. Dinkins was introduced by Senator Bentsen.

Committee will consider the above nominees on Tuesday, March 31.

AUTHORIZATIONS—CETA

Committee on Labor and Human Resources: Subcommittee on Employment and Productivity approved for full committee consideration S. 648, authorizing funds for fiscal year 1982 for certain youth programs under the Comprehensive Employment Training Act (CETA).

OLDER AMERICANS/BUDGET CUTS

Special Committee on Aging: Committee concluded oversight hearings on the impact of the Administration's proposed budget reductions in programs affecting the elderly, focusing on health, housing, and social services, after receiving testimony from Frederick Ackerman, American Medical Association, Chicago, Illinois; Richard Curtis, Pennsylvania Department of Public Welfare, Harrisburg; Stanley Broadnax, Commissioner of Health, Cincinnati, Ohio, representing the U.S. Conference of City Health Officers; James Callahan, Brandeis University, Waltham, Massachusetts; David C. Crowley, American Association of Homes for the Aging; Thomas G. Bell, American Health Care Association, and William Halamandaris, National Association of Home Health Agencies, all of Washington, D.C.; Carmela Lacayo, Asociacion Nacional Pro Personas Mayores, Los Angeles, California; and Laurie Shields, Older Women's League, Oakland, California.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Monday, March 30.

Committee Meetings

COMMERCE, JUSTICE, STATE, THE JUDICIARY AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, the Judiciary, and related agencies held

a hearing on the Federal Prison System, the Parole Commission and the Foreign Claims Settlement Commission. Testimony was heard from Norman A. Carlson, Director, Bureau of Prisons, Department of Justice; Cecil C. McCall, Chairman, U.S. Parole Commission, and Richard W. Yarborough, Chairman, Foreign Claims Settlement Commission, Department of Justice.

LABOR, HHS, AND EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, HHS, and Education held a hearing on the National Institutes of Health, Director's overview, and the National Institute on Aging. Testimony was heard from Dr. Donald Fredrickson, Director, NIH, and Dr. Robert Butler, Director, National Institute on Aging.

MILITARY INSTALLATIONS CONSTRUCTION

Committee on Armed Services: Subcommittee on Military Installations and Facilities continued hearings on legislation to authorize certain construction at military installations for fiscal year 1982. Testimony was heard from RAdm. William Zobel, Civil Engineer Corps, Naval Facilities Engineering Command, Department of the Navy, and Brig. Gen. Frank E. Petersen, Director, Facilities and Services Division, U.S. Marine Corps.

Hearings continue April 1.

FIRST BUDGET RESOLUTION

Committee on the Budget: Continued hearings in preparation for the First Budget Resolution for fiscal year 1982. Testimony was heard from Senator Jepsen and Paul Volcker, Chairman, Federal Reserve Board.

BUDGET REPORT

Committee on Foreign Affairs: Approved budget recommendations for March report to the Committee on the Budget.

BUDGET BRIEFING

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held a briefing on the 1982 Budget, National Marine Fisheries Service, National Oceanic and Atmospheric Administration, Department of Commerce. Testimony was heard from William Stevenson, Deputy Assistant Administrator for Fisheries, National Marine Fisheries Service, NOAA, Department of Commerce.

ADMINISTRATION'S ECONOMIC PROGRAM

Committee on Ways and Means: Continued hearings on the Administration's economic program, including tax and spending cut proposals. Testimony was heard from public witnesses.

Monday, March 30, 1981

Senate

Chamber Action

Routine Proceedings, pages 5691–5739

Bills Introduced: Three bills and one resolution were introduced, as follows S. 827–829, and S.J. Res. 59.

Page 5728

Budget Reconciliation: Senate continued consideration of S . Con. Res. 9, revising the Congressional budget for the Federal government for fiscal years 1981, 1982, and 1983, taking action on additional amendments proposed to modified committee amendment No. 9, as follows:

Rejected:

(1) By 39 yeas to 55 nays, Riegle amendment No. 22, restoring funds for Social Security minimum benefits. Page 5693

(2) By 23 yeas to 71 nays, Stevens unprinted amendment No. 28, restoring $1,500,000,000 in funding for the Strategic Petroleum Reserve, and for other purposes. Page 5715

Pending is modified McClure unprinted amendment No. 27 (printed amendment No. 23), in the nature of a substitute for modified committee amendment No. 9. Page 5714

Also pending is Bradley unprinted amendment No. 29 (printed amendment No. 24), restoring funds for the Strategic Petroleum Reserve. Page 5722

Pages 5693–5726

Presidential Message: Senate received a message from the President, transmitting the Ninth Annual Report on Federal Advisory Committees. Referred to the Committee on Governmental Affairs (PM–40). Page 5726

Messages From the President: Page 5726

Messages From the House: Page 5726

Measures Referred: Page 5726

Measures Ordered Placed on Calendar: Page 5726

Communications: Pages 5726–5728

Statements on Introduced Bills: Pages 5728–5733

Amendments Submitted for Printing: Page 5733

Notices of Hearings: Page 5733

Additional Statements: Pages 5733–5738

Record Votes: Two record votes were taken today (Total—51). Pages 5721–5722

Recess: Senate met at 9:45 a.m., and recessed at 6:10 p.m., until 9:30 a.m., on Tuesday, March 31, 1981. (For Senate's program see remarks of Senator Baker in today's Record on page 5739.)

Committee Meetings

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee on Agriculture and Related Agencies resumed hearings on proposed budget estimates for fiscal year 1982 for certain programs of the Department of Agriculture, receiving testimony from numerous public witnesses.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee on Defense resumed closed hearings on proposed budget estimates for fiscal year 1982 for the defense establishment, receiving testimony on Army procurement and research and development programs from Arthur Daoulas, Acting Assistant Secretary of the Army for Research, Development, and Acquisition, and Lt. General Donald R. Keith, Deputy Chief of Army Staff for Research, Development, and Acquisition.

Hearings continue on Thursday, April 2.

APPROPRIATIONS—ENERGY/WATER DEVELOPMENT

Committee on Appropriations: Subcommitee on Energy and Water Development resumed hearings on proposed budget estimates for fiscal year 1982 for certain energy and water development projects, receiving testimony from Senators Dole, Glenn and Jepsen; Representatives Perkins and Daub; and numerous public witnesses.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—TRANSPORTATION

Committee on Appropriations: Subcommittee on Transportation and Related Agencies resumed hearings on proposed budget estimates for fiscal year 1982 for the Department of Transportation, receiving testimony on behalf of funds for the Federal Aviation Administration from Darrell M. Trent, Deputy Secretary of Transportation.

Hearings continue on Friday, April 3.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Preparedness began consideration S. 815, authorizing funds for fiscal year 1982 for military procurement programs of the Department of Defense, but did not complete action thereon.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Strategic and Theater Nuclear Forces held hearings on S. 815, authorizing funds for fiscal year 1982 for the Department of Defense, receiving testimony on civil defense programs from Bernard T. Gallagher, Acting Director, and John W. McConnell, Acting Associate Director for Plans and Preparedness, both of the Federal Emergency Management Agency; and Charles E. Estes, Jr., Director, Strategic Policy, Office of the Under Secretary of Defense for Policy.

Hearings were recessed subject to call.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Sea Power and Force Projection resumed hearings on S. 815, authorizing funds for fiscal year 1982 for military procurement programs of the Department of Defense, focusing on Navy posture programs, receiving testimony from John F. Lehman, Jr., Secretary of the Navy, Admiral Thomas B. Hayward, Chief of Naval Operations, and General Robert H. Barrow, Commandant, U.S. Marine Corps.

Hearings were recessed subject to call.

NOMINATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nomination of J. Lynn Helms, of Connecticut, to be Administrator, Federal Aviation Administration, after the nominee, who was introduced by Senator Hawkins, testified and answered questions in his own behalf.

MARINE SANCTUARIES

Committee on Commerce, Science, and Transportation: Committee concluded hearings on proposed legislation authorizing funds for fiscal years 1982 and 1983 for Title III of the Marine Protection, Research and Sanctuaries Act, after receiving testimony from Robert Knecht, Acting Assistant Administrator, Office of Coastal Zone Management, National Oceanic and Atmospheric Administration, Department of Commerce; Walter Adey, Director, Marine Systems Laboratory, Smithsonian Institution; Michael Weber, Center for Environment Education; J. R. Jackson, Jr., Exxon Company, U.S.A.; Gustave Fritschie, National Fisheries Institute, Inc.; Gary Magnuson, representing the Office of the Governor of California, and Elton Gissendanner, representing the Florida Department of Natural Resources, all of Washington, D.C.; and Steve Blount, Sport Diver Magazine, New York City.

TELEVISION LICENSING

Committee on Commerce, Science, and Transportation: Subcommittee on Communications resumed hearings on S. 601, to reduce and simplify certain licensing requirements in the broadcasting industry, receiving testimony from Representative Seiberling; Everett Erlick, American Broadcasting Company; Corydon Dunham, National Broadcasting Company, and Jan-

ice M. Engsberg, United Church of Christ, all of New York City; Fr. Donald Matthews, United States Catholic Conference; Samuel A. Simon, National Citizens Committee for Broadcasting; Henry Geller, American Enterprise Institute, and Deborah C. Costlow, Media Access Project, all of Washington, D.C.; Mark Smith, KLAS–TV, Las Vegas, Nevada; Peter Kizer, The Evening News Association, Detroit, Michigan; and Francis A. Martin III, Chronicle Broadcasting Company, San Francisco, California.

Hearings were recessed subject to call.

STRATEGIC PETROLEUM RESERVE

Committee on Energy and Natural Resources: Subcommittee on Energy and Mineral Resources held oversight hearings on the implementation of the Strategic Petroleum Reserve, focusing on its current status and to investigate alternative financing programs to reduce the direct government costs of the Reserve, receiving testimony from Representative Gramm; Alex Fremling, Acting Assistant Secretary of Energy for Environmental Protection, Safety and Emergency Preparedness, and Harry A. Jones, Deputy Assistant Secretary of Energy for Strategic Petroleum Reserve; Alice M. Rivlin, Director, Congressional Budget Office; and J. Dexter Peach, Director, Energy and Minerals Division, General Accounting Office.

Hearings were recessed subject to call.

MISCELLANEOUS TAX PROPOSALS

Committee on Finance: Subcommittee on Taxation and Debt Management concluded hearings on the following tax measures:

S. 388 and S. 446, relating to the taxation of annuities, after receiving testimony from W. Thomas Kelly, Investment Annuities Institute, Inc., Valley Forge, Pennsylvania; Robert R. Barrow, International General Insurance Corp., Milwaukee, Wisconsin; Wayne Spencer, Wisconsin Employers Insurance Co., Green Bay; Norse N. Blazzard, Blazzard, Grodd & Hassenauer, Westport, Connecticut; Art Bunker, American Life and Casualty Insurance Co., Fargo, North Dakota; Dennis D. Berlin, National Savings and Loan League, Washington, D.C.; and Philip J. Hesselbein, First Savings Association of Wisconsin, Milwaukee;

S. 476, relating to the taxation of private foundations constituting bank holding companies, after receiving testimony from Robert J. Reardon, Otto Bremer Foundation, Saint Paul, Minnesota;

S. 464, S. 500, and S. 501, relating to the payout requirement applicable to private foundations, after receiving testimony from Christopher Edley, United Negro College Fund, Inc.; Mathew Ahmann, National Conference of Catholic Charities; Robert E. Bothwell, National Committee for Responsive Philanthropy, and Frances Hesselbein, Girl Scouts of the U.S.A., all of Washington, D.C.; Jack Moskowitz, United Way of America, Alexandria, Virginia; and Russell Mawby, Legislation and Regulations Committee of the Council on Foundation, Battle Creek, Michigan; and

S. 499, relating to the taxation of FCC-ordered dispositions of radio stations, after receiving testimony from John B. Johnson, Watertown Daily Times, Watertown, New York.

Testifying in behalf of all the aforementioned bills was John E. Chapoton, Assistant Secretary of the Treasury for Tax Policy.

CIVIL SERVICE COMPETENCY TEST

Committee on the Judiciary: Subcommittee on the Constitution concluded hearings on the equal protection implications of the Department of Justice consent decree with respect to the Professional and Administrative Career Examination (P.A.C.E.), after receiving testimony from Donald J. Devine, Director, U.S. Office of Personnel Management; and Walter Berns, American Enterprise Institute; Richard Seymour, Lawyers Committee for Civil Rights Under Law; Meyer Eisenberg, Anti-Defamation League of B'nai B'rith, and Dan Burt, Capitol Legal Foundation, all of Washington, D.C.

AUTHORIZATIONS—ALCOHOL/DRUG ABUSE PROGRAMS

Committee on Labor and Human Resources: Subcommittee on Alcoholism and Drug Abuse concluded hearings on S. 755, authorizing funds for fiscal year 1982 for Federal alcohol and drug abuse programs, after receiving testimony on the Federal government's role in alcohol and drug abuse prevention, treatment and rehabilitation from Thomas J. Gleaton, National Federation of Parents for Drug Free Youth, Silver Spring, Maryland; Helen Jobin and Edward L. Morin, both of Concerned Citizens Against Drug and Alcohol Abuse, Dover, New Hampshire; Joann Lundgren, Parents Who Care, and Andrea Gac, and Walter Hays, both of Gunn High School, all of Palo Alto, California; Willis Finck, Santa Clara County Drug Abuse Commission, Santa Clara, California; Richard Pruss, Therapeutic Communities of America, Forest Hills, New York; Robert Smedes, Project Rehab, Grand Rapids, Michigan; Donald J. McConnell, Connecticut Alcohol & Drug Abuse Council, Hartford; Kenneth Eaton, Michigan Office of Substance Abuse Services, Lansing; Joseph Diament, New Hampshire Office of Alcohol & Drug Abuse Prevention, Concord; and Carol Marcus, Pacific Institute for Research and Evaluation, Bethesda, Maryland.

AUTHORIZATIONS—INTELLIGENCE

Select Committee on Intelligence: Subcommittee on the Budget concluded closed hearings on proposed legislation authorizing funds for fiscal year 1982 for intel-

ligence activities of the United States, after receiving testimony from certain officials of the intelligence community.

House of Representatives

Chamber Action

Bills Introduced: 13 public bills, H.R. 2903–2915; and 2 private bills, H.R. 2916–2917 were introduced.

Pages 5689–5690

Milk Price Supports: H.R. 1986, to amend section 201 of the Agricultural Act of 1949, as amended, to delete the requirement that the support price of milk be adjusted semiannually, as passed by the House on March 26, 1981, was laid on the table. Page 5682

Presidential Message—Federal Advisory Committees: Read a message from the President wherein he transmits the Ninth Annual Report on Federal Advisory Committees—referred to the Committee on Government Operations. Page 5683

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at noon and adjourned at 12:28 p.m.

Committee Meetings

FARM BILL

Committee on Agriculture: Subcommittee on Domestic Marketing, Consumer Relations, and Nutrition concluded hearings on the 1981 farm bill. Testimony was heard from departmental and public witnesses.

AGRICULTURAL APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture continued hearings on Agricultural appropriations. Testimony was heard from Members of Congress and public witnesses.

Hearings continue tomorrow.

COMMERCE—JUSTICE—THE JUDICIARY AND RELATED AGENCIES

Committee on Appropriations: Subcommittee on Commerce—Justice—State—the Judiciary and Related Agencies held a hearing on the Office of Justice Assistance, Research, and Statistics. Testimony was heard from Robert F. Diegelman, Acting Director, Office of Justice Assistance, Research and Statistics, Department of Justice.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development continued hearings on Energy and Water Development appropriations. Testimony was heard from Members of Congress and public witnesses.

Hearings continue tomorrow.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on the Energy Information Administration. Testimony was heard from Al Linden, Acting Administrator, Energy Information Administration, Department of the Interior.

NUCLEAR REGULATORY COMMISSION AUTHORIZATION

Committee on Energy and Commerce: Subcommittee on Energy Conservation and Power held a hearing on the Nuclear Regulatory Commission's authorization request for fiscal years 1982 and 1983. Testimony was heard from the following officials of the NRC: Joseph M. Hendrie, Acting Chairman; Victor Gilinsky, Commissioner; Peter A. Bradford, Commissioner and John F. Ahearne, Commissioner.

THREE MILE ISLAND

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing on the cleanup efforts at the Three Mile Island Nuclear Reactor site. Testimony was heard from Bruce Babbitt, Governor, Arizona, and Susan Shanaman, Chairman, Public Utilities Commission, State of Pennsylvania.

AID TO KOREA

Committee on Foreign Affairs: Subcommittee on Asian and Pacific Affairs held a hearing on U.S. aid to Korea. Testimony was heard from Michael Armacost, Deputy Assistant Secretary of State, Bureau of East Asian and Pacific Affairs; Adm. Donald S. Jones, Director, East Asia and Pacific Region, International Security Affairs, Department of Defense, and public witnesses.

Hearings continue tomorrow.

INTERNATIONAL NARCOTICS CONTROL PROGRAMS

Committee on Foreign Affairs: Subcommittee on Inter-American Affairs and the Subcommittee on Asian and Pacific Affairs held a joint hearing on International Narcotics Control Programs for Latin America and Asia for fiscal year 1982. Testimony was heard from Representative Evans of Georgia; Joseph H. Linnemann, Acting Assistant Secretary of State for International Narcotics Matters, and Peter Bensinger, Administrator, Drug Enforcement Administration, Department of Justice.

CONDO AND CO-OP CONVERSION

Committee on Government Operations: Subcommittee on Commerce, Consumer, and Monetary Affairs held a

hearing on impact of Federal programs on condo and co-op conversion. Testimony was heard from public witnesses.

Hearings continue tomorrow.

BUDGET CUTS

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography held a hearing on the impact of proposed budget cuts on the National Sea Grant Program. Testimony was heard from James P. Walsh, Acting Assistant Administrator, NOAA, Department of Commerce; Dr. Robert Corell, Chairman, Ad Hoc Sea Grant Task Force, and public witnesses.

ADMINISTRATION'S ECONOMIC PROGRAM

Committee on Ways and Means: Continued hearings on the Administration's economic program, including tax and spending cut proposals. Testimony was heard from former Representative Charles A. Vanik, and public witnesses.

Hearings continue tomorrow.

BUDGET CUTS—MEDICARE PROGRAM

Committee on Ways and Means: Subcommittee on Health held a hearing on proposed budget cuts in the medicare program. Testimony was heard from Dr. Carolyne K. Davis, Administrator, Health Care Financing Administration, Department of Health and Human Services.

Hearings continue tomorrow.

SOCIAL SECURITY FINANCING LEGISLATION; BUDGET REPORT

Committee on Ways and Means: Subcommittee on Social Security continued to meet to consider social security financing legislation and on actions needed to meet the First Concurrent Budget Resolution.

Will continue tomorrow.

TRADE ADJUSTMENT ASSISTANCE PROGRAMS

Committee on Ways and Means: Subcommittee on Trade held a hearing on Trade Adjustment Assistance programs. Testimony was heard from Donald de Kieffer, General Counsel, Office of the United States Trade Representative; William B. Lewis, Administrator, Unemployment Insurance Service, Unemployment and Training Administration, Department of Labor, and Harold W. Williams, Acting Assistant Secretary for Economic Development, Department of Commerce.

Hearings continue tomorrow.

Joint Committee Meeting

PROPOSED ECONOMIC PROGRAM

Joint Economic Committee: Committee concluded hearings on the President's proposed economic program, after receiving testimony from Peter G. Petersen, Lehman Brothers, Kuhn, Loeb, Inc., New York City.

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Tuesday, March 31, 1981

Senate

Chamber Action

Routine Proceedings, pages 5802–5914

Bills Introduced: Thirteen bills and one resolution were introduced, as follows: S830–842, and S. Res. 104.

Pages 5871, 5901

Bills Reported: Reports were made as follows:

Special report entitled "Legislative Review During the 96th Congress by the Senate Committee on Rules and Administration" (S. Rept. No. 97–30).

Special report entitled "Report on the Activities of the Committee on Commerce, Science, and Transportation" (S. Rept. No. 97–31).

Special report entitled "Legislative Review Activity", Committee on Labor and Human Resources (S. Rept. No. 97–32).

Special report entitled "Legislative and Oversight Activities During the 96th Congress by the Senate Committee on Veterans' Affairs" (S. Rept. No. 97–33).

Special report entitled "Report on the Activities of the Committee on Armed Services, United States Senate, 96th Congress, First and Second Sessions" (S. Rept. No. 97–34). **Pages 5870–5871**

Measures Passed:

Gospel Music Month: Senate passed S.J. Res. 20, designating the month of April, 1981, as "Gospel Music Month". **Page 5912**

National Recognition Day for Veterans of Vietnam Era: Senate passed H.J. Res. 182, designating April 26, 1981, as "National Recognition Day for Veterans of the Vietnam Era".

S.J. Res. 40, Senate companion measure, was then indefinitely postponed. **Pages 5912–5913**

Justice authority: Senate passed S. 840, providing that the authority, and any limitation on authority, contained in the Department of Justice Authorization Act, FY 1980, shall continue in effect with respect to activities of the Department of Justice (including any bureau, office, board, division, commission, or subdivision thereof) until September 30, 1981.

Pages 5913–5914

Budget Reconciliation: Senate continued consideration of S. Con. Res. 9, revising the Congressional budget for the Federal government for fiscal years 1981, 1982,

and 1983, rejecting additional amendments proposed to modified committee amendment No. 9, as follows:

(1) By 17 yeas to 81 nays, Bradley amendment No. 24, restoring funds for the Strategic Petroleum Reserve. Page 5807

(2) By 22 yeas to 76 nays, McClure unprinted amendment No. 30, restoring funds for the Strategic Petroleum Reserve. Page 5808

(3) By 30 yeas to 67 nays, Moynihan unprinted amendment No. 31, restoring funds for Pell Grants. Page 5812

(4) By 33 yeas to 65 nays, modified Moynihan unprinted amendment No. 33, restoring funds for Elementary and Secondary Education. Page 5812

(5) By 40 yeas to 59 nays, Chafee unprinted amendment No. 34, restoring funds for Elementary and Secondary Education, low-income energy assistance, Urban Development Action Grant programs, Preventive and Community Health programs, and Urban Mass Transit programs. Page 5829

(6) By 37 yeas to 59 nays, Mitchell unprinted amendment No. 35, restoring funds for the Economic Development Administration. Page 5858

Pending is Weicker amendment No. 20, restoring funds for Small Business Administration programs. Page 5867

Pages 5807–5869

Vice-Presidential Appointments: The chair, on behalf of the Vice President, made the following appointments:

(1) Senators Weicker, D'Amato, Inouye, and Nunn to the Board of Visitors to the U.S. Military Academy;

(2) Senators McClure, Jepsen, Hollings, and Sarbanes to the Board of Visitors to the U.S. Naval Academy; and

(3) Senators Stevens, Goldwater, Johnston, and Hart to the Board of Visitors to the U.S. Air Force Academy. Page 5829

Extension of Time for Filing Report: By unanimous consent, the deadline for filing a report on the Senate Code of Official Conduct and recommendations for its revision by the Select Committee on Ethics was extended from April 1, 1981, until May 15, 1981. Page 5913

Communications: Page 5870

Statements on Introduced Bills: Pages 5871–5901

Amendments Submitted for Printing: Pages 5901–5902

Additional Statements: Pages 5902–5912

Record Votes: Six record votes were taken today (Total—57). Pages 5828–5829, 5828–5867

Recess: Senate met at 9:30 a.m., and recessed at 7:13 p.m., until 9:30 a.m., on Wednesday, April 1, 1981. (For Senate's program see remarks of Senator Baker in today's Record on pages 5858, 5864, 5914.)

Committee Meetings

NOMINATIONS

Committee on Agriculture, Nutrition, and Forestry: Committee concluded hearings on the nominations of Seeley Lodwick, of Iowa, to be Under Secretary of Agriculture for International Affairs and Commodity Programs; John B. Crowell, Jr., of Oregon, and William G. Lesher, of Virginia, each to be an Assistant Secretary of Agriculture, and C. W. McMillan, of Virginia, to be a Member of the Board of Directors of the Commodity Credit Corporation, after the nominees testified and answered questions in their own behalf. Mr. Lodwick was introduced by Senators Jepsen and Grassley, and Representative Leach; Mr. Lesher was introduced by Senators Warner and Lugar; and Mr. Crowell was introduced by Senator Hatfield. Testimony was also received on the nomination of Mr. Crowell from Peter Kirby, Wilderness Society; Thomas Barlow, Natural Resources Defense Council; Thomase D. Lustig, National Wildlife Federation, and Brock Evans, Sierra Club, all of Washington, D.C.

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee on Agriculture, Rural Development and Related Agencies resumed hearings on proposed budget estimates for fiscal year 1982 for the Department of Agriculture, receiving testimony in behalf of funds for their respective activities from Edward D. Hews, Acting Administrator, Agricultural Stabilization and Conservation Service; C. W. McMillan, Assistant Secretary of Agriculture for Marketing and Transportation Services, and Harry C. Mussman, Administrator, Animal and Plant Health Inspection Service; and Norman A. Berg, Chief, Soil Conservation Service, all of who were accompanied by several of their associates, Department of Agriculture.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—AID

Committee on Appropriations: Subcommittee on Foreign Relations held hearings on proposed budget estimates for fiscal year 1982 for the Agency for International Development, and on proposed supplemental funds for fismal year 1981 for certain foreign assistance programs, receiving testimony from M. Peter McPherson, and Joseph Wheeler, Deputy Administrator, both of the Agency for International Development.

Hearings continue on Thursday, April 2.

APPROPRIATIONS—COMMERCE

Committee on Appropriations: Subcommittee on State, Justice, Commerce, and the Judiciary held hearings on proposed budget estimates for fiscal year 1982 for the Department of Commerce, receiving testimony in behalf of funds for the International Trade Administration, Scientific and Technical Research Service, and the Patent and Trademark Office from Paul T. O'Day, Acting Under Secretary of Commerce for Trade; Robert B. Ellert, Acting Assistant Director, Office of Productivity and Technology and Innovation, and Nancy A. Richards, Director, Budget Office, all of the Department of Commerce.

Hearings continue tomorrow.

APPROPRIATIONS—ENERGY/WATER DEVELOPMENT

Committee on Appropriations: Subcommittee on Energy and Water Development continued hearings on proposed budget estimates for fiscal year 1982 for certain energy and water development projects, receiving testimony from Senators Bentsen and Tower; Representative Brooks; and numerous public witnesses.

Subcommittee will meet again on Thursday, April 2.

APPROPRIATIONS—OFFICE OF THE PRESIDENT

Committee on Appropriations: Subcommittee on the Treasury, Postal Service and General Government held hearings on proposed budget estimates for fiscal year 1982 for the Executive Office of the President, receiving testimony in behalf of funds for their respective activities from John F. W. Rogers, Special Assistant to the President for Administration; Sarah T. Kadec, Deputy Director, Office of Administration, and Special Assistant to the President; Captain Richard D. Milligan, Assistant Director of Budget and Reports, Office of the Navy Comptroller (Official Residence of the Vice President); and Manus J. Fish, Jr., Regional Director, National Capital Region, National Park Service.

Hearings continue tomorrow.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Tactical Warfare met in closed session to begin markup of S. 815, authorizing funds for fiscal year 1982 for military procurement programs of the Department of Defense, did not complete action thereon, and recessed subject to call.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Manpower and Personnel met in closed session to begin markup of S. 815, authorizing funds for fiscal year 1982 for military procurement programs of the Department of Defense, did not complete action thereon and will meet again tomorrow.

NOMINATIONS

Committee on Banking, Housing, and Urban Affairs: Committee approved for reporting the nominations of Philip D. Winn, of Colorado, and Emanuel S. Savas, of New Jersey, each to be an Assistant Secretary of Housing and Urban Development, and Arthur E. Teele, Jr., of Florida, to be Administrator, Urban Mass Transportation Administration.

FIRST CONCURRENT BUDGET RESOLUTION

Committee on the Budget: Committee began hearings on the proposed first concurrent budget resolution for fiscal year 1982 setting forth recommended levels of total budget outlays, Federal revenues, and new budget authority, receiving testimony on the Congressional Budget Office's annual report from its Director, Alice Rivlin, and from Walton Shealy, Director, Mission Analysis and Systems Acquisition; Warner Grasshans, Deputy Director, Procurement, Logistics, and Readiness Division, and Ken Coffee, Associate Director, Federal Personnel and Compensation Division, all of the General Accounting Office.

Hearings continue tomorrow.

NOMINATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nomination of Joseph R. Wright, Jr., of New York, to be Deputy Secretary of Commerce, after the nominee testified and answered questions in his own behalf.

AUTHORIZATIONS—NASA

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology, and Space resumed open and closed hearings on proposed legislation authorizing funds for fiscal year 1982 for the National Aeronautics and Space Administration, receiving testimony in open session from Kenneth S. Pedersen, Director, International Affairs Division, National Aeronautics and Space Administration; and in closed session from Brig. General Ralph Jacobson, Director, Space Systems and Command, Control and Communications, U.S. Air Force; and James Wade, Acting Under Secretary of Defense for Research and Engineering.

Hearings continue on Tuesday, April 7.

NRC LICENSING

Committee on Environment and Public Works: Subcommittee on Nuclear Regulation concluded hearings to examine alleged delays in the Nuclear Regulatory Commission's licensing requirements for the operation

of new nuclear powerplants, and to examine the impact of the recent *Sholly* v. *NRC* decision by the U.S. Court of Appeals for the District of Columbia Circuit, to require that hearings be held prior to NRC issuing amendments to nuclear power licenses, after receiving testimony from Joseph M. Hendrie, Chairman; Victor Gilinsky, Peter A. Bradford, and John F. Ahearne, all Commissioners; Harold Denton, Director, Office of Nuclear Reactor Regulations; William Dircks, Executive Director for Operations, and Leonard Bickwit, General Counsel, all of the Nuclear Regulatory Commission.

SPENDING REDUCTIONS/ECONOMIC RECOVERY

Committee on Finance: Committee resumed hearings on the Administration's spending reduction proposals for economic recovery, receiving testimony from Paul M. Allen, Michigan Department of Social Services, Lansing, representing the State Medicaid Directors Association; Gerald Reilly, New Jersey Department of Human Services, Trenton, representing the National Council of State Public Welfare Administrators; Robert Stone, Blythedale Hospital, Valhalla, New York, and Msgr. James Fitzpatrick, Albany, New York, both representing the Hospital Association of New York State; Charles B. Womer, University Hospitals of Cleveland, Ohio, and James Bentley, Department of Teaching Hospitals, Washington, D.C., both representing the Association of American Medical Colleges; Larry S. Gage, National Association of Public Hospitals; William Felch, American Medical Association; David C. Crowley, American Association of Homes for the Aging; Thomas G. Bell, American Health Care Association; James P. Kerrigan, American Dental Association; Jane Williams, National Center for Health Services Research, and Jack W. Gamble, American Association of Oral and Maxillofacial Surgeons, all of Washington, D.C.; David Fedson, University of Chicago, Illinois, on behalf of the American College of Preventive Medicine; and David E. Gagnon, Women and Infants Hospital of Rhode Island, Providence, on behalf of the Perinatal Association.

Hearings continue tomorrow.

AUTHORIZATIONS—FOREIGN ASSISTANCE

Committee on Foreign Relations: Committee continued hearings on proposed legislation authorizing funds for fiscal year 1982 for foreign assistance programs, receiving testimony on military assistance from James L. Buckley, Under Secretary of State for Security Assistance, Science and Technology, and Joseph H. Linnemann, Acting Assistant Secretary of State for International Narcotics Matters; and Lt. General Ernest Graves, Director, Security Assistance Agency, Department of Defense.

Hearings continue tomorrow.

NOMINATIONS

Committee on the Judiciary: Committee approved for reporting the nominations of Carol E. Dinkins, of Texas, and D. Lowell Jensen and Theodore B. Olson, both of California, each to be an Assistant Attorney General, Department of Justice.

FAMILY PLANNING

Committee on Labor and Human Resources: Committee held oversight hearings on the role of the Federal government in family planning programs of Title X of the Public Health Services Act, receiving testimony from Gregory J. Ahart, Director, and Bernie Ungar and Dan Loesch, both Program Analysts, all of the Human Resources Division, General Accounting Office; Faye Wattleton, Planned Parenthood Federation of America, Inc., Washington, D.C.; Barbara Maves, Planned Parenthood of East Central Indiana, Muncie; Jacqueline R. Kasun, Humboldt State University, Arcata, California; Susan Roylance, United Families of America, Murray, Utah; and James H. Ford, Downey, California.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 27 public bills, H.R. 2918–2944; and 2 resolutions, H. Res. 120 and 121 were introduced.

Pages 5800–5801

Legislative Business: No legislative business was conducted during the proceedings of the House today.

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at noon. Adjourned at 1:21 p.m. p.m.

Committee Meetings

FARM BILL

Committee on Agriculture: Concluded hearings on the 1981 Farm bill. Testimony was heard from John R. Block, Secretary of Agriculture.

AGRICULTURAL APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture continued hearings on Agricultural appropriations. Testimony was heard from Members of Congress and public witnesses.

Hearings continue tomorrow.

COMMERCE, JUSTICE, STATE, THE JUDICIARY AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, the Judiciary, and related agencies held a hearing on Arms Control and Disarmament Agency and the International Communication Agency. Testimony was heard from James L. Malone, Acting Director, Arms Control and Disarmament Agency, and John W. Shirley, Acting Director, International Communication Agency.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense continued hearings in executive session on fiscal year 1982 Air Force posture. Testimony was heard from Vern Orr, Secretary of the Air Force, and Gen. Lew Allen, Jr., Chief of Staff, Air Force.

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Subcommittee on the District of Columbia held a hearing on Transportation Services and Assistance, Personal Services, Repayment of Loans and Interest, Repayment of General Fund Deficit, and Language Changes. Testimony was heard from Richard Page, General Manager, Metro; Tom Downs, Director, Department of Transportation, District of Columbia government; George Holland, Acting Director, Department of Corrections, District of Columbia government, and Gladys Mack, Assistant City Administrator for Budget and Resource Development, District of Columbia government.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development continued hearings on Energy and Water Development appropriations. Testimony was heard from Members of Congress and public witnesses.

HUD—INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held a hearing on Department of Housing and Urban Development. Testimony was heard from Samuel R. Pierce, Jr., Secretary of Housing and Urban Development.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior heard testimony from Richard E. Lyng, Deputy Secretary of Agriculture.

The Subcommittee also held a hearing on the Forest Service. Testimony was heard from Max Petersen, Chief, Forest Service, USDA.

LABOR, HHS, AND EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, HHS, and Education held a hearing on National Cancer Institute, National Institute of Environmental Health Sciences, the National Heart, Lung, and Blood Institute and the National Institute of Dental Research. Testimony was heard from Dr. Donald S. Fredrickson, Director, NIH, and the following officials of NIH: Dr. Vincent deVita, Director, National Cancer Institute; Dr. David Rall, Director, National Institute of Environmental Health Sciences; Dr. Robert Levy, Director, National Heart, Lung, and Blood Institute, and Dr. David Scott, Director, National Institute of Dental Research.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction met in executive session to hold hearings on Persian Gulf-Indian Ocean Construction Program and on the defense posture in the Pacific. Testimony was heard from departmental witnesses.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on the Federal Railroad Administration. Testimony was heard from Robert W. Blanchette, Administrator, Federal Railroad Administration, Department of Transportation.

DEFENSE BUDGET

Committee on Armed Services: Subcommittee on Procurement and Military Nuclear Systems continued hearings on the procurement portions of the fiscal year 1982 Defense budget with emphasis on Air Force aircraft procurement programs. Testimony was heard from Lt. Gen. Kelly H. Burke, Deputy Chief of Staff for Research, Development and Acquisition, Department of the Air Force.

COIN COMPOSITION

Committee on Banking, Finance and Urban Affairs: Subcommittee on Consumer Affairs and Coinage held a hearing on proposed change in the composition of the one cent coin. Testimony was heard from Angela Buchanan, Treasurer of the United States; Theodore Allison, Staff Director, Federal Reserve Bank Activities, Federal Reserve Board, and public witnesses.

OVERSIGHT

Committee on Education and Labor: Continued oversight hearing on the effects of cutbacks proposed by the Administration. Testimony was heard from Richard S. Schweiker, Secretary, Health and Human Services; Stanley Morris, Associate Deputy Attorney General, Department of Justice, and public witnesses.

Hearings continue tomorrow.

OSHA

Committee on Education and Labor: Subcommittee on Health and Safety continued oversight hearings on the Occupational Safety and Health Act in the Federal sector. Testimony was heard from representatives of the Veterans' Administration.

Hearings continue April 7.

SOUTHERN AFRICA

Committee on Foreign Affairs: Subcommittee on Africa held a hearing on Southern Africa: Administration's Views on Regional Policy and Problems. Testimony was heard from Lannon Walker, Acting Assistant Secretary of State for African Affairs; Haven North, Acting Assistant Administrator for Africa, AID, and a public witness.

AID TO KOREA

Committee on Foreign Affairs: Subcommittee on Asian and Pacific Affairs continued hearings on U.S. aid to Korea. Testimony was heard from Michael Armacost, Deputy Assistant Secretary of State, Bureau of East Asian and Pacific Affairs; Adm. Donald S. Jones, Director, East Asia and Pacific Region, International Security Affairs, Department of Defense, and public witnesses.

AID TO INDONESIA AND THE PHILIPPINES

Committee on Foreign Affairs: Subcommittee on Asian and Pacific Affairs held a hearing on U.S. Aid to Indonesia and the Philippines. Testimony was heard from Representative Jeffords; Michael Armacost, Deputy Assistant Secretary of State, Bureau of East Asian and Pacific Affairs; Frederick Schieck, Acting Assistant Administrator, Bureau for Asia, AID, and a public witness.

TRADE AND DEVELOPMENT PROGRAM

Committee on Foreign Affairs: Subcommittee on International Economic Policy and Trade held a hearing on Trade and Development Program (TDP). Testimony was heard from David Raymond, Acting Coordinator, Trade and Development Program, Agency for International Development, and public witnesses.

STATE DEPARTMENT, ICA, BOARD FOR INTERNATIONAL BROADCASTING, INTER-AMERICAN FOUNDATION

Committee on Foreign Affairs: Subcommittee on International Operations approved for full Committee action legislation to authorize appropriations for fiscal years 1982 and 1983 for the Department of State, the International Communication Agency, the Board for International Broadcasting, and the Inter-American Foundation.

The Subcommittee also considered H.R. 2884, to provide for the distribution within the United States of the International Communication Agency film entitled "In Their Own Words."

CONDO AND CO-OP CONVERSION

Committee on Government Operations: Subcommittee on Commerce, Consumer, and Monetary Affairs continued hearings on impact of Federal programs on condo and co-op conversion. Testimony was heard from public witnesses.

Hearings continue tomorrow.

INTERNATIONAL COMMUNICATIONS REORGANIZATION ACT

Committee on Government Operations: Subcommittee on Government Information and Individual Rights held a hearing on H.R. 1957, International Communications Reorganization Act. Testimony was heard from Geza Feketekuty, Assistant U.S. Trade Representative for Policy Development, and public witnesses.

Hearings continue April 2.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Contracts and Printing met and approved pending business.

OVERSIGHT

Committee on Interior and Insular Affairs: Held a hearing on the Administration's proposal to consolidate funding for 10 Bureau of Indian Affairs programs into a single block grant. Testimony was heard from Donald Hodel, Under Secretary, Department of the Interior.

MX MISSILE SYSTEM

Committee on Interior and Insular Affairs: Subcommittee on Public Lands and National Parks continued oversight hearings on the MX Missile System. Testimony was heard from Brig. Gen. James P. McCarthy, Special Assistant for MX to the Deputy Chief of Staff for Research, Development and Acquisition, U.S. Air Force.

Hearings continue April 2.

LEGAL SERVICES CORPORATION AUTHORIZATION

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice continued hearings on H.R. 2506, to authorize appropriations for Legal Services Corporation for fiscal years 1982, 1983 and 1984. Testimony was heard from Representative Wyden; Arthur Penn, Assistant Commissioner, Office of the Public Advocate, State of New Jersey, and public witnesses.

Hearings continue tomorrow.

PRETRIAL SERVICES ACT

Committee on the Judiciary: Subcommittee on Crime held a hearing on H.R. 2841, Pretrial Services Act of 1981. Testimony was heard from Gerald B. Tjoflat, Judge, Fifth U.S. Circuit Court of Appeals, Jacksonville, Florida; William A. Cohan, Jr., Chief, Probation Division, Administrative Office of the U.S. Courts; Guy Willetts, Chief, Pretrial Services Branch, Administrative Office of the U.S. Courts; Bruce Beaudin, Director, Pretrial Services Agency, District of Columbia and public witnesses.

BUDGET CUTS

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography held a hearing on impact of proposed budget cuts on the Coastal Zone Management and Coastal Energy Impact Programs. Testimony was heard from James P. Walsh, Acting Administrator, NOAA, Department of Commerce.

OVERSIGHT

Committee on Merchant Marine and Fisheries: Subcommittee on Panama Canal/Outer Continental Shelf continued oversight hearings into provisions of the OCSLAA concerning interrelationship of Federal and State governments in the decisionmaking process, as well as the importance of OCS operation on the Coastal Zone. Testimony was heard from Douglas McCullough, Deputy Director, Energy and Minerals Division, GAO; R. Sarah Compton, EPA; James P. Walsh, Acting Administrator, NOAA, Department of Commerce; Col. Geo. R. Robertson, Deputy Director of Civil Works, Office of Chief of Engineers, Department of the Army, and officials from certain States.

Hearings continue May 5.

AIRPORT AND AIRWAY IMPROVEMENT ACT

Committee on Public Works and Transportation: Subcommittee on Aviation held a hearing on H.R. 2643, the Airport and Airway Improvement Act of 1981, and a related bill, H.R. 2930. Testimony was heard from Representative Loeffler and public witnesses.

Hearings continue tomorrow.

DOE AUTHORIZATION

Committee on Science and Technology: Subcommittee on Energy Development and Applications approved for full Committee action the DOE fiscal year 1982 budget authorization.

OVERSIGHT

Committee on Science and Technology: Subcommittee on Investigations and Oversight held a hearing on ethical issues in biomedical research. Testimony was heard from Dr. Donald S. Frederickson, Director, National Institutes of Health; Dr. Phillip Handler, President, National Academy of Sciences, and public witnesses.

Hearings continue tomorrow.

SMALL BUSINESS MOTOR FUEL MARKETER PRESERVATION ACT

Committee on Small Business: Subcommittee on Energy, Environment and Safety held a hearing on H.R. 1362, Small Business Motor Fuel Marketer Preservation Act of 1981. Testimony was heard from Senator Metzenbaum; Representative Tauke; Leonard Coburn, Acting Director of the Office of Competition, Department of Energy; Richard J. Favretto, Deputy Assistant Attorney General, Antitrust Division, Department of Justice, and Ronald B. Rowe, Assistant Director, Bureau of Competition, FTC.

Hearings continue tomorrow.

VETERANS' ADMINISTRATION PROGRAMS

Committee on Veterans' Affairs: Subcommittee on Education, Training and Employment held a hearing to review education, training and employment programs administrated by the Veterans' Administration. Testimony was heard from Dorothy L. Starbuck, Chief Benefits Director, Veterans' Administration, and representatives of various veterans' organizations.

VETERANS' LOANS

Committee on Veterans' Affairs: Subcommittee on Oversight and Investigations held a hearing to review Small Business Administration implementation of provision of PL 93–237 for special consideration for veterans in obtaining loans. James J. Cox, Director, Veterans' Assistance Service, VA; Roger Jones, representing SBA, and representatives of various veterans' organizations.

ADMINISTRATION'S ECONOMIC PROGRAM

Committee on Ways and Means: Continued hearings on the Administration's economic program, including tax and spending cut proposals. Testimony was heard from public witnesses.

Hearings continue tomorrow.

BUDGET CUTS MEDICARE PROGRAM

Committee on Ways and Means: Subcommittee on Health continued hearings on proposed budget cuts in the medicare program. Testimony was heard from public witnesses.

Hearings continue tomorrow.

SOCIAL SECURITY FINANCING LEGISLATION; BUDGET REPORT

Committee on Ways and Means: Subcommittee on Social Security continued to meet to consider social security

financing legislation and on actions needed to meet the First Concurrent Budget Resolution.

Will continue tomorrow.

TRADE ADJUSTMENT ASSISTANCE PROGRAMS

Committee on Ways and Means: Subcommittee on Trade continued hearings on Trade Adjustment Assistance programs. Testimony was heard from public witnesses.

Hearings continue tomorrow.

Wednesday, April 1, 1981

Senate

Chamber Action

Routine Proceedings, pages 5976–6130

Bills Introduced: Sixteen bills and two resolutions were introduced, as follows: S. 843–858, S.J. Res. 60, and S. Res. 105. Pages 6090, 6116

Bills Reported: Reports were made as follows:

S. 694, authorizing supplemental funds for fiscal year 1981 for the Department of Defense, and supplemental funds for fiscal year 1981 for military procurement and construction programs of the Department of Defense, with an amendment in the nature of a substitute (Rept. No. 97–35).

S. Res. 105, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 694. Referred to the Committee on the Budget. Page 6090

Budget Reconciliation: Senate continued consideration of S. Con. Res. 9, revising the Congressional budget for the Federal government for fiscal years 1981, 1982, and 1983, rejecting additional amendments proposed to modified committee amendment No. 9, as follows:

(1) By 28 yeas to 68 nays, Weicker amendment No. 20, restoring funds for Small Business Administration programs. Page 5979

(2) By 32 yeas to 65 nays, Hart unprinted amendment No. 36, providing for an across-the-board reduction in energy activities. Page 5981

(3) By 36 yeas to 62 nays, Kennedy unprinted amendment No. 37, restoring funds for primary health care and prevention. Page 6007

(4) By 24 yeas to 74 nays, Metzenbaum unprinted amendment No. 38, restoring funds for youth training programs. Page 6011

(5) By 22 yeas to 76 nays, Bradley unprinted amendment No. 39, restoring funds for the National Science Foundation, Trade Adjustment Assistance, Conrail, and Mass Transit. Page 6018

(6) By 12 yeas to 86 nays, Hollings unprinted amendment No. 40, reducing funds for provisions relating to Federal cost of living adjustments (COLA). Page 6028

(7) By 15 yeas to 81 nays, Proxmire unprinted amendment No. 43, increasing by $2,373,000,000 the amount of reductions required of the Appropriations Committee. Page 6043

(8) By 20 yeas to 76 nays, Proxmire amendment No. 14, restoring funds for the Export-Import Bank. Page 6047

(9) By 43 yeas to 53 nays, DeConcini unprinted amendment No. 41, increasing the level of savings to be reported by the Committee on Governmental Affairs. Page 6036

By 15 yeas to 82 nays, Senate rejected a motion to waive section 305(b)2 of the Congressional Budget Act. A point of order was sustained that Metzenbaum unprinted amendment No. 42, requiring reductions in tax expenditures, was not germane, and thus was not in order. Page 6037

A unanimous consent agreement was reached concerning further amendments to be proposed to S. Con. Res. 9. Page 6058

Pages 5979–6083

President Pro Tempore Appointment: The Chair, on behalf of the President pro tempore, appointed Senator Stafford, and Dr. David Gardner, President of the University of Utah, to the National Commission on Student Financial Assistance. Pages 6088–6089

Executive Report: Executive Report was made as follows:

(Ex. U, 96–1), Maritime Boundary Settlement Treaty with Canada, signed at Washington, D.C., March 29, 1979, with amendments (Exec. Rept. No. 97–5). Page 6090

Nominations: Senate received the following nominations:

Lawrence S. Eagleburger, of Florida, to be an Assistant Secretary of State.

Lawrence J. Korb, of Virginia, to be an Assistant Secretary of Defense.

Garrey E. Carruthers, of New Mexico, to be an Assistant Secretary of the Interior.

William H. Morris, Jr., of Tennessee, to be an Assistant Secretary of Commerce.

Dorcas R. Hardy, of California, to be an Assistant Secretary of Health and Human Services.

Richard T. Pratt, of Utah, to be a Member of the Federal Home Loan Bank Board.

John S. R. Shad, of New York, to be a Member of the Securities and Exchange Commission. Page 6130

Messages From the President: Page 6089

Message from the House: Page 6089

Communications: Pages 6089–6090

Statements on Introduced Bills: Pages 6090–6115

Amendments Submitted for Printing: Pages 6116–6117

Notices of Hearings: Page 6117

Additional Statements: Pages 6117–6130

Nominations: Page 6130

Record Votes: Ten record votes were taken today (Total—67). Pages 5981, 6006, 6011, 6018, 6027, 6036, 6043, 6056, 6063

Recess: Senate met at 9:30 a.m., and recessed at 11:29 p.m., until 9:30 a.m., on Thursday, April 2, 1981. (For Senate's program see remarks of Senator Baker in today's Record on pages 6058, 6130.)

Committee Meetings

FOOD/AGRICULTURE PROGRAMS

Committee on Agriculture, Nutrition, and Forestry: Committee resumed hearings on proposed reauthorizations for food and agriculture programs administered by the Department of Agriculture, receiving testimony from John R. Block, Secretary of Agriculture.

Hearings continue tomorrow.

BUSINESS MEETING

Committee on Agriculture, Nutrition, and Forestry: Committee ordered favorably reported the following business items:

S. 730, providing for the use of the funds of the Commodity Credit Corporation in implementing the Federal Crop Insurance Act of 1980, with an amendment; and

The nominations of Seeley Lodwick, of Iowa, to be Under Secretary of Agriculture for International Affairs and Commodity Programs, William G. Lesher, of Virginia, and John B. Crowell, Jr., of Oregon, each to be an Assistant Secretary of Agriculture, and C. W. McMillan, of Virginia, to be a Member of the Board of Directors of the Commodity Credit Corporation.

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee on Agriculture, Rural Development and Related Agencies continued hearings on proposed budget estimates for fiscal year 1982 for certain agriculture related programs, receiving testimony from Senators Pressler and Thurmond, and numerous public witnesses.

Hearings continue tomorrow.

APPROPRIATIONS—BUREAU OF INDIAN AFFAIRS

Committee on Appropriations: Subcommittee on the Interior and Related Agencies held hearings on proposed budget estimates for fiscal year 1982 for the Department of the Interior, receiving testimony in behalf of funds for the Bureau of Indian Affairs from James F. Canan, Acting Deputy Assistant Secretary of the Interior for Indian Affairs, and William D. Bettenberg, Director of the Budget, Department of the Interior.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—COMMERCE

Committee on Appropriations: Subcommittee on State, Justice, Commerce, and the Judiciary continued hearings on proposed budget estimates for fiscal year 1982 for the Department of Commerce, receiving testimony in behalf of funds for their respective activities from William A. Cox III, Deputy Chief Economist; Daniel B. Levine, Acting Director, Bureau of the Census; Dale Hatfield, Acting Assistant Secretary for Communications and Information; Allen Stephensen, Acting Director, Minority Business Development Agency; and Nancy A. Richards, Director, Office of Budget.

Subcommittee will meet again on Tuesday, April 7.

APPROPRIATIONS—HEALTH AND HUMAN SERVICES

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education held hearings on proposed budget estimates for fiscal year 1982 for the Department of Health and Human Services, receiving testimony from Richard S. Schweiker, Secretary of Health and Human Services.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—SELECTIVE SERVICE/FEMA

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held hearings on proposed budget estimates for fiscal year 1982, receiving testimony in behalf of funds for their respective activities from Bernard R. Rostker, Director, Selective Service System; and Bernard T. Gallagher, Acting Director, Federal Emergency Management Agency.

Subcommittee will meet again on Wednesday, April 8.

APPROPRIATIONS—TREASURY

Committee on Appropriations: Subcommittee on the Treasury, U.S. Postal Service, and General Government held hearings on proposed budget estimates for fiscal year 1982 for the Department of the Treasury, receiving testimony from Donald T. Regan, Secretary, Thomas B. C. Leddy, Acting Assistant Secretary of the Treasury for International Affairs, and Cora P. Beebe, Assistant Secretary of the Treasury for Administration.

Subcommittee will meet again tomorrow.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Committee ordered favorably reported with amendments S. 694, authorizing

supplemental funds for fiscal year 1981 for the Department of Defense, and supplemental funds for fiscal year 1981 for military procurement and construction programs of the Department of Defense. As approved by the committee the bill incorporates the provisions of S. 774; and an original resolution (S. Res. 105), waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 694, listed above.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Manpower and Personnel approved for full committee consideration S. 815, authorizing funds for fiscal year 1982 for military procurement programs of the Department of Defense.

FIRST CONCURRENT BUDGET RESOLUTION

Committee on the Budget: Committee continued hearings on the proposed first concurrent budget resolution for fiscal year 1982 setting forth recommended levels of total budget outlays, Federal revenues, and new budget authority, receiving testimony from Donald T. Regan, Secretary of the Treasury; Alan Reynolds, First National Bank, Chicago, Illinois, Walter W. Heller, University of Minnesota, Minneapolis; and Rudy Penner, American Enterprise Institute, Washington, D.C.

Hearings continue tomorrow.

NOMINATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nomination of Raymond A. Peck, Jr., of the District of Columbia, to be Administrator of the National Highway Traffic Safety Administration, after the nominee, who was introduced by Senator D'Amato, testified and answered questions in his own behalf. Testimony was also received from Thomas Hunt, University of California Medical Center, San Francisco, representing the American Trauma Society; Martha Bushore, East Tennessee Hospital, Knoxville, representing the National Child Passenger Safety Association; Seymour Charles, Physicians for Auto Safety, Irvington, New Jersey; and Ralph Nader, CongressWatch, and Clarence Ditlow, Center for Auto Safety, both of Washington, D.C.

AUTHORIZATIONS—U.S. COAST GUARD

Committee on Commerce, Science, and Transportation: Committee held hearings on S. 831, authorizing funds for fiscal year 1982 for the U.S. Coast Guard, Department of Transportation, receiving testimony from Robert H. Scarborough, Vice Commandant, U.S. Coast Guard, Department of Transportation.

Hearings continue tomorrow.

AUTHORIZATIONS—CONSUMER PRODUCT SAFETY COMMISSION

Committee on Commerce, Science, and Transportation: Consumer Subcommittee held hearings on proposed legislation authorizing funds for fiscal year 1982 for the Consumer Product Safety Commission, and to review the activities of the Commission, receiving testimony from Andrew S. Krulwich, Welford, Wegman, Krulwich, Gold and Hoff, Aaron Locker, Chamber of Commerce of the United States, Jan S. Amundson, National Association of Manufacturers, Sandra L. Willett, National Consumers League, Sharon Nelson, Consumers Union, and James Boyle, Consumer Federation of America, all of Washington, D.C.; Nicholas A. Ashford, Massachusetts Institute of Technology, Cambridge; and Joseph Greensher, American Academy of Pediatrics, Arlington, Virginia.

Hearings continue tomorrow.

AUTHORIZATIONS—ENERGY

Committee on Energy and Natural Resources: Subcommittee on Energy Research and Development held hearings on proposed legislation authorizing funds for fiscal year 1982 for the Department of Energy, receiving testimony in behalf of funds for nuclear energy programs from Mahlon Gates, Assistant Secretary of Energy for Nuclear Energy; and Admiral H. J. Rickover, Deputy Assistant Secretary for Naval Reactors, Department of the Navy.

Hearings continue on Friday, April 3.

MINERALS AND MATERIALS POLICY

Committee on Energy and Natural Resources: Subcommittee on Energy and Mineral Resources held hearings on the implementation of the National Materials and Minerals Policy, Research and Development Act of 1980 (P.L. 96-479), focusing on the U.S. dependency on foreign sources for our strategic and critical mineral and material needs, receiving testimony from James G. Watt, Secretary of the Interior.

Hearings continue on Tuesday, April 7.

LACEY ACT

Committee on Environment and Public Works: Subcommittee on Environmental Pollution concluded hearings on S. 736, making it illegal to import or trade in live fish or wildlife or animal products which are taken, transported or sold in violation of state or foreign laws, after receiving testimony from F. Eugene Hester, Acting Director, U.S. Fish and Wildlife Service, Department of the Interior; Angus MacBeth, Deputy Assistant Attorney General, Land and Natural Resources Division, Department of Justice; and John S. Gottschalk, International Association of Fish and Wildlife Agencies, Thomas Mellon, and Christine Stevens, both of the So-

ciety for Animal Protective Legislation, Neal Knox, National Rifle Association, Marguerite Perkins, National Wildlife Federation, Marshall Meyers, Pet Industry Joint Advisory Council, Gustave Fritschie, National Fisheries Institute, Faith Campbell, Natural Resources Defense Council, Donald E. Santarelli, representing the Safari Club International, David Mack, TRAFFIC (U.S.A.), and Henry Heymann, International Primate Protection League, all of Washington, D.C.

SPENDING REDUCTIONS/ECONOMIC RECOVERY

Committee on Finance: Committee continued hearings on the Administration's spending reduction proposals for economic recovery, receiving testimony from Gregory J. Ahart, Director, Human Resources Division, General Accounting Office; Herbert J. Cohen, Albert Einstein College of Medicine, New York City, on behalf of the American Association of University Affiliated Programs for the Developmentally Disabled; Patricia Klauk, Minneapolis Children's Health Center, on behalf of the National Association of Children's Hospitals and Related Institutions, Inc., Mitzi Duxbury, University of Minnesota, on behalf of the American Nurses Association, and Richard P. Nelson, Services for Children with Handicaps, all of Minneapolis, Minnesota; Sally Tom, The American Association of Nurse Midwives, and John C. MacQueen, both of Washington, D.C.; Judson Force, Association of State Maternal and Child Health and Crippled Children's Services Directors, Baltimore, Maryland; Robert Goldenberg, Alabama Department of Public Health, Montgomery; Gerald L. Schiebler, University of Florida, Gainesville; Patricia T. Schloesser, Kansas Department of Health and Environment, Topeka; Vernon Smith, Bureau of Medicaid Information and Policy Development, Lansing, Michigan; Donald Cornely, Johns Hopkins University, Baltimore, Maryland; Don Blimm, American Academy of Pediatrics, Kansas City, Kansas; and John Gartland, Jefferson Medical College, Philadelphia, Pennsylvania, on behalf of the American Academy of Orthopedic Surgeons.

Hearings continue tomorrow.

NOMINATION

Committee on Foreign Relations: Committee ordered favorably reported the nomination of Thomas W. Pauken, of Texas, to be Director of the ACTION Agency.

FOREIGN ASSISTANCE—AUTHORIZATIONS

Committee on Foreign Relations: Committee resumed hearings on proposed legislation authorizing funds for fiscal year 1982 for foreign assistance programs, receiving testimony in behalf of funds for certain economic assistance programs from M. Peter McPherson, Administrator, and Joseph Wheeler, Deputy Administrator, both of the Agency for International Development; and Peter Bell, Inter-American Foundation, Rosslyn, Virginia.

Hearings continue on Friday, April 3.

CIVIL SERVICE ANNUITANTS

Committee on Governmental Affairs: Subcommittee on Civil Service, Post Office, and General Services concluded hearings on S. 677, providing an alternative to annualizing the cost-of-living adjustments on Federal retirement for civil service annuitants, after receiving testimony from Donald J. Devine, Director, Office of Personnel Management; Clifford I. Gould, Director, Federal Personnel and Compensation Division, General Accounting Office; Michael Nave, National Association of Retired Federal Employees; George F. Hennrikus, Jr., The Retired Officers Association, John E. Cosgrove, Fund for Assuring an Independent Retirement, James M. Hacking, National Retired Teachers Association/American Association of Retired Persons, Kenneth Blaylock, American Federation of Government Employees, Vincent L. Connery, National Treasury Employees Union, and David Gusky, National Federation of Federal Employees, all of Washington, D.C.

JUVENILE JUSTICE

Committee on the Judiciary: Subcommittee on Juvenile Justice concluded hearings on the proposed phase out of the Office of Juvenile Justice and Delinquency Prevention of the Department of Justice, after receiving testimony from Stanley Morris, Associate Deputy Attorney General, Kevin Rooney, Assistant Attorney General, Justice Management Division, and Charles Lauer, Acting Director, Office of Juvenile Justice and Delinquency Prevention, all of the Department of Justice; Marion Mattingly, President's Task Force of Law Enforcement; Lee Brown, Commissioner of Public Safety, Atlanta, Georgia; William Hart, Chief of Police, Detroit, Michigan; Judge Eugene Moore and Judge Paul Dandridge, both of the National Council of Juvenile and Family Court Judges, Reno, Nevada; Albert Abgott, Erie County, New York, representing the National Association of Counties; Lee Thomas, South Carolina Division of Public Safety, Columbia representing the National Governors Association; Milton Rector, National Council on Crime and Delinquency, Hackensack, New Jersey; Sylvia Bacon, representing the American Bar Association, Chicago, Illinois; Theodore Levine, Youth Service, Inc., Philadelphia, representing the Child Welfare League; Barbara Fruchter, Pennsylvania Juvenile Justice Center, Philadelphia; and Burtell Jefferson, Washington, D.C., Chief of Police, David Bahlmann, Big Brothers-Big Sisters of America, and Mark Thennes, National Youth Work Alliance, all of Washington, D.C.

IMMIGRATION POLICY

Committee on the Judiciary: Subcommittee on Immigration and Refugee Policy concluded hearings on the Administration's proposed budgetary recommendations for fiscal year 1982 for the Immigration and Naturalization Service of the Department of Justice, after receiving testimony from David W. Crosland, Acting Commissioner, Andrew J. Carmichael, Jr., Associate Commis-

sioner for Examinations, Glenn Bertness, Acting Associate Comissioner for Enforcement, Roger Brandemuehl, Assistant Commissioner for Border Patrol, Humberto E. Moreno, Anti-Smuggling Operations, Walter P. Connery, Director, Office of Professional Responsibility, and John Kratzke, President's Management Improvement Council, all of the Immigration and Naturalization Service, Department of Justice; Edwin Chauvin, Jr., Association of Immigration Directors, Slidell, Louisiana; Gene Wood, Border Patrol Supervisors Association, Bonita, California; Michael Harpold, National Immigration and Naturalization Council/American Federation of Government Employees, San Francisco, California; and Richard Bevans, National Border Patrol Council, Ransomville, New York.

AUTHORIZATIONS—HEALTH PROGRAMS

Committee on Labor and Human Resources: Committee concluded hearings on S. 800, authorizing funds for fiscal years 1982, 1983, and 1984 for health research programs, after receiving testimony in behalf of funds for the National Center for Health Care Technology and health services research and statistics from Joyce Lashof, Assistant Director, Health & Life Sciences Division, Office of Technology and Assessment; Dimitri d'Arbeloff, Health Industry Manufacturers Association, Washington, D.C.; Charles Sanders, Harvard Medical School, Cambridge, Massachusetts; and Fred C. Rainey, representing the American Medical Association, Chicago, Illinois; and in behalf of funds for research training/national research service awards from James Wyngaarden, Duke University, Durham, North Carolina; Harold Amos, Harvard University, Cambridge, Massachusetts; Thomas Langfitt, University of Pennsylvania, Philadelphia; and Eugene H. Cordes, Merck, Sharp, & Dohme, Rahway, New Jersey; and in behalf of funds for the National Library of Medicine from E. David Banta, Health Program Manager, Office of Technology Assessment; Priscilla M. Mayden, University of Utah, Salt Lake City; Eugene Garfield, Institute for Scientific Information, Philadelphia, Pennsylvania; and Richard Polascek, Johns Hopkins Medical Library, Baltimore, Maryland.

INTELLIGENCE BRIEFING

Select Committee on Intelligence: Committee held a closed briefing on world-wide intelligence matters, made no announcements, and will meet again tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 30 public bills, H.R. 2945–2974; 1 private bill, H.R. 2975; and 3 resolutions, H.J. Res. 222 and 223, and H. Con. Res. 103 were introduced.

Pages 5974–5975

Reports Filed: Reports were filed as follows:

H. Res. 97, to authorize the reprinting of the report entitled "International Information Flow: Forging a New Framework" (H. Rept. 97–18); and

H. Res. 105, approving the printing of additional copies of the report accompanying the First Concurrent Resolution on the Budget for fiscal year 1982 (H. Rept. 97–19). Page 5974

Student Financial Assistance: The Speaker appointed as members of the National Commission on Student Financial Assistance the following Members on the part of the House: Representatives Obey and Bailey of Missouri; and the following from private life: John Brademas of New York and Kenneth Ryder of Massachusetts. Page 5952

Referrals: Two Senate-passed measures were referred to the appropriate House committees. Page 5973

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at 3 p.m. and adjourned at 3:32 p.m.

Committee Meetings

COTTON AND RICE

Committee on Agriculture: Subcommittee on Cotton, Rice and Sugar approved for full Committee action the following bills: H.R. 2877, as amended, to extend and amend the Food and Agriculture Act of 1977 for the purpose of assuring adequate supplies of upland cotton and its products to meet food and fiber needs of consumers at reasonable prices; and H.R. 2878, to establish improved programs for the benefit of producers and consumers of rice.

AGRICULTURAL APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture continued hearings on Agricultural appropriations. Testimony was heard from Members of Congress and public witnesses.

COMMERCE, JUSTICE, STATE, THE JUDICIARY, AND RELATED AGENCIES

Committee on Appropriations: Subcommittee on Commerce, Justice, State, the Judiciary, and Related Agencies heard testimony from Malcolm Baldrige, Secretary of Commerce.

The Subcommittee also held a hearing on General Administration. Testimony was heard from Clifford J. Parker, Acting Assistant Secretary of Commerce for Administration.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held a hearing on fiscal year 1982 Army posture. Testimony was heard from John O. Marsh, Secretary of the Army and Gen. Edward Meyer, Chief of Staff, U.S. Army.

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Subcommittee on the District of Columbia continued hearings on appropriations for the District of Columbia. Testimony was heard from public witnesses.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development held a hearing on Corps of Engineers amended budget. Testimony was heard from Maj. Gen. E. R. Heiberg III, Director, Civil Works, Corps of Engineers.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations held a hearing on AID Disaster Assistance, American Schools and Hospitals Abroad. Testimony was heard from the following officials of the Bureau for Private Development and Cooperation, AID: Gordon Pierson, Acting Assistant Administrator and David Santos, Director, Office of American Schools and Hospitals Abroad.

HUD—INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD—Independent Agencies held a hearing on the Environmental Protection Agency. Testimony was heard from Walter C. Barber, Jr., Acting Administrator, EPA.

Hearings continue tomorrow.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior continued hearings on the Forst Service. Testimony was heard from Max Petersen, Chief, Forest Service, USDA.

LABOR, HHS, AND EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, HHS, and Education held a hearing on the National Institute of Arthritis, Diabetes, and Digestive and Kidney Diseases, National Institute of Neurological and Communicative Disorders and Stroke and on the National Institute of Allergy and Infectious Diseases, National Institute of General Medical Sciences. Testimony was heard from departmental witnesses.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing in executive session on the NATO Construction Program. Testimony was heard from Perry Fliakas, Deputy Assistant Secretary of Defense, Installations and Housing; Lt. Gen. Richard H. Groves, Deputy Advisor on NATO Affairs; Maj. Gen. Richard C. Bowman, Director, European and NATO Affairs, Office of International Security Policy; and Raymond C. Ewing, Deputy Assistant Secretary of State for European Affairs.

TREASURY, POSTAL SERVICE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury and Postal Service held a hearing on Office of Personnel Management (All OPM appropriation accounts) and the Merit Systems Protection Board, Advisory Commission on Intergovernmental Relations. Testimony was heard from departmental witnesses.

MILITARY INSTALLATIONS CONSTRUCTION

Committee on Armed Services: Subcommittee on Military Installations and Facilities continued hearings on legislation to authorize certain construction at military installations for fiscal year 1982. Testimony was heard from Thomas V. Bee, Office of the Director for Facilities Programing, Department of Defense; Maj. Gen. William R. Berkman, Chief, Army Reserve; Rear Adm. C. A. E. Johnson, Jr., Deputy Director, Naval Reserve; Brig. Gen. John B. Conaway, Deputy Director, Air National Guard; Maj. Gen. Emmet H. Walker, Jr., Director, Army National Guard and Brig. Gen. Sloan R. Gill, Deputy Chief Air Force Reserve.

Hearings continue tomorrow.

DOD SUPPLEMENTAL

Committee on Armed Services: Subcommittee on Military Personnel and Compensation approved for full Committee action, Title III, Active Forces, Title IV, Reserve Forces and Title V, Civilian Personnel of the bill H.R. 2614, Department of Defense Supplemental Authorization Act, 1981.

Prior to this action, the Subcommittee held a hearing on the manpower portions of the fiscal year 1981 supplemental Defense authorization bill, amendments to the fiscal year 1982 manpower programs and the manpower portions of the fiscal year 1982 Defense authorization bill. Testimony was heard from Representative Dicks; Douglas Farbrother, Acting Deputy Assistant Secretary of Defense for Program Management and public witnesses.

DOD SUPPLEMENTAL

Committee on Armed Services: Subcommittee on Procurement and Military Nuclear Systems met in executive session and approved for full Committee action as amended portions of Title I of H.R. 2614, Department of Defense Supplemental Authorization Act, 1981.

NAVY

Committee on Armed Services: Subcommittee on Readiness held a hearing on the Navy's fiscal year 1982 Operation and Maintenance request. Testimony was heard from RAdm. R. A. Miller, Director, Budget and Reports, Office of the Comptroller, Department of the Navy; Brig. Gen. M. L. Hatch, Deputy Chief of Staff (Installations and Logistics) Headquarters, U.S. Marine Corps and RAdm. V. W. Klein, Director, Operations

Division, Fiscal Management Division, Office of the Chief of Naval Operations, Department of the Navy.

NAVY BUDGET

Committee on Armed Services: Subcommittee on Research and Development held a hearing to review the fiscal year 1982 Navy budget. Testimony was heard from VAdm. Kinnard R. McKee, Director, Office of Naval Warfare for the Chief of Naval Operations, Department of the Navy; Gerald A. Cann, Acting Assistant Secretary for Research, Engineering and Systems, Department of the Navy; VAdm. Robert R. Monroe, Director, Office of Research, Development, Test and Evaluation for the Chief of Naval Operations, Department of the Navy and VAdm. Wesley L. McDonald, Deputy Chief of Naval Operations for Air Warfare, Department of the Navy.

SHIPBUILDING AND CONVERSION BUDGET

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials continued hearings on the fiscal year 1982 Shipbuilding and Conversion budget request. Testimony was heard from VAdm. William H. Rowden, Deputy Chief of Naval Operations for Surface Warfare, Department of the Navy.

Hearings continue tomorrow.

OVERSIGHT

Committee on Education and Labor: Continued oversight hearing on the effects of cutbacks proposed by the Administration. Testimony was heard from Dr. Alice Rivlin, Director, Congressional Budget Office; Gus Newport, Mayor, Berkeley, California; James D. Griffin, Mayor, Buffalo, New York; Anthony M. Yelencsics, Mayor, Edison Township, New Jersey and public witnesses.

Hearings continue tomorrow.

PELL GRANT FAMILY CONTRIBUTION SCHEDULE

Committee on Education and Labor: Subcommittee on Postsecondary Education met and tabled resolutions of disapproval for the Pell Grant Family Contribution Schedule final regulations published in the Federal Register on March 13, 1981.

NOISE CONTROL ACT AMENDMENTS

Committee on Energy and Commerce: Subcommittee on Commerce, Transportation and Tourism approved for full Committee action as amended draft amendments to be introduced to the Noise Control Act of 1972.

ENERGY CONSERVATION AND RENEWABLE PROGRAMS AND ACTIVITIES AUTHORIZATION

Committee on Energy and Commerce: Subcommittee on Energy Conservation and Power held a hearing on the Department of Energy's fiscal year 1982 authorization for energy conservation and renewable programs and activities. Testimony was head from Frank deGeorge, Acting Assistant Secretary of Energy for Conservation and Renewable Energy.

PATENTS ON PHARMACEUTICAL DEVELOPMENT

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing with regard to the effect of the length of patents and pharmaceutical research and development. Testimony was heard from Dr. J. Richard Crout, Director, Bureau of Drugs, Food and Drug Administration, Department of Health and Human Services and public witnesses.

AFRICA

Committee on Foreign Affairs: Subcommittee on Africa held a hearing on Southern Africa: Focus on Angola, Mozambique and Zaire. Testimony was heard from Representative Bonker; former Senator Dick Clark and public witnesses.

ARGENTINA

Committee on Foreign Affairs: Subcommittee on Inter-American Affairs and the Subcommittee on Human Rights and International Organizations held a joint hearing on review of U.S. Policy on Military Assistance to Argentina. Testimony was heard from Representative Peyser and public witnesses.

CONDO AND CO-OP CONVERSION

Committee on Government Operations: Subcommittee on Commerce, Consumer, and Monetary Affairs continued hearings on impact of Federal programs on condo and co-op conversion. Testimony was heard from public witnesses.

OVERSIGHT

Committee on Government Operations: Subcommittee on Intergovernmental Relations and Human Resources held an oversight hearing on Office of Inspector General. Testimony was heard from Edwin L. Harper, Deputy Director, Office of Management and Budget and Robert E. Magee, Acting Inspector General, USDA.

COMMUNITY SERVICES ADMINISTRATION

Committee on Government Operations: Subcommittee on Manpower and Housing held a hearing on the dismantlement of the Community Services Administration. Testimony was heard from public witnesses.

Hearings continue tomorrow.

MISCELLANEOUS MEASURES; REPORT

Committee on House Administration: Ordered reported the following resolutions: H. Res. 97, to authorize the reprinting of the report entitled "International Information Flow: Forging a New Framework"; and H. Res. 105, approving the printing of additional copies of the report accompanying the First Concurrent Resolution on the Budget for Fiscal Year 1982.

The Committee also approved a report from the Task Force on Committee Organization.

NRC AUTHORIZATION

Committee on Interior and Insular Affairs: Ordered reported as amended H.R. 2330, to authorize appropria-

tions to the Nuclear Regulatory Commission in accordance with section 261 of the Atomic Energy Act of 1954, as amended, and section 305 of the Energy Reorganization Act of 1974, as amended.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights held an oversight hearing on authorization for Civil Rights Division, Department of Justice. Testimony was heard from James Turner, Acting Assistant Attorney General, Civil Rights Division, Department of Justice.

LEGAL SERVICES CORPORATION AUTHORIZATION

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice continued hearings on H.R. 2506, to authorize appropriations for Legal Services Corporation for fiscal years 1982, 1983 and 1984. Testimony was heard from Janis Sposata, Attorney Advisor, Office of Legal Counsel, Department of Justice and public witnesses.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Monopolies and Commercial Law held an oversight hearing on Bankruptcy Rules of Procedure. Testimony was heard from Ruggero J. Aldisert, U.S. Court of Appeals for the Third Circuit; Joseph F. Spaniol, Jr., Deputy Director, Administrative Office of the U.S. Courts and a public witness.

COAST GUARD AUTHORIZATION; OIL POLLUTION LIABILITY AND COMPENSATION

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and Navigation approved for full Committee action as amended the following bills: H.R. 2559, to authorize appropriations for the Coast Guard for fiscal year 1982; and H.R. 85, comprehensive oil pollution liability and compensation legislation.

AIRPORT AND AIRWAY IMPROVEMENT ACT

Committee on Public Works and Transportation: Subcommittee on Aviation continued hearings on H.R. 2643, the Airport and Airway Improvement Act of 1981 and a similar bill H.R. 2930. Testimony was heard from Representatives McClory and Corrada and public witnesses.

Hearings continue tomorrow.

OVERSIGHT

Committee on Science and Technology: Subcommittee on Investigations and Oversight continued oversight hearings on ethical issues in biomedical research. Testimony was heard from Dr. Alexander M. Capron, Exexutive Director, President's Commission for the Study of Ethical Problems in Medicine and Biomedical and Behavioral Research; Dr. William H. Raub, Associate Director for Extramural Research, National Institutes of Health; Dr. Stuart Nightingale, Acting Assistant Commissioner for Health Affairs, Food and Drug Administration, Department of Health and Human Services and a public witness.

AIRCRAFT COLLISION AVOIDANCE

Committee on Science and Technology: On March 31, the Subcommittee on Transportation, Aviation and Materials held an oversight hearing on aircraft collision avoidance. Testimony was heard from Representative Dornan; Al Albrecht, Associate Administrator Engineering and Development, FAA, Department of Transportation and a public witness.

Hearings continue April 3.

SMALL BUSINESS MOTOR FUEL MARKETER PRESERVATION ACT

Committee on Small Business: Subcommittee on Energy, Environment and Safety concluded hearings on H.R. 1362, Small Business Motor Fuel Marketer Preservation Act of 1981. Testimony was heard from public witnesses.

MISCELLANEOUS VETERANS' PROGRAMS

Committee on Veterans' Affairs: Subcommittee on Hospitals and Health Care held a hearing on contract care outside the United States; grants to State medical schools; Veterans Memorial Medical Center in the Philippines; and Veterans Administration contract care program. Testimony was heard from Rufus Wilson, Acting Administrator, VA and a public witness.

ADMINISTRATION'S ECONOMIC PROGRAM

Committee on Ways and Means: Continued hearings on the Administration's economic program, including tax and spending cut proposals. Testimony was heard from Representatives Rangel; Ottinger; Fenwick; Oberstar; Smith of Nebraska; Panetta; Solomon; Albosta; Dorgan; and Breaux and public witnesses.

Hearings continue tomorrow.

BUDGET CUTS—MEDICARE PROGRAM

Committee on Ways and Means: Subcommittee on Health concluded hearings on proposed budget cuts in the medicare program. Testimony was heard from public witnesses.

SOCIAL SECURITY FINANCING LEGISLATION; BUDGET REPORT

Committee on Ways and Means: Subcommittee on Social Security continued to meet to consider social security financing legislation and on actions needed to meet the First Concurrent Budget Resolution.

Will continue April 6.

TRADE ADJUSTMENT ASSISTANCE LEGISLATION

Committee on Ways and Means: Subcommittee on Trade began markup of Trade Adjustment Assistance legislation.

Will continue tomorrow.

Résumé of Congressional Activity

FIRST SESSION OF THE NINETY-SEVENTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 5 through March 31, 1981

	Senate	*House*	*Total*
Public bills enacted into law	39	43	..
Extensions of Remarks	156 hrs., 39′	64 hrs., 28′	..
Days in session			
Time in session	3,084	1,248	4,332
Congressional Record:	..	..	1,467
Pages of proceedings	4	2	6
Private bills enacted into law	..	..	..
Bills in conference	..	..	..
Bills through conference	..	..	..
Measures passed, total	91	44	135
Senate bills	5	3	..
House bills	3	3	..
Senate joint resolutions	6	1	..
House joint resolutions	1	3	..
Senate concurrent resolutions	2	2	..
House concurrent resolutions	3	3	..
Simple resolutions	71	29	..
Measures reported, total	*62	*13	75
Senate bills	7	..	..
House bills	..	6	..
Senate joint resolutions	4	..	..
House joint resolutions	..	..	..
Senate concurrent resolutions	1	..	..
House concurrent resolutions	..	..	..
Simple resolutions	42	7	..
Special reports	8	4	..
Conference reports	..	..	..
Measures pending on calendar	4	3	..
Measures introduced, total	1,020	3,388	4,408
Bills	842	2,944	..
Joint resolutions	59	221	..
Concurrent resolutions	15	102	..
Simple resolutions	104	121	..
Quorum calls	6	5	..
Yea-and-nay votes	57	15	..
Recorded votes	..	..	..
Bills vetoed	..	..	..
Vetoes overridden	..	..	..

*These figures include all measures reported, even if there was no accompanying report. A total of 34 reports have been filed in the Senate, a total of 17 have been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 5 through March 31, 1981

Army nominations, totaling 4,302, disposed of as follows:

Confirmed	4,301
Unconfirmed	1

Navy nominations, totaling 7,121, disposed of as follows:

Confirmed	7,121

Air Force nominations, totaling 3,648, disposed of as follows:

Confirmed	2,053
Unconfirmed	1,595

Marine Corps nominations, totaling 834, disposed of as follows:

Confirmed	834

Civilian nominations, totaling 1,708, disposed of as follows:

Confirmed	1,066
Unconfirmed	614
Withdrawn	28

Summary

Total nominations received	17,613
Total confirmed	15,375
Total unconfirmed	2,210
Total withdrawn	28

Thursday, April 2, 1981

Senate

Chamber Action

Routine Proceedings, pages 6218–6381

Bills Introduced: Seventeen bills and three resolutions were introduced, as follows: S. 859–875, and S. Res. 106–108. Pages 6243–6244, 6303–6304, 6320–6321, 6362–6363

Bills Reported: Reports were made as follows:

S. 786, authorizing funds for fiscal years 1981, 1982, and 1983 for the U.S. contribution to the International Development Association, and providing for U.S. membership in the African Development Bank, with an amendment. (S. Rept. No. 97–36).

S. Res 107, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 786, listed above. Referred to the Committee on the Budget. Page 6320

Measures Passed:

Commendation of security officers: Senate agreed to S. Res. 106, commending Agents McCarthy and Parr, of the U.S. Secret Service, and Officer Delahanty, of the Metropolitan Police Force, for their courage and patriotism during the recent attempt on the life of the President of the United States. Pages 6243–6244

Commendation of James S. Brady: Senate agreed to S. Res. 108, commending James S. Brady for his courage and contributions and service to his country, and wishing him a speedy recovery. Page 6304

Budget reconciliation: By 88 yeas to 10 nays, Senate agreed to S. Con. Res. 9, revising the Congressional budget for the Federal government for fiscal years 1981, 1982, and 1983, as amended, after agreeing to modified committee amendment No. 9, and taking action on additional amendments proposed thereto as follows:

Adopted:

(1) Domenici unprinted amendment No. 53, of a technical nature. Page 6288

(2) Domenici unprinted amendment No. 54, of a technical nature. Page 6288

Rejected:

(1) By 44 yeas to 54 nays, Bumpers amendment No. 29, restoring funds for immunization programs. Page 6240

(2) By 29 yeas to 69 nays, Eagleton unprinted amendment No. 45, restoring funds for trade adjustment assistance. Page 6244

(3) By 21 yeas to 77 nays, Eagleton unprinted amendment No. 46, restoring funds for the National Science Foundation. Page 6247

(4) By 19 yeas to 79 nays, Moynihan unprinted amendment No. 47, requiring that reductions be made according to the principle of "equal sacrifice" from every State with respect to the programs and activities under the jurisdiction of each Senate committee. Page 6254

(5) By 38 yeas to 60 nays, Riegle unprinted amendment No. 49, restoring funds for unemployment compensation. Page 6267

(6) By 22 yeas to 77 nays, Glenn amendment No. 27, restoring funds for the welfare reform demonstration programs in the Department of Labor. Page 6273

(7) By 37 yeas to 61 nays, Biden unprinted amendment No. 50, restoring funds for low income fuel assistance. Page 6282

(8) By 26 yeas to 72 nays, modified Kennedy unprinted amendment No. 51, eliminating the reconciliation instruction to the Committee on the Judiciary to restore funds for Juvenile Justice Delinquency Prevention. Page 6288

(9) By 46 yeas to 52 nays, Chiles unprinted amendment No. 52, restoring funding for vocational education. Page 6286

Pages 6238, 6240–6303

Authority To Receive Messages: The Secretary of the Senate was authorized to receive and appropriately refer messages from the President of the United States and the House of Representatives during the recess of the Senate over until Friday, April 3, and Tuesday, April 7. Page 6381

Authority To Sign Measures: The President of the Senate, the President pro tempore and the acting President pro tempore were authorized to sign duly enrolled bills and joint resolutions during the recess of the Senate over until Friday, April 3, and Tuesday, April 7. Page 6381

Authority for Bills, Resolutions and Statements: Senators were authorized to introduce bills and resotions, and submit statements for the Record on Friday, April 3, between 9 a.m., and 5 p.m. Page 6381

Authority for Committees To File: All committees were authorized to file reports on Friday, April 3, between 9 a.m. and 5 p.m. Page 6381

Confirmations: Senate confirmed the following nominations:

Philip D. Winn. of Colorado, to be an Assistant Secretary of Housing and Urban Development.

Arthur E. Teele, Jr., of Florida, to be Urban Mass Transportation Administrator.

Emanuel S. Savas, of New Jersey, to be an Assistant Secretary of Housing and Urban Development.

Carol E. Dinkins, of Texas, and D. Lowell Jensen, and Theodore B. Olsen, both of California, each to be an Assistant Attorney General. Page 6381

Statements on Introduced Bills: Pages 6321–6362

Notices of Hearings: Page 6363

Additional Statements: Pages 6363–6381

Confirmations: Page 6381

Record Votes: Ten record votes were taken today (Total—77). Pages 6264, 6265, 6273, 6276, 6296, 6297

Recess: Senate met at 9:30 a.m., and recessed at 7:41 p.m. until 11 a.m., on Friday, April 3, 1981, for a pro forma session (For Senate's program see remarks of Senator Baker in today's Record on page 6381.)

Committee Meetings

FOOD/AGRICULTURE PROGRAMS

Committee on Agriculture, Nutrition, and Forestry: Committee concluded hearings on proposed reauthorizations for food and agriculture programs administered by the Department of Agriculture, after receiving testimony on the Food Stamp program from Robert E. Magee, Acting Inspector General, and Robert Rizek, Director, Consumer Nutrition Center, Science and Education Administration, both of the Department of Agriculture; Henry Eschwege, Director, Community and Economic Development Administration, General Accounting Office; John Dempsey, Michigan Department of Social Services, Lansing, representing the National Council of State Public Welfare Administrators; Dan Hudgins, Lanelle Eakes, and Mitchell Stotts, all of the Department of Social Services, representing the North Carolina Association of County Social Service Directors; Jeff Peterson, Alexandria Department of Social Services, Alexandria, Virginia; Mary Loepp, Florida Department of Health and Rehabilitative Services, and Bill Davis, Florida Auditor General's Office, both of Tallahassee; Roger Honberger, representing San Diego County, California; Moe Atwater, Jacksonville, Florida; Forrest Campbell, Greensboro, North Carolina; Carol Mollner and Ruthie Mae Owens, both of PRAXIS, Kansas City, Kansas; Holly Brown, Riverside, Connecticut; Eugene Stockwell, National Council of Churches, New York City; and Bob Greenstein, Project on Food Assistance and Poverty, John Charles Houston, Public Service Research Council, Curt Clinkscales, National Alliance of Senior Citizens, James Hacking, American Association of Retired Persons, Sharleen Hemming, Chicana Forum, Kenneth Peterson, AFL/CIO, and Andy Pasden, all of Washington, D.C.

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee on Agriculture, Rural Development and Related Agencies continued hearings on proposed budget estimates for fiscal year 1982 for certain agriculture related programs, receiving testimony from Senator Sasser, and numerous public witnesses.

Hearings continue on Tuesday, April 7.

APPROPRIATIONS—AID

Committee on Appropriations: Subcommittee on Foreign Operations resumed hearings on proposed budget estimates for fiscal year 1982 for the Agency for International Development, and certain foreign assistance programs, receiving testimony from Stephen Joseph, Acting Assistant Administrator, Development Support Bureau, Frederick Schieck, Acting Assistant Administrator, Bureau for Asia, David Lazar, Acting Assistant Administrator, Bureau for Latin America and the Caribbean, and David A. Raymond, Acting Director, Trade and Development Program, International Development Corporation Agency, all of the Agency for International Development.

Hearings continue on Tuesday, April 28.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee on Defense resumed hearings on proposed budget estimates for fiscal year 1982 for the defense establishment, receiving testimony on Army Operation and Maintenance programs from Lt. Gen. Richard L. West, Comptroller of the Army, and Brig. Gen. Roger J. Price, Director, Operation and Maintenance, Office of the Comptroller of the Army.

Hearings continue on Monday, April 6.

APPROPRIATIONS—ENERGY

Committee on Appropriations: Subcommittee on Energy and Water Development held closed hearings on proposed budget estimates for fiscal year 1982 for the Department of Energy, receiving testimony on national security defense programs of DOE from Robert L. Morgan, Acting Assistant Secretary of Energy for Defense Programs.

Subcommittee recessed subject to call.

APPROPRIATIONS—EDUCATION

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education held hearings on proposed budget estimates for fiscal year 1982 for the Department of Education, receiving testimony from its Secretary, Terrel H. Bell.

APPROPRIATIONS—POSTAL

Committee on Appropriations: Subcommittee on the Treasury, U.S. Postal Service, and General Government held hearings on proposed budget estimates for fiscal year 1982 for the U.S. Postal Service, receiving testimony from William Bolger, Postmaster General; and in behalf of funds for the U.S. Secret Service from H. Stuart Knight, Director of Secret Service, and Jerry Parr, Secret Service Agent.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—SURFACE MINING/SOIL CONSERVATION/SMITHSONIAN

Committee on Appropriations: Subcommittee on the Interior and Related Agencies continued hearings on proposed budget estimates for fiscal year 1982, receiving testimony in behalf of funds for the Office of Surface Mining, Department of the Interior from Andrew V. Bailey, Acting Director; in behalf of funds for the Office of the Secretary of the Interior from Joseph W. Gorrell, Deputy Director of Budget; in behalf of funds for the Soil Conservation Service, Department of Agriculture from Bob Halstead, Associate Deputy Chief, State and Local Operations, and Judy Palensky, Budget/Program Analyst; and in behalf of funds for the Smithsonian Institution from S. Dillon Ripley, Secretary.

Subcommittee will meet again on Tuesday, April 7.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Strategic and Theater Nuclear Forces approved for full committee consideration S. 815, authorizing funds for fiscal year 1982 for military procurement programs of the Department of Defense.

FIRST CONCURRENT BUDGET RESOLUTION

Committee on the Budget: Committee continued hearings on the proposed first concurrent budget resolution for fiscal year 1982, setting forth recommended levels of total budget outlays. Federal revenues, and new budget authority, receiving testimony from Senators Jepsen, Dodd, Durenberger, and DeConcini; Representatives Reuss and Rangel; Delegate Fauntroy; Caspar Weinberger, Secretary of Defense, David C. Jones, Chairman, Joint Chiefs of Staff, and Jack Borsting, Comptroller, Department of Defense.

Hearings continue tomorrow.

AUTHORIZATIONS—U.S. COAST GUARD

Committee on Commerce, Science, and Transportation: Committee concluded hearings on S. 831, authorizing funds for fiscal year 1982 for the U.S. Coast Guard, Department of Transportation, after receiving testimony from Admiral James D. Watkins, Vice Chief of Naval Operations, Department of the Navy; Robert H. Scarborough, Vice Commandant, U.S. Coast Guard, Department of Transportation; William Stevenson, Deputy Assistant Administrator, National Marine Fisheries Service, National Oceanic and Atmospheric Administration, Department of Commerce; J. Milnor Roberts, Reserve Officers Association of the United States, Washington, D.C.; and Richard S. Swartz, Boat Owners Association of the U.S., Alexandria, Virginia.

AUTHORIZATIONS—CONSUMER PRODUCT SAFETY COMMISSION

Committee on Commerce, Science, and Transportation: Consumer Subcommittee continued hearings on proposed legislation authorizing funds for fiscal year 1982 for the Consumer Product Safety Commission, and to review the activities of the Commission, receiving testimony from Josh Lanier, National Insulation Certification Institute, Bernard Falk, National Electrical Manufacturers Association, Dennis Dix, Outdoor Power Equipment Institute, John Graff, International Association of Amusement Parks, and Edward T. Hackney, Association of Home Appliance Manufacturers, all of Washington, D.C.; Glenn H. Morris, M&M Plastics, Inc., Chattanooga, Tennessee; and Vern Johnson, The TORO Company, Minneapolis, Minnesota.

Hearings continue tomorrow.

AUTHORIZATIONS—DOE

Committee on Energy and Natural Resources: Subcommittee on Energy Regulation held hearings on proposed authorizations for fiscal year 1982 for the Federal Energy Regulatory Commission, the Office of Conservation and Solar Energy (building energy performance standards and appliance standards programs), and the Economic Regulatory Administration, Department of Energy, receiving testimony in behalf of funds for their respective activities from Barton R. House, Acting Administrator, Economic Regulatory Administration, Georgiana Sheldon, Acting Chairman, Federal Energy Regulatory Commission, Maxine Savitz, Deputy Assistant Secretary of Energy for Conservation, and George Breznay, Director, Office of Hearings and Appeals, all of the Department of Energy.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on Environment and Public Works: Committee ordered favorably reported the following bills:

S. 63, providing environmental compliance date extensions for steel-making facilities on a case-by-case basis to facilitate modernization, with amendments; and

S. 533, establishing public buildings policies for the Federal Government, establishing the Public Buildings Service in the General Services Administration, authorizing funds for fiscal year 1982 for the construction, renovation, and maintenance of public buildings and re-

lated activities of the Public Buildings Service, with amendments.

SPENDING REDUCTIONS/ECONOMIC RECOVERY

Committee on Finance: Committee concluded hearings on the Administration's spending reduction proposals for economic recovery, after receiving testimony from David A. Stockman, Director, Office of Management and Budget; and Governor Scott M. Matheson, Salt Lake City, Utah.

NOMINATION

Committee on Foreign Relations: Committee began consideration of the nomination of James L. Malone, of Virginia, to be Assistant Secretary of State for Oceans and International Environmental and Scientific Affairs, but did not complete action thereon and recessed subject to call.

NOMINATION

Committee on Governmental Affairs: Committee concluded hearings on the nomination of Henry F. Greene, to be an Associate Judge of the Superior Court of the District of Columbia, after the nominee testified and answered questions in his own behalf.

DOE REORGANIZATION

Committee on Governmental Affairs: Subcommittee on Energy, Nuclear Proliferation and Government Processes held oversight hearings on the activities of the Department of Energy, focusing on the Administration's plans to reorganize the department, and the policy implications of those changes, receiving testimony from James B. Edwards, Secretary of Energy.

Hearings were recessed subject to call.

AUTHORIZATIONS—DRUG ENFORCEMENT

Committee on the Judiciary: Subcommittee on Security and Terrorism held hearings on proposed authorizations for fiscal year 1982 for the Drug Enforcement Administration, receiving testimony from Peter B. Bensinger, Administrator, Drug Enforcement Administration, Department of Justice.

Hearings were recessed subject to call.

AUTHORIZATIONS—HEALTH GRANTS

Committee on Labor and Human Resources: Committee held hearings on proposed authorizations for fiscal year 1982 for health professions block grants, and preventive health block grants, receiving testimony from Richard S. Schweiker, Secretary of Health and Human Services; Carl Mays and Bernard Ungar, both Senior Evaluators, William Gadsby, Group Director, and Gregary J. Ahart, Director, Health Resources Division, all of the General Accounting Office; Ohio State Senator John Kasich, Columbus; New Hampshire State Senator Robert Monier, Montpelier; Utah State Representative Charles Doane, Salt Lake City; Idaho State Representative Thomas Stivers, Boise; New Jersey State Assemblyman Richard Van Wagner, Trenton; Kristine Gebbie, Oregon Department of Human Resources, Salem; William L. Kempiners, Illinois Department of Public Health, Springfield; Robert S. Jackson, South Carolina Department of Health and Environmental Control, Columbia; Cornell Scott, National Association of Community Health Centers, New Haven, Connecticut; David Gad-Harf, National Rural Primary Care Association, Waterville, Maine; Caroline Gaston, New Future Schools, Albuquerque, New Mexico; Peter Van Dyke, Utah Department of Health, Salt Lake City; George Reich, Low Country Regional Emergency Medical Services Council, Inc., Summerville, South Carolina; James Swomley, American Lung Association, New York City; and David Sandler, National Council of Community Mental Health Centers, Washington, D.C.

Hearings continue on Friday, April 10.

VA PROGRAMS

Committee on Veterans' Affairs: Committee held hearings to receive legislative recommendations for fiscal year 1982 for certain veterans programs, receiving testimony from William G. Fisher and Winston M. Roché, both of the Veterans of World War I of the USA, Inc., Normand M. Gonsauls, Non-Commissioned Officers Association of the USA, Ernest F. Pitochelli, AMVETS, Michael F. Delaney, Paralyzed Veterans of America, Jerry L. Searles, Military Order of the Purple Heart, and George E. Stocking, Blinded Veterans Association, all of Washington, D.C.

Hearings were recessed subject to call.

INTELLIGENCE BRIEFING

Select Committee on Intelligence: Committee held a closed briefing on world-wide intelligence matters, made no announcements, and will meet again on Wednesday, April 8.

House of Representatives

Chamber Action

Bills Introduced: 37 public bills, H.R. 2976–3012; 3 private bills, H.R. 3013–3015; and 2 resolutions, H. Con. Res. 104, and H. Res. 122 were introduced.

Pages 6215–6217

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Wright as Speaker pro tempore for today. **Page 6197**

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Legislative Program: Majority Whip announced the legislative program for the week of April 6. Agreed to adjourn from Thursday to Monday. Pages 6202–6204

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of April 8. Page 6204

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at 11 a.m. and adjourned at 12:12 p.m.

Committee Meetings

FARM BILL

Committee on Agriculture: Subcommittee on Wheat, Soybeans and Feed Grains began markup of the 1981 farm bill.

COMMERCE, JUSTICE, STATE, THE JUDICIARY AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, the Judiciary, and related agencies held a hearing in executive session on the FBI. Testimony was heard from William Webster, Director, FBI.

The Subcommittee also held a hearing on the Economic Development Administration, Regional Development Program. Testimony was heard from the following officials of the Department of Commerce: Harold W. Williams, Acting Assistant Secretary for Economic Development and George L. B. Pratt, Acting Director, Office of the Associate Deputy Secretary.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held a hearing in executive session on Navy Deployment Ships. Testimony was heard from VAdm. William J. Cowhill, Deputy Chief of Naval Operations and RAdm. Richard A. Miller, Director of Budget and Reports, U.S. Navy.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development held a hearing on the Nuclear Regulatory Commission. Testimony was heard from Joseph M. Hendrie, Chairman, NRC and members of the Commission.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations held a hearing on AID Director and Operating Expenses. Testimony was heard from William G. Sykes, Acting Director, Peace Corps and a public witness.

HUD—INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD—Independent Agencies continued hearings on the Environmental Protection Agency. Testimony was heard from Walter C. Barber, Jr., Acting Administrator, EPA.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on the Department of Energy-Alternative Fuels. Testimony was heard from departmental witnesses.

LABOR, HHS, AND EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, HHS, and Education held a hearing on the National Institute of Child Health and Human Development and the National Eye Institute. Testimony was heard from officials of the National Institutes of Health.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on fiscal year 1982 Reserve Components Military Construction Program. Testimony was heard from Thomas V. Bee, Staff Officer, Office of the Deputy Assistant Secretary of Defense (Installations and Housing); Maj. Gen. Emmit H. Walker, Jr., Director, Army National Guard; Maj. Gen. William R. Berkman, Chief, Army Reserve; RAdm. C. A. E. Johnson, Jr., Deputy Director, Naval Reserve; Maj. Gen. John B. Conaway, Director, Air National Guard and Brig. Gen. Sloan R. Gill, Deputy Chief, Air Force Reserve.

URBAN MASS TRANSPORTATION ADMINISTRATION DEFERRAL

Committee on Appropriations: Subcommittee on Transportation held a hearing on fiscal year 1981 Urban Mass Transportation Administration deferral. Testimony was heard from departmental witnesses.

TREASURY—POSTAL SERVICE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury-Postal Service heard testimony from Donald T. Regan, Secretary of the Treasury.

The Subcommittee also held a hearing on the Office of the Secretary, International Affairs. Testimony was heard from Thomas B. C. Leddy, Acting Assistant Secretary of the Treasury for International Affairs.

SUPPLEMENTAL; MILITARY INSTALLATIONS CONSTRUCTION

Committee on Armed Services: Subcommittee on Military Installations and Facilities approved for full Committee action as amended H.R. 2919, to authorize appropriations for construction at certain military installations for fiscal year 1981.

The Subcommittee also continued hearings on legislation to authorize certain construction at military installations for fiscal year 1982. Testimony was heard from Perry J. Fliakas, Deputy Assistant Secretary for Installations and Housing, Department of Defense and other departmental witnesses.

Hearings continue tomorrow.

DEFENSE AGENCIES

Committee on Armed Services: Subcommittee on Readiness held a hearing on Defense Agencies and Other Operations and Maintenance accounts. Testimony was heard from Donald B. Shycoff, Director of Operations, Office of the Deputy Assistant Secretary (Comptroller), Department of Defense.

DOD SUPPLEMENTAL

Committee on Armed Services: Subcommittee on Research and Development approved for full Committee action as amended Title II, Research, Development, Test, and Evaluation of H.R. 2614, Department of Defense Supplemental Authorization Act, 1981.

Prior to this action, the Subcommittee held a hearing on this legislation. Testimony was heard from James P. Wade, Acting Under Secretary of Defense for Research and Engineering.

DOD SUPPLEMENTAL; SHIPBUILDING AND CONVERSION BUDGET

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials approved for full Committee action H.R. 2614, Department of Defense Supplemental Authorization Act, 1981.

The Subcommittee also held a hearing on the Shipbuilding and Conversion, Navy (SCN) and Weapons Procurement, Navy (WPN) portions of the fiscal year 1982 Defense budget request. Testimony was heard from John F. Lehman, Secretary of the Navy; Adm. Thomas B. Hayward, Chief of Naval Operations, Department of the Navy and Gen. Robert Barrow, Commandant of the Marine Corps.

OVERSIGHT

Committee on Education and Labor: Continued oversight hearings on the effects of cutbacks proposed by the Administration. Testimony was heard from the following officials of the Department of Labor: Raymond Donovan, Secretary; Al Angrisani, Assistant Secretary for Employment and Training; Thorne Auchter, Assistant Secretary for Occupational Safety and Health; Craig Berrington, Acting Assistant Secretary for Employment Standards and public witnesses.

Hearings continue April 6.

CONRAIL

Committee on Energy and Commerce: Subcommittee on Commerce, Transportation, and Tourism held a hearing on CONRAIL. Testimony was heard from Robert Blanchette, Administrator, FAA, Department of Transportation.

NUCLEAR PROGRAMS

Committee on Energy and Commerce: Subcommittee on Energy Conservation and Power held a hearing on the Department of Energy's fiscal year 1982 authorization for nuclear programs. Testimony was heard from Mahlon E. Gates, Acting Assistant Secretary of Energy for Nuclear Energy.

OIL CONTINGENCY PLANNING

Committee on Energy and Commerce: Subcommittee on Fossil and Synthetic Fuels held a hearing on Oil Contingency Planning. Testimony was heard from Edward Morse, Deputy Assistant Secretary for International Energy Policy, Department of State; Barton House, Acting Administrator, Economic Regulatory Administration, Department of Energy; Wayne Oliver, Assistant Director, Energy Office, State of Massachusetts; Lex Hester, Director, Energy Office, State of Florida and public witnesses.

PUBLIC HEALTH SERVICE ACT AMENDMENTS; DEVELOPMENTAL DISABILITIES ASSISTANCE AMENDMENTS

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on H.R. 2807, to amend the Public Health Service Act to extend the programs of assistance for family planning and programs relating to genetic diseases, to extend the program of assistance for pregnant adolescents. Testimony was heard from public witnesses.

The Subcommittee also held a hearing on H.R. 2943, to amend the Developmental Disabilities Assistance and Bill of Rights Act to extend the programs under that act. Testimony was heard from public witnesses.

DOE ENFORCEMENT

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing on DOE enforcement of overcharge violations by major refiners. Testimony was heard from J. Dexter Peach, Director, Energy and Minerals Division, GAO and the following officials of the Department of Energy: J. Merle Schul-

man, Director of Personnel; P. Marshall Ryan, Controller; Gordon W. Harvey, Acting Assistant Administrator for Enforcement; Avron Landesman, Acting Special Counsel for Compliance and Carl A. Corrallo, Solicitor.

ACQUISITION OF US. COMPANIES

Committee on Energy and Commerce: Subcommittee on Telecommunications, Consumer Protection and Finance concluded hearings on H. Con. Res. 59, requesting a report from the Securities and Exchange Commission on acquisition of U.S. firms by foreign nationals and H.R. 1294, to amend the Securities Exchange Act of 1934 to provide uniform margin requirements in transactions involving the acquisition of securities of certain U.S. corporations by non-U.S. persons where such acquisition is financed by non-U.S. lenders. Testimony was heard from officials of the Department of the Treasury and GAO and public witnesses.

MISCELLANEOUS MEASURES

Committee on Foreign Affairs: Ordered reported the following measures: a clean bill to be introduced to authorize appropriations for fiscal years 1982 and 1983 for the Department of State, the International Communication Agency, and the Board for International Broadcasting; H.R. 2884, as amended, to provide for the distribution within the United States of the International Communication Agency film entitled "In Their Own Words"; H. Con. Res. 50, expressing the sense of the Congress that the Soviet Union should provide proper medical care for Dr. Viktor Brailovsky and permit him and his family to emigrate to Israel, urging the President to protest the continued suppression of human rights in the Soviet Union; and H. Con. Res. 55, expressing the sense of the Congress with respect to implementing the objectives of the International Year of Disabled Persons (1981).

THE HORN

Committee on Foreign Affairs: Subcommittee on Africa held a hearing on The Horn: The Prospects for Regional Conflict and Global Confrontation. Testimony was heard from Lannon Walker, Acting Assistant Secretary of State for African Affairs and public witnesses.

FOREIGN ASSISTANCE

Committee on Foreign Affairs: Subcommittee on Human Rights and International Organizations approved for full Committee action recommendations for Foreign Assistance legislation for fiscal year 1982.

INTERNATIONAL COMMUNICATIONS REORGANIZATION ACT

Committee on Government Operations: Subcommittee on Government Information and Individual Rights continued hearings on H.R. 1957, International Communications Reorganization Act. Testimony was heard from Robert E. Lee, Chairman, FCC; James L. Buckley, Under Secretary of State; Gifford D. Malone, Acting Associate Director for Programs, ICA and public witnesses.

DOD BUDGET

Committee on Government Operations: Subcommittee on Legislation and National Security held a hearing on effect of inaccurate inflation projects on the Department of Defense budget. Testimony was heard from Walton Sheley, Director of the Mission Analysis and System Acquisition Division, GAO; John Quetsch, Principal Deputy Assistant Secretary of Defense (Comptroller) and James Blum, Assistant Director for Budget Analysis, CBO.

The Subcommittee also approved for full Committee action a report entitled, "The Implementation of the NATO Long Term Defense Program (LTDP)."

COMMUNITY SERVICES ADMINISTRATION

Committee on Government Operations: Subcommittee on Manpower and Housing continued hearings on the dismantlement of the Community Services Administration. Testimony was heard from public witnesses.

Hearings continue April 15.

MX MISSILE SYSTEM

Committee on Interior and Insular Affairs: Subcommittee on Public Lands and National Parks continued oversight hearings on the MX Missile System. Testimony was heard from David C. Russell, Deputy Assistant Secretary of the Interior for Land and Water Resources.

REGULATORY PROCEDURE ACT

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations continued hearings on H.R. 746, Regulatory Procedure Act of 1981. Testimony was heard from Richard K. Berg, Executive Secretary, Office of the Chairman of the Administrative Conference of the U.S., and public witnesses.

Hearings continue April 7.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued oversight hearings on FBI Authorization/Forensic Science Laboratories. Testimony was heard from the following representatives of the FBI: Thomas K. Kelleher, Jr., Assistant Director, Laboratory Division and Charles P. Monroe, Assistant Director, Criminal Investigation Division.

COURT OF APPEALS FOR THE FEDERAL CIRCUIT ACT

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice held

a hearing on H.R. 2405, Court of Appeals for the Federal Circuit Act of 1981. Testimony was heard from Howard T. Markey, Chief Judge, U.S. Court of Customs and Patent Appeals; Daniel M. Friedman, Chief Judge, U.S. Court of Claims and public witnesses.

Hearings continue April 9.

UN CONVENTION

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine held a hearing on U.N. Convention on Code of Conduct for Linear Conferences. Testimony was heard from departmental and public witnesses.

AIRPORT AND AIRWAY IMPROVEMENT ACT

Committee on Public Works and Transportation: Subcommittee on Aviation continued hearings on H.R. 2643, the Airport and Airway Improvement Act of 1981 and a similar bill H.R. 2930. Testimony was heard from Darrell Trent, Deputy Secretary, Department of Transportation; James McConn, Mayor, Houston, Texas; Lee Weinstein, Mayor, Inglewood, California and public witnesses.

NASA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Space Science and Applications approved for full Committee action as amended H.R. 1257, to authorize appropriations to the National Aeronautics and Space Administration for research and development, construction of facilities, and research and program management.

SMALL BUSINESS TAX CUT

Committee on Small Business: Subcommittee on Tax, Access to Equity Capital and Business Opportunities concluded hearings on the tax reduction portion of the Administration's economic program and its effect on smaller firms. Testimony was heard from public witnesses.

IN THE MATTER OF REPRESENTATIVE RAYMOND F. LEDERER

Committee on Standards of Official Conduct: Approved a resolution to hold a disciplinary hearing in the matter of Representative Raymond F. Lederer.

LEGISLATIVE GOALS

Committee on Veterans' Affairs: Held a hearing to receive legislative goals of AMVETS and the Military Order of the Purple Heart. Testimony was heard from representatives of those organizations.

EMPLOYMENT OF VETERANS

Committee on Veterans' Affairs: Subcommittee on Education, Training and Employment held a hearing on employment of veterans in the Federal Government, including programs under the jurisdiction of the Department of Labor and Office of Personnel Management. Testimony was heard from Representative Fenwick; Donald J. Devine, Director, Office of Personnel Management; from the following officials of the Department of Labor: Lawrence Weatherford, Acting Deputy Assistant Secretary for Employment and Training; Ralph Hall, Director, Veterans Employment Service; George Gonzales, Director, Office of Veterans Reemployment Rights; representatives of various veterans' organizations and other public witnesses.

ADMINISTRATION'S ECONOMIC PROGRAM

Committee on Ways and Means: Continued hearings on the Administration's economic program, including tax and spending cut proposals. Testimony was heard from public witnesses.

Hearings continue tomorrow.

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Friday, April 3, 1981

Senate

Chamber Action

Routine Proceedings, pages 6424–6431

Bills Introduced: Two bills were introduced, as follows: S. 876–877. Page 6425

Bills Reported: Reports were made as follows:

S. Res. 105, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 694. Page 6425

Nominations: Senate received the following nominations:

Raymond J. Waldmann, of Maryland, to be an Assistant Secretary of Commerce.

Louis O. Giuffrida, of California, to be Director of the Federal Emergency Management Agency.

John J. Louis, Jr., of Illinois, to be Ambassador Extraordinary and Plenipotentiary of the United States to the United Kingdom of Great Britain and Northern Ireland.

Robert F. Burford, of Colorado, to be Director of the Bureau of Land Management.

Edward N. Brandt, Jr., of Texas, to be an Assistant Secretary of Health and Human Services.

John A. Svahn, of Maryland, to be Commissioner of Social Security.

William Stewart Heffelfinger, of Virginia, to be an Assistant Secretary of Energy (Management and Administration).

Ann McGill Gorsuch, of Colorado, to be Administrator of the Environmental Protection Agency.

Page 6431

Presidential Message: Senate received a message from the President, transmitting the Sixth Annual Report of the Nuclear Regulatory Commission, which was referred to the Committee on Environment and Public Works (PM–41). Page 6424

Messages From the President: Page 6424

Communications: Pages 6424–6425

Statements on Introduced Bills: Pages 6425–6426

Notices of Hearings: Page 6427

Additional Statements: Pages 6427–6431

Nominations: Page 6431

Recess: Senate met at 11 a.m., in pro forma session, and recessed at 11:01 a.m., until 11 a.m., on Tuesday, April 7, 1981.

Committee Meetings

APPROPRIATIONS—OMB/TREASURY

Committee on Appropriations: Subcommittee on the Treasury, U.S. Postal Service, and General Government continued hearings on proposed budget estimates for fiscal year 1982, receiving testimony in behalf of funds for their respective activities from David A. Stockman, Director, Office of Management and Budget; and William Archey, Acting Commissioner, U.S. Customs Service, G. R. Dickerson, Director, Bureau of Alcohol, Tobacco, and Firearms, and Arthur Brandstatter, Director, Federal Law Enforcement Training Center, all of the Department of the Treasury.

Subcommittee will meet again on Tuesday, April 7.

APPROPRIATIONS—TRANSPORTATION

Committee on Appropriations: Subcommittee on Transportation and Related Agencies resumed hearings on proposed budget estimates for fiscal year 1982 for the Department of Transportation, receiving testimony from numerous public witnesses.

Subcommittee will meet again on Monday, April 6.

FIRST CONCURRENT BUDGET RESOLUTION

Committee on the Budget: Committee continued hearings on the proposed first concurrent budget resolution for fiscal year 1982, setting forth recommended levels of total budget outlays, Federal revenues, and new budget authority, receiving testimony from Mayor Richard S. Hatcher, Gary, Indiana, on behalf of the U.S. Conference of Mayors; and Roy Orr, on behalf of the National Association of Counties, Washington, D.C.

Hearings continue on Monday, April 6.

MARINE MAMMALS

Committee on Commerce, Science, and Transportation: Committee concluded hearings in coordination with the National Ocean Policy Study on proposed legislation authorizing funds for the Marine Mammal Protection Act, after receiving testimony from James Walsh, Acting Administrator, National Oceanic and Atmospheric Administration, Department of Commerce; Eugene Hester, Acting Deputy Director, Fish and Wildlife Service, Department of the Interior; Douglas Chapman, Chairman, Marine Mammal Commission; David Burney, U.S. Tuna Foundation, George Steele, Steele & Utz, Lucy Sloan, National Federation of Fishermen, Dennis Tiepelman, representing the Alaska Federation of Natives, Christine Stevens, Society for Animal Protective Legislation, Michael Bean, Environmental Defense Fund, and Marguerite Perkins, National Wildlife Federation, all of Washington, D.C.; Dale Snow, Oregon Department of Fish and Wildlife, Portland; and Ronald Skoog and Ron Somerville, both of the Alaska Department of Fish and Game, Juneau.

AUTHORIZATIONS—CONSUMER PRODUCT SAFETY COMMISSION

Committee on Commerce, Science, and Transportation: Consumer Subcommittee continued hearings on proposed legislation authorizing funds for fiscal year 1982 for the Consumer Product Safety Commission, and what role should the Commission play in the development of mandatory and voluntary product safety standards and in promoting voluntary product standards, receiving testimony from Peter W. Preuss, Associate Executive Director, Health Services, Consumer Product Safety Commission; Richard Grissamer, Oakridge National Laboratory, Oakridge, Tennessee; Danold E. Purcell, Chain Saw Manufacturers Association, Bethesda, Maryland; William Stevens, Upholstered Furniture Action Council, Lenoir, North Carolina; James Ramey and Joel Bender, both of the Formaldehyde Institute, Scarsdale, New York; and Joseph Highland, Environmental Defense Fund, Ralph Engel, Chemical Specialties Manufacturers Association, and David Swankin, all of Washington, D.C.

Hearings continue on Tuesday, April 7.

AUTHORIZATIONS—ENERGY

Committee on Energy and Natural Resources: Subcommittee on Energy Research and Development resumed hearings on proposed budget estimates for fiscal year 1982 for the Department of Energy, receiving testimony in behalf of funds the U.S. Synthetic Fuels Corporation and alcohol fuel programs from Jack McAtee, Acting President, U.S. Synthetic Fuels Corporation; Richard E. Lyng, Deputy Secretary of Agriculture; and Everett

Pyatt, Acting Director, Office of Alcohol Fuels, Department of Energy.

Hearings were recessed subject to call.

AUTHORIZATIONS—TRADE/CUSTOMS

Committee on Finance: Subcommittee on International Trade concluded hearings on proposed legislation authorizing funds for fiscal year 1982, after receiving testimony in behalf of funds for the Office of United States Trade Representative from Michael Hathaway, Office of the General Counsel, and John Giacomini, Director of Management, both of the Office of U.S. Trade Representative; in behalf of funds for the International Trade Commission from William Alberger, Chairman, Michael Calhoun, Vice Chairman, and Catherine Bedell, Commissioner, all of the U.S. International Trade Commission; and in behalf of funds for the U.S. Customs Service from William T. Archey, Acting Commissioner, A. R. De Angelus, Assistant Commissioner of Commercial Operation, and George Corcoran, Assistant Commissioner, Office of Border Operations, all of the U.S. Customs Service, and James R. Gorson, Air Transport Association of America, Albert E. Eastman, Aircraft Owners and Pilots Association, and William Samuel, Paul Suplizio, and Richard Robinson, all of the National Treasury Employees Union, all of Washington, D.C.

TAX INCENTIVES FOR EMPLOYMENT

Committee on Finance: Subcommittee on Economic Growth, Employment, and Revenue Sharing concluded hearings on the use of tax incentives to increase employment, focusing on ways to increase the level of employment by reducing the additional labor costs imposed by Federal taxes, after receiving testimony from John E. Chapoton, Assistant Secretary of the Treasury for Tax Policy; Albert Angrisani, Assistant Secretary of Labor for Employment and Training, and Nancy Snyder, Deputy Administrator, and Patrick O'Keefe, Deputy Director, both of the U.S. Employment Service, all of the Department of Labor; Maudine R. Cooper, National Urban League, Pierce Quinlan, National Alliance of Business, Richard Rahn, Chamber of Commerce of the United States, John Motley III, National Federation of Independent Businesses, William G. Giery, Foodservice and Lodging Institute, and Stuart M. Butler, The Heritage Foundation, all of Washington, D.C.; Howard Weeks, Georgia Employment Service, Atlanta, and Powell Cozart, Michigan Bureau of Employment Services, both representing the Interstate Conference of Employment Security Agencies, Inc.; Lewis H. Graves, Charter Business Services, Inc., Fort Lauderdale, Florida; Marshall Scott, Kentucky Fried Chicken, St. Louis, Missouri; James Bartlett, Munford, Inc., Atlanta, Georgia; and John Bishop, University of Wisconsin, Madison.

AUTHORIZATIONS—FOREIGN ASSISTANCE

Committee on Foreign Relations: Committee resumed hearings on proposed legislation authorizing funds for fiscal year 1982 for foreign assistance programs, receiving testimony in behalf of funds for foreign assistance to Europe from Raymond C. Ewing, Deputy Assistant Secretary of State for European Affairs; Colonel William Dillard, Chief, European Division, Security Assistance Agency, Department of Defense; and Alfred D. White, Acting Assistant Administrator for Near Eastern Bureau, Agency for International Development.

Hearings continue on Wednesday, April 8.

BANKRUPTCY REFORM

Committee on the Judiciary: Subcommittee on the Courts held oversight hearings on the implementation of the Bankruptcy Reform Act, focusing on Federal exemptions in personal bankruptcies, preference test in commercial bankruptcies, reaffirmation, and dischargeability of debts, receiving testimony from Andrew Brimmer, Brimmer & Company, and Eldon Hoekstra, Credit Union National Association, Inc., both of Washington, D.C.; Jonathan Landers, University of Illinois Law School, Champaign; Claude Rice, McDowell, Rice & Smith, Kansas City, Kansas; Alvin Wiese, Styskal, Wiese & Melchione, North Hollywood, California; Paul J. Pfeilsticker, Continental Illinois National Bank & Trust Company, Chicago, representing the Consumer Bankers Association; Walter W. Vaughan, American Security Trust, Washington, D.C., and Thomas Small, First Union National Bank, Raleigh, North Carolina, both representing the American Bankers Association; Norman C. Grant, Kansas Retail Council, Topeka, representing the American Federation of Retail Merchants; Richard F. Kerr, Federated Department Stores, Columbus, Ohio, representing the National Retail Merchants Association; Fred M. Haden, National Association of Federal Credit Unions, Arlington, Virginia; and Lawrence P. King, New York University School of Law, New York City, representing the National Bankruptcy Conference.

Hearings continue on Monday, April 6.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Monday, April 6.

Committee Meetings

COMMERCE, JUSTICE, STATE, THE JUDICIARY, AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State, and Judiciary held a hearing on the International Trade Administration and U.S. Travel Service. Testimony was heard from Paul T. O'Day, Acting Assistant Secretary for International Trade, Department of Commerce.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on the Department of the Interior, Solicitor and on the Office of the Secretary of the Interior. Testimony was heard from Dick Hite, Deputy Assistant Secretary, Department of the Interior.

MILITARY INSTALLATIONS CONSTRUCTION

Committee on Armed Services: Subcommittee on Military Installations and Facilities concluded hearings on legislation to authorize certain construction at military installations for fiscal year 1982. Testimony was heard from Members of Congress; Scott Matheson, Governor, Utah; Robert List, Governor, Nevada and public witnesses.

ACADEMIC COMMUNITY

Committee on Armed Services: Subcommittee on Research and Development held a hearing to evaluate the capability of the academic community to respond to research and development needs in terms of personnel, programs, projects. Testimony was heard from Representative Courter and public witnesses.

ALCOHOL AND DRUG ABUSE EDUCATION ACT

Committee on Education and Labor: Subcommittee on Select Education approved for full Committee action H.R. 2644, to extend authorizations of appropriations for programs established in the Alcohol and Drug Abuse Education Act.

Prior to this action, the Subcommittee concluded hearings on this legislation. Testimony was heard from public witnesses.

UTILITY INDUSTRY

Committee on Energy and Commerce: Subcommittee on Energy Conservation and Power held a hearing on energy efficiency vs. energy production in the utility industry. Testimony was heard from public witnesses.

CASH DISCOUNT ACT

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on the provisions of section 303 of the Senate amendment to H.R. 31, Cash Discount Act. Testimony was heard from Tom McFee, Assistant Secretary for Personnel Administration, Department of Health and Human Services.

MATERNAL AND CHILD HEALTH POLICY

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on maternal and child health policy, as discussed in the Report of the Select Panel for the Promotion of Child Health: 1981 entitled, "Better Health for Our Children: A National Strategy." Testimony was heard from the following officials of the Select Panel for the Promotion of Child Health: Lisbeth Schorr, Chairperson and John MacQueen, Vice Chairman.

PETROLEUM ENFORCEMENT PROGRAM

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations concluded hearings on the advisability of proposed budget reductions in DOE's petroleum enforcement program. Testimony was heard from James B. Edwards, Secretary of Energy.

OVERSIGHT

Committee on Interior and Insular Affairs: Held an oversight hearing on the Administration's proposal to eliminate fiscal year 1982 monies for Indian Housing. Testimony was heard from George Hipps, Acting Deputy Assistant Secretary for Housing, Department of Housing and Urban Development; Dr. Emery Johnson, Director, Indian Health Services, Department of Health and Human Services; Theodore Krenzke, Director, Office of Indian Services, Bureau of Indian Affairs, Department of the Interior and public witnesses.

AIRCRAFT COLLISION AVOIDANCE

Committee on Science and Technology: Subcommittee on Transportation, Aviation and Materials continued oversight hearing on aircraft collision avoidance. Testimony was heard from Lt. Col. John Martel, U.S. Air Force, Military Staff Assistant, Office of the Director Theatre and Tactical C2, Office of Under Secretary of Defense for Research and Engineering; Donald M. Jansky, Associate Administrator, Federal Systems and Spectrum Management, National Telecommunications Information Administration and public witnesses.

ADMINISTRATION'S ECONOMIC PROGRAM

Committee on Ways and Means: Continued hearings on the Administration's economic program, including tax and spending cut proposals. Testimony was heard from John Y. Brown, Governor, Kentucky, and public witnesses.

Hearings continue April 7.

Joint Committee Meeting

EMPLOYMENT/UNEMPLOYMENT

Joint Economic Committee: Committee held hearings on the employment/unemployment situation for the month of March, receiving testimony from Janet L. Norwood, Commissioner of Labor Statistics, and William A. Cox, Acting Chief Economist, both of the Department of Labor.

Committee recessed subject to call.

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Monday, April 6, 1981

Senate

Chamber Action

The Senate was not in session today. It will next meet at 11 a.m., on Tuesday, April 7, 1981.

Committee Meetings

FOOD STAMPS

Committee on Agriculture, Nutrition, and Forestry: Committee concluded hearings on proposed reauthorizations for food and agriculture programs administered by the Department of Agriculture, after receiving testimony on the food stamp and commodity distribution programs from Richard Lyng, Deputy Secretary of Agriculture.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee on Defense resumed hearings on proposed budget estimates for fiscal year 1982 for the defense establishment, receiving testimony on Navy posture from John F. Lehman, Jr., Secretary of the Navy, Admiral Thomas B. Hayward, Chief of Naval Operations, General Robert H. Barrow, Commandant, Marine Corps, and Rear Admiral Richard A. Miller, Director, Budget & Reports, Department of the Navy.

Hearings continue on Wednesday, April 8.

APPROPRIATIONS—TRANSPORTATION

Committee on Appropriations: Subcommittee on Transportation and Related Agencies resumed hearings on proposed budget estimates for fiscal year 1982, receiving testimony in behalf of funds for their respective activities from Stephen Berger, Chairman of the Board of Directors, U.S. Railway Association; Stanley Crane, President, Consolidated Rail Corporation (Conrail); and Robert Blanchette, Administrator, Federal Railroad Administration.

Hearings continue on Wednesday, April 8.

NOMINATIONS

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on the nominations of Richard T. Pratt, of Utah, to be a Member of the Federal Home Loan Bank Board, John S. R. Shad, of New York, to be a Member of the Securities and Exchange Commission, Lionel H. Olmer, of Maryland, to be Under Secretary of Commerce for International Trade, and William H. Morris, Jr., of Tennessee, to be an Assistant Secretary of Commerce, after the nominees testified and answered questions in their own behalf. Mr. Morris was introduced by Senator Baker.

FIRST CONCURRENT BUDGET RESOLUTION

Committee on the Budget: Committee concluded hearings on the proposed first concurrent budget resolution for fiscal year 1982, setting forth recommended levels of total budget outlays, Federal revenues, and new budget authority, after receiving testimony from Marian W. Edelman, Children's Defense Fund, Richard W. Rahn, Chamber of Commerce of the United States, Peggy Taylor, AFL–CIO, and Jack Carlson, National Association of Realtors, all of Washington, D.C.

Committee will begin consideration of the proposed resolution on tomorrow.

NATIONAL CLIMATE PROGRAM

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology and Space concluded hearings on proposed legislation authorizing funds for and the implementation of the national climate program, after receiving testimony from James P. Walsh, Acting Administrator, National Oceanic and Atmospheric Administration, Department of Commerce; Paul Janota, National Climate Board and ERT, Inc., Concord, Massachusetts; Joseph Smagorinsky, Geophysical Fluid Dynamics Laboratory, Princeton, New Jersey; and Stanley A. Changnon, Jr., Illinois State Water Survey, Champaign, representing the American Association of State Climatologists.

AUTHORIZATIONS—EARTHQUAKE RELIEF

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology and Space concluded hearings on proposed legislation authorizing funds for programs of the earthquake hazards reduction program, after receiving testimony from Robert Crawford, Acting Associate Director for Mitigation and Research, and Charles Thiel, Assistant Associate Director, Office of Mitigation, both of the Federal Emergency Management Agency; Robert Wesson, Assistant Director of Research, and John Filson, both of the U.S. Geological Survey; Jack Sanderson, Assistant Director for Engineering, and Robert Brett, both of the National Science Foundation; and Carl Ledbetter, Southern California Earthquake Preparedness Project, Van Nuys, California.

AUTHORIZATIONS—PUBLIC BROADCASTING

Committee on Commerce, Science, and Transportation: Subcommittee on Communications held hearings on S. 720, authorizing additional funds for the Corporation for Public Broadcasting for fiscal years 1984, 1985, and 1986, receiving testimony from Robben W. Fleming, President, and Diana Lady Dougan, Michael Kelley, Lilly Herdon, and Sharon P. Rockefeller, all members of the Board of Directors, all of the Corporation for Public Broadcasting; Dale N. Hatfield, Acting Assistant Secretary of Commerce for Communications and Information, National Telecommunications and Information Administration; David Carley, National Association of Public Television Stations, Frank Mankiewicz, National Public Radio, Pluria W. Marshall, National Black Media Coalition, and Thomas J. Thomas, National Federation of Community Broadcasters, all of Washington, D.C.; Martin P. Busch, South Dakota Public Television Network, Vermillion; and John J. Iselin, WNET–TV, Newark, New Jersey.

Hearings continue on Wednesday, April 8.

AUTHORIZATIONS—DEPARTMENT OF ENERGY

Committee on Energy and Natural Resources: Subcommittee on Energy Conservation and Supply held hearings on proposed legislation authorizing funds for fiscal year 1982 for certain programs of the Department of Energy which fall within the subcommittee's jurisdiction, receiving testimony in behalf of funds for conservation, solar and renewable energy programs from Frank DeGeorge, Acting Assistant Secretary of Energy for Conservation and Renewable Energy; in behalf of funds for the Community Development Block Grant and Urban Development Action Grant programs, and the Solar and Energy Conservation Bank from Donald G. Dodge, Acting General Deputy Assistant Secretary of Housing and Urban Development for Community Planning and Development; in behalf of funds in support of Federal involvement in the promotion of energy conservation in buildings from Deborah L. Bleviss, Federation of American Scientists, Washington, D.C.; in behalf of funds for industrial conservation programs from Robert J. Rauch, Alliance to Save Energy, Washington, D.C.; in behalf of funds of low-income weatherization programs from Charles E. Hill, National Consumer Law Center, Washington, D.C.; and in behalf of funds for state energy conservation grant programs from Michael D. Grainey, Oregon State Department of Energy, Salem, on behalf of the National Governors' Association.

Hearings were recessed subject to call.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nomination of Elliott Abrams, of the District of Columbia, to be an Assistant Secretary of State for International Organization Affairs, after the nominee, who was introduced by Senator Moynihan, testified and answered questions in his own behalf.

The committee also held hearings on the nomination of Chester A. Crocker, of the District of Columbia, to be an Assistant Secretary of State for African Affairs, where the nominee testified and answered questions in his own behalf.

Committee recessed subject to call.

BANKRUPTCY REFORM

Committee on the Judiciary: Subcommittee on the Courts held hearings on S. 839, to alleviate the hardships created for farm producers when a commodity warehouse in which their crops are stored files a petition in bankruptcy, receiving testimony from Senators Danforth, Pressler, and Jepsen; Representatives Jeffries, Pat Roberts, Emerson, and Glickman; John R. Block, Secretary of Agriculture, and William McMillan, Assistant Secretary of Agriculture for Transportation and Marketing; Kansas Attorney General Robert T. Stephan, and Donald Watson, Kansas State Grain Inspection Office, both of Topeka; Thomas Hopkins, Missouri Department of Agriculture, Jefferson City; E. Wallace Dick, Iowa State Commerce Commission, Des Moines; Larry H. Earle II, Indiana Commodity Dealers Licensing Agency, Indianapolis; John J. Armstrong and Charles Arthur, both of the Kansas Farm Bureau, Manhattan; David Senter, American Agriculture Movement, Washington, D.C.; and Hilton Bracey, Mid-Continent Farmers Association, Columbia, Missouri.

Hearings were recessed subject to call.

BANKRUPTCY REFORM

Committee on the Judiciary: Subcommittee on the Courts resumed oversight hearings on the implementation of the Bankruptcy Reform Act (P.L. 95–598), focusing on Federal exemptions in personal bankruptcies, preference test in commercial bankruptcies, reaffirmation, and dischargeability of debts, receiving testimony from Richard L. Levine, Director and Counsel, Executive Office for U.S. Trustees, Irving Picard, U.S. Trustee, Southern District of New York, and Dan Coar, U.S. Trustee, Northern District of Illinois, all of the Department of Justice; Judge Robert L. Hughes, Oakland, California: Judge Lloyd D. George, Las Vegas, Nevada; Judge David A. Kline, Oklahoma City, Oklahoma; Neal Baron, Booth and Baron, Leonard Rosen, Wachtell, Lipton, Rosen and Katz, and Vyto C. Gestautas, National Association of Credit Management, all of New York City; and Richard Levin, Stutman, Triester and Glatt, and Irving Sulmeyer, both of Los Angeles, California.

Hearings were recessed subject to call.

ALCOHOL/DRUG ABUSE EDUCATION PROGRAM

Committee on Labor and Human Resources: Subcommittee on Alcoholism and Drug Abuse concluded hearings on proposed legislation authorizing funds for alcohol and drug abuse education programs, and on the Administration's proposal to place these programs in the educational block grant structure, focusing on the impact of the program on the communities being served and the Federal and state role in the continuation of these programs, after receiving testimony from Dick W. Hays, Acting Assistant Secretary of Education for Educational Research and Improvement, Helen Nowlis, Director, Alcohol and Drug Abuse Education Program, Office of Educational Research and Improvement, and James D. Kazen, Director, Alcohol and Drug Abuse Training and Resource Center, Center for Educational Development, and Walter H. Hollins, Director of Training, Regional Training Center, both of San Antonio, Texas, all of the Department of Education; Harold Ledford, Memphis, Tennessee; Dorothy Barrick, Teacher Center, Nashville, Tennessee; Joseph S. Kaufman, Bristol Township Schools, Bristol, Pennsylvania; and Marvin Boyd, Fort Worth Independent School District, Fort Worth, Texas.

OIL THEFT ON INDIAN AND FEDERAL LANDS

Select Committee on Indian Affairs: Committee resumed oversight hearings on the adequacy of Federal supervision and monitoring of oil theft on Indian and Federal lease lands, receiving testimony from Doyle G. Frederick, Acting Director, Dan Kash, Acting Chief of Conservation District, Eddie Wyatt, Supervisory Physical Scientist (On-shore Field Operations), Dale Bajema, Assistant Director for Programs, Charles Curtis, Supervisory Petroleum Engineer, Casper, Wyoming, Dwayen Hull, Conservation Manager, North Central Region, Casper, Wyoming. Bruce Wamsley, Acting District Supervisor, Casper, Wyoming, John Fraher, Engineer, Rock Springs, Wyoming, Georges Campbell, Petroleum Engineer Technician, Thermopolis, Wyoming, and Thomas Richmond, Engineer, and Terry Messerli, Petroleum Engineer Technician, both of Billings, Montana, all of the U.S. Geological Survey, Department of the Interior; and George Kinsel, Thermopolis, Wyoming.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 26 public bills, H.R. 3016–3041; 2 private bills, H.R. 3042 and 3043; and 5 resolutions, H. Con. Res. 105–108, and H. Res. 123 were introduced. Pages 6440–6441

Consent Calendar: On the call of the Consent Calendar, the House passed and sent to the Senate without amendment, the following bills:

Public lands: H.R. 618, to convey certain interests in public lands to the city of Angels, California; and

California lands: H.R. 1528, to provide an exception to the requirements of the act of Aug. 30, 1890 (26 Stat. 391; 43 U.S.C. 945), with regard to certain lands in Riverside County, California. Pages 6432–6433

Presidential Message—Nuclear Regulatory Commission: Received and read a message from the President wherein he transmits the Sixth Annual Report of the Nuclear Regulatory Commission—referred to the Committee on Interior and Insular Affairs and the Committee on Energy and Commerce. Page 6437

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Adjourned at 12:25 p.m.

Committee Meetings

RURAL TELEPHONE BANK AMENDMENT ACT

Committee on Agriculture: Subcommittee on Conservation, Credit and Rural Development approved for full Committee action as amended H.R. 1723, "The Rural Telephone Bank Amendment Act of 1981."

FARM BILL

Committee on Agriculture: Subcommittee on Department Operations, Research and Foreign Agriculture approved for full Committee action language to the Research Title of the Agricultural Act of 1981 (farm bill).

COMMERCE, JUSTICE, STATE, JUDICIARY AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State, and Judiciary and related agencies held a hearing on U.S. Trade Representative and on Minority Business Development Agency. Testimony was heard from William E. Brock, U.S. Trade Representative and Allan A. Stephenson, Acting Director, Minority Business Development Agency.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held a hearing on fiscal year 1981 Defense supplemental request. Testimony was heard from Frank Carlucci, Deputy Secretary of Defense.

HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies continued hearings on fiscal year 1981 appropriations. Testimony was heard from public witnesses.

The Subcommittee also held a hearing on NASA appropriations for fiscal year 1981. Testimony was heard from Dr. Alan M. Lovelace, Acting Administrator, NASA.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Department of Energy: Naval Petroleum and on Strategic Petroleum Reserve Office. Testimony was heard from the following officials of the Department of Energy: Alex Fremling, Acting Assistant Secretary for Environmental Protection, Safety and Emergency Preparedness; Harry Jones, Deputy Assistant Secretary for Strategic Petroleum Reserves; Gordon Gilmore, Director, Naval Petroleum and Oil Shale Reserve Program and Samuel Brady, Acting Assistant Administrator for Energy Contingency Planning.

LABOR-HHS AND EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS and Education held a hearing on Research Resources and John E. Fogarty International Center. Testimony was heard from the following officials of the Department of Health and Human Services: Dr. James O'Donnell, Director, Division of Reserve Resources and Dr. Claude Lenfant, Director, John E. Fogarty International Center.

AIR FORCE BUDGET

Committee on Armed Services: Subcommittee on Research and Development held a hearing to review fiscal year 1982 Air Force budget request for research, development, test and evaluation, with particular emphasis on strategic mobility. Testimony was heard from Gen. Robert E. Huyser, Commander-in-Chief, Headquarters, Military Airlift Command, Department of the Air Force.

STRATEGIC MOBILITY REQUIREMENTS

Committee on Armed Services: Subcommittee on Research and Development and Subcommittee on Seapower and Strategic and Critical Materials, held a joint hearing to continue review of strategic mobility requirements. Testimony was heard from VAdm. W. J. Cowhill, Deputy Chief of Naval Operations, Department of the Navy and representatives of the U.S. Marine Corps and the U.S. Army.

LEGISLATIVE RECOMMENDATIONS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development held a hearing on 1981 legislative recommendations with emphasis on the three insurance programs—crime insurance, urban riot reinsurance, and flood insurance—administered by the Federal Insurance Administration. Testimony was heard from Richard W. Krimm, Acting Administrator, Federal Insurance Administration, Federal Emergency Management Agency.

Hearings continue tomorrow.

FIRST BUDGET RESOLUTION

Committee on the Budget: Began markup of the First Budget Resolution for fiscal year 1982.

Will continue tomorrow.

OVERSIGHT

Committee on Education and Labor: Concluded oversight hearings on the effects of cutbacks proposed by the Administration. Testimony was heard from representatives of a rural CETA panel and other public witnesses.

UTILITY INDUSTRY

Committee on Energy and Commerce: Subcommittee on Energy Conservation and Power held a hearing on financing and capital formulation issues within the utility industry. Testimony was heard from Matthew Holden, Jr., member, Federal Energy Regulatory Commission, Department of Energy and public witnesses.

HEALTH PROGRAMS AMENDMENTS

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on H.R. 2562, Health Programs Amendments of 1981, the proposed Medicaid cap, and the Administration's proposal to consolidate various programs into block grants to the States. Testimony was heard from officials of various States.

Hearings continue tomorrow.

ECONOMIC AND SECURITY ASSISTANCE LEGISLATION

Committee on Foreign Affairs: Subcommittee on Asian and Pacific Affairs approved for full Committee action recommendations for fiscal year 1982 Economic and Security Assistance legislation for South and East Asia.

EUROPE AND THE MIDDLE EAST OVERVIEW

Committee on Foreign Affairs: Subcommittee on Europe and the Middle East held an overview hearing of fiscal year 1982 Foreign Assistance requests for Europe and the Middle East. Testimony was heard from Representative Lehman; Peter Constable, Deputy Assistant Secretary of State, Bureau for Near Eastern and South

Asian Affairs; Lt. Gen. Ernest Graves, Director, Defense Security Assistance Agency, Department of Defense and Alfred D. White, Acting Assistant Administrator, AID.

AIRCRAFT CABIN SAFETY STANDARDS

Committee on Government Operations: Subcommittee on Government Activities and Transportation held a hearing on aircraft cabin safety standards. Testimony was heard from Walter S. Luffsey, Associate Administrator for Aviation Standards, FAA, Department of Transportation; James B. King, Chairman, National Transportation Safety Board and public witnesses.

SOCIAL SECURITY FINANCING LEGISLATION; BUDGET REPORT

Committee on Ways and Means: Subcommittee on Social Security continued to meet to consider social security financing legislation and on actions needed to meet the First Concurrent Budget Resolution.

Will continue tomorrow.

TRADE ADJUSTMENT ASSISTANCE LEGISLATION

Committee on Ways and Means: Subcommittee on Trade continued markup of Trade Adjustment Assistance legislation.

BUDGET CUTS

Select Committee on Aging: Held a hearing on the impact of the Budget cuts on the elderly. Testimony was heard from David A. Stockman, Director, Office of Management and Budget; John Y. Brown, Governor, Kentucky, and public witnesses.

CIA

Permanent Select Committee on Intelligence: Held a hearing in executive session on the CIA. Testimony was heard from representatives of the CIA.

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Tuesday, April 7, 1981

Senate

Chamber Action

Routine Proceedings, pages 6568–6737

Bills Introduced: Twenty-nine bills and four resolutions were introduced, as follows: S. 878–906, S.J. Res. 61–62, S. Con. Res. 16, and S. Res. 109.

Pages 6568–6572, 6628–6629, 6717–6718

Measures Passed:

African Refugee Relief Day: Senate passed S.J. Res. 61, authorizing and requesting the President to issue a proclamation designating April 9, 1981, as "African Refugee Relief Day." Pages 6568–6572

Budget Act waiver: Senate agreed to S. Res. 105, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 694.

Page 6586

Supplemental defense authorizations: Senate passed S. 694, authorizing supplemental funds for fiscal year 1981 for the Department of Defense, and supplemental funds for fiscal year 1981 for military procurement and construction programs of the Department of Defense, after agreeing to the committee amendment in the nature of a substitute and taking action on amendments proposed thereto, as follows:

Adopted Tower unprinted amendment No. 55, eliminating entitlement to continuous submarine duty incentive pay in certain cases not intended to be included in the committee amendment. Page 6586

By 79 yeas to 15 nays, agreed to a motion to table Pressler unprinted amendment No. 56, to delete funding for the MX missile system. Page 6592

By 69 yeas to 23 nays, agreed to a motion to table Bumpers unprinted amendment No. 57, to prohibit use of funds for the reactivation of the battleship U.S.S. *New Jersey*. Page 6599

Pages 6586–6613

Export Trade: Senate began consideration of S. 734, promoting the formation of U.S. export trading companies to expand export participation by small U.S. companies.

Senate will continue consideration of this bill on tomorrow, April 8, beginning at no later than 12:30 p.m.

Pages 6736–6737

Executive Report: Senate received Executive Report on the nomination of Thomas J. Pauken, of Texas, to be Director of the ACTION Agency, (together with majority and additional views) (Exec. Rept. No. 97–6).

Page 6628

Nominations: Senate received the following nominations during the recess of the Senate, on April 6:

Arthur H. Woodruff, of Florida, to be Ambassador to the Central African Republic.

Deane R. Hinton, of Illinois, to be Ambassador to El Salvador.

John A. Burroughs, Jr., of Maryland, to be Ambassador to the Republic of Malawi.

John A. Gavin, of California, to be Ambassador to Mexico.

Roger W. Mehle, Jr., of New York, to be an Assistant Secretary of the Treasury.

Frederick M. Bush, of Texas, to be Assistant Secretary of Commerce for Tourism.

Donald A. Derman, of the District of Columbia, to be an Assistant Secretary of Transportation.

Robert C. Odle, Jr., of Virginia, to be an Assistant Secretary of Energy (Congressional, Intergovernmental and Public Affairs).

Received today:

Routine lists of Navy and Air Force nominations.

Pages 6737–6749

Presidential Message: Senate received a message from the President transmitting revised budget proposals for fiscal year 1982, which was referred jointly to the Committees on Agriculture, Nutrition, and Forestry, Armed Services, Banking, Housing, and Urban Affairs, Budget, Commerce, Science, and Transportation, Energy and Natural Resources, Environment and Public Works, Finance, Foreign Relations, Governmental Affairs, Judiciary, Labor and Human Resources, Rules and Administration, Small Business, Veterans' Affairs, and the Select Committee on Indian Affairs. (PM–42)

Page 6627

Messages From the President: Page 6627
Messages From the House: Page 6627
Measures Referred: Page 6627
Communications: Pages 6627–6628
Statements on Introduced Bills: Pages 6629–6716
Notices of Hearings: Page 6718
Committee Authority To Meet: Pages 6718–6719
Additional Statements: Pages 6719–6736
Nominations: Pages 6737–6749

Record Votes: Two record votes were taken today (Total—79). Pages 6597, 6611

Recess: Senate met at 11 a.m., and recessed at 6:02 p.m., until 11 a.m., on Wednesday, April 8, 1981. (For Senate's program see remarks of Senator Baker in today's Record on page 6737.)

Committee Meetings

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee on Agriculture and Related Agencies held hearings on proposed budget estimates for fiscal year 1982 for the Department of Agriculture, receiving testimony in behalf of funds for the Food and Nutrition Service from G. William Hoagland, Administrator, Food and Nutrition Service; and in behalf of funds for the Food Safety and Quality Service from C. W. McMillan, Assistant Secretary of Agriculture for Marketing and Transportation Services, and Donald L. Houston, Administrator, Food Safety and Quality Service, all of the Department of Agriculture.

Subcommittee will meet again on Wednesday, April 22.

APPROPRIATIONS—BUREAU OF LAND MANAGEMENT

Committee on Appropriations: Subcommittee on the Interior and Related Agencies resumed hearings on proposed budget estimates for fiscal year 1982 for the Department of the Interior, receiving testimony in behalf of funds for the Bureau of Land Management from Edward L. Hastey, Acting Director, who was accompanied by several of his associates, all of the Bureau of Land Management, Department of the Interior.

Hearings continue tomorrow.

APPROPRIATIONS—GENERAL GOVERNMENT

Committee on Appropriations: Subcommittee on the Treasury, Postal Service and General Government held hearings on proposed budget estimates for fiscal year 1982, receiving testimony in behalf of funds for their respective activities from Ray Kline, Acting Administrator, Raymond A. Fontaine, Assistant Administrator for Plans, Programs, and Financial Management, and William B. Early, Jr., Director of Budget, all of the General Services Administration; Donald Devine, Director, Office of Personnel Management; Ruth Prokop, Chairwoman, Merit Systems Protection Board; Mary Eastwood, Acting Special Counsel, Office of Special Counsel; Ronald Haughton, Chairman, Federal Labor Relations Authority; Wayne Anderson, Executive Director, Advisory Commission on Intergovernmental Relations; Clyde Cook, Chairman, Committee for Purchase from the Blind and other Severely Handicapped; and in behalf of funds for the Bureau of the Mint and the Bureau of Engraving and Printing from Angela M. Buchanan, Treasurer of the United States.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—LABOR

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education resumed hearings on proposed budget estimates for fiscal year 1982 for the Department of Labor, receiving testimony from its Secretary, Raymond J. Donovan.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—U.N./INTERNATIONAL ORGANIZATIONS

Committee on Appropriations: Subcommittee on State, Justice, Commerce, and the Judiciary resumed hearings on proposed budget estimates for fiscal year 1982, receiving testimony in behalf of funds for the United States Mission to the United Nations from Jeane J. Kirkpatrick, U.N. Ambassador; in behalf of funds for international organizations from Marion V. Creekmore, Jr., Acting Assistant Secretary of State for International Organization Affairs; and in behalf of funds for the

Board for International Broadcasting from Charles D. Ablard, Acting Chairman.

Subcommittee will meet again tomorrow.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Military Construction held open and closed hearings on S. 834, authorizing funds for fiscal year 1982 for military construction programs of the Department of Defense, receiving testimony from Perry Fliakas, Deputy Assistant Secretary of Defense for Installations and Housing, Robert H. Pellitreau, Jr., Deputy Assistant Secretary of Defense for Near Eastern, African, and South Asian Affairs, and Lt. General Richard H. Groves, Deputy Advisor on NATO Affairs, Department of Defense.

Hearings continue tomorrow.

CONVENTIONAL HOME FINANCING

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Banking and Urban Affairs held oversight hearings to examine the Federal government's role in secondary financing markets, alternative mortgage instruments, FHA mortgage insurance, and meeting the home financing needs of the 1980's receiving testimony from John Dalton, Chairman, Federal Home Loan Bank Board; Cantwell F. Muckenfuss III, Senior Deputy Comptroller for Policy, Office of the Comptroller of the Currency; Emanuel Savas, Assistant Secretary of Housing and Urban Development for Policy Development and Research; Robert McKinney, First Federal Savings & Loan Association, Indianapolis, Indiana; Jerry Pohlman, California Federal Savings and Loan, Los Angeles, California; David Kresge, Harvard-MIT Joint Center for Urban Studies, Cambridge, Massachusetts; William Silber, New York University, New York City; and Kent Colton, Brigham Young University, Provo, Utah.

Hearings continue on Tuesday, April 21.

FIRST CONCURRENT BUDGET RESOLUTION

Committee on the Budget: Committee began markup of the proposed first concurrent budget resolution for fiscal year 1982, setting forth recommended levels of total budget outlays, Federal revenues, and new budget authority, did not complete action thereon, and will meet again tomorrow.

BUSINESS MEETING

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported the following measures:

S. 831, authorizing $1,987,328,000 for fiscal year 1982, and $88,840,000 in supplemental funds for fiscal year 1981 for the U.S. Coast Guard, Department of Transportation (with an amendment in the nature of a substitute);

An original resolution (S. Res. 114) waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of supplemental funds for fiscal year 1981 of S. 831, listed above;

An original bill (S. 999) authorizing funds for the U.S. Fire Administration. As approved by the committee, the bill authorizes $21,100,000 for fiscal year 1982, $23,632,000 for fiscal year 1983, and $26,467,840, for fiscal year 1984;

An original bill authorizing $2,235,000 for each of fiscal years 1982 and 1983 for implementation of Title III of the Marine Protection, Research, and Sanctuaries Act;

An original bill (S. 1001) authorizing $67,200,000 for fiscal year 1982 for the earthquake hazards reduction program;

An original bill (S. 1002) authorizing $26 million for fiscal year 1982 for the national climate program;

An original bill (S. 1000) authorizing funds through fiscal year 1983 for the National Transportation Safety Board. As approved by the committee, the bill authorizes $19,925,000 for fiscal year 1982, $22,100,000 for fiscal year 1983, and $18,540,000 in supplemental funds for fiscal year 1981; and

An original resolution (S. Res. 113) waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of supplemental funds for fiscal year 1981 contained in the aforementioned bill.

AUTHORIZATIONS—CONSUMER PRODUCT SAFETY COMMISSION

Committee on Commerce, Science, and Transportation: Consumer Subcommittee concluded hearings on proposed legislation authorizing funds for fiscal year 1982 for the Consumer Product Safety Commission, and what role should the Commission play in the development of mandatory and voluntary product safety standards and in promoting voluntary product standards, after receiving testimony from James C. Miller III, Administrator, Office of Information and Regulatory Affairs, Office of Management and Budget; Stuart M. Statler, Acting Chairman, and R. David Pittle, Edith Barksdale Sloan, and Sam Zagoria, all Commissioners, all of the Consumer Product Safety Commission; and Lester Lave, Brookings Institution, Washington, D.C.

AUTHORIZATIONS—NASA

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology, and Space resumed hearings on proposed legislation authorizing funds for fiscal year 1982 for the National Aeronautics

and Space Administration, receiving testimony from Samuel W. Keller, Deputy Associate Administrator for Space and Terrestrial Applications, Robert E. Smylie, Associate Administrator for Space Tracking and Data Systems, and General Billie J. McGarvey, Director of the Office of Facilities, all of the National Aeronautics and Space Administration; Gerard Brachet, Centre National D'Etudes Spatiales, Paris, France; and John L. Patterson, Jr., Medical College of Virginia, Richmond.

Hearings were recessed subject to call.

MINERALS AND MATERIALS POLICY

Committee on Energy and Natural Resources: Subcommittee on Energy and Mineral Resources resumed hearings on the implementation of the National Materials and Minerals Policy, Research and Development Act of 1980, (P.L. 96-479), focusing on the U.S. dependency on foreign sources for our strategic and critical mineral and material needs, receiving testimony from Simon D. Strauss, ASARCO, Inc., and William Seidman, Phelps Dodge Corporation, both of New York City; David Swan, Kennecott Corporation, Stanford, Connecticut; Bernard R. Roy, AMAX, Inc., Greenwich, Connecticut; and Howard L. Edwards, Anaconda Copper Company, Denver, Colorado.

Hearings continue on Thursday, April 9.

AUTHORIZATIONS—NATIONAL SCIENCE FOUNDATION

Committee on Labor and Human Resources: Committee concluded hearings on proposed legislation authorizing funds for fiscal year 1982 for the National Science Foundation, after receiving testimony from John B. Slaughter, Director, Donald Langenberg, Deputy Director, and Herbert Doan, Vice Chairman, National Science Board, all of the National Science Foundation; James Brophy, University of Utah, Salt Lake City, on behalf of the Association of American Universities/National Association of State Universities and Land-Grant Colleges; Saul Fenster, New Jersey Institute of Technology, Newark, on behalf of the American Association of State Colleges and Universities; Lewis S. Salter, Wabash College, Crawfordsville, Indiana, on behalf of the Independent Colleges Association; Donald W. McCurdy, University of Nebraska, Lincoln, on behalf of the National Science Teachers Association; Shirley Mahaley Malcom, American Association for the Advancement of Science, and William Bevan, American Psychological Association, both of Washington, D.C.; and Sherman Seltzer, Control Dynamics Company, Huntsville, Alabama.

SENATE CODE OF CONDUCT

Select Committee on Ethics: Committee met to consider further the proposed revisions to the Senate Code of Official Conduct, made no announcements, and recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 81 public bills, H.R. 3044-3124; 7 private bills, H.R. 3125-3131; and 7 resolutions, H.J. Res. 224 and 225, H. Con. Res. 109 and 110, and H. Res. 124-126, were introduced. **Pages 6563-6566**

Private Calendar: On the call of the Private Calendar, the House passed and sent to the Senate without amendment H.R. 1543. **Page 6475**

Merchant Marine Academy: The Speaker appointed Representatives Ferraro and Carney as members of the Board of Visitors to the United States Merchant Marine Academy; and

Read a letter from the chairman of the Committee on Merchant Marine and Fisheries wherein he appointed the following members of that committee to serve as members of the Board of Visitors to the United States Merchant Marine Academy: Representatives Biaggi, Donnelly, and McCloskey, Jones of North Carolina, ex officio. **Page 6476**

Late Report: Committee on Armed Services received permission to have until midnight Thursday, April 9, to file a report on H.R. 2614, Department of Defense Supplemental Authorization Act, 1981. **Page 6477**

Justice Authority: By a yea-and-nay vote of 368 yeas to 2 nays, Roll No. 21, the House passed S. 840, to continue in effect any authority provided under the Department of Justice Appropriation Authorization Act, Fiscal Year 1980, for a certain period.

Agreed to a technical amendment. **Pages 6479-6481**

Executive Communications: Notwithstanding the adjournment of the House until April 27, 1981, the Speaker was authorized to refer executive communications to the appropriate committees when received. **Page 6481**

Commendation of Security Officers: House agreed to H. Res. 123, to commend Agents McCarthy and Parr and Officer Delahanty for their unselfish courage and patriotism during the recent attempt on the life of the President of the United States. **Pages 6481-6483**

African Refugee Relief Day: House passed and cleared for the President S.J. Res. 61, to authorize and request the President to issue a proclamation designating April 9, 1981, as "African Refugee Relief Day." **Pages 6483-6487**

Printing: House agreed to the following resolutions authorizing printing:

H. Res. 97, to authorize the reprinting of the report entitled "International Information Flow: Forging a New Framework"; and

H. Res. 105, approving the printing of additional copies of the report accompanying the First Concurrent Resolution on the Budget for fiiscal year 1982.

Page 6487

Suspensions: House voted to suspend the rules and pass the following:

ICA film distribution: H.R. 2884, amended, to provide for the distribution within the United States of the International Communication Agency film entitled "In Their Own Words"; Pages 6488–6489

Soviet treatment of Viktor Brailovsky: H. Con. Res. 50, amended, expressing the sense of the Congress that the Soviet Union should provide proper medical care for Doctor Viktor Brailovsky and permit him and his family to emigrate to Israel, and urging the President to protest the continued suppression of human rights in the Soviet Union. Agreed to amend the title; and

Page 6490

International Year of Disabled Persons: H. Con. Res. 55, expressing the sense of the Congress with respect to implementing the objectives of the International Year of Disabled Persons (1981) (agreed to by a yea-and-nay vote of 364 yeas to 2 nays, Roll No. 22).

Pages 6496–6502

Late Report: Committee on the Budget received permission to have until 5 p.m. on Thursday, April 16, to file a report on the First Concurrent Resolution on the Budget for fiscal year 1982. Page 6502

Presidential Message—Budget Savings Details: Received and read a message from the President wherein he transmits to Congress additional details on budget savings—referred to the Committee on Appropriations and ordered printed (H. Doc. 97–41). Page 6503

Quorum Calls—Votes: Two yea-and-nay votes developed during the proceedings of the House today and appear on pages 6481, 6501–6502. There were no quorum calls.

Adjournment: Adjourned at 4:32 p.m.

Committee Meetings

DOMESTIC SUGAR LOAN

Committee on Agriculture: Subcommittee on Cotton, Rice and Sugar approved for full Committee action language to provide for a domestic sugar loan.

COMMERCE, JUSTICE, STATE, THE JUDICIARY, AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State, the Judiciary, and Related Agencies held a hearing on National Oceanic and Atmospheric Administration. Testimony was heard from James P. Walsh, Acting Administrator, NOAA, Department of Commerce.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held a hearing on fiscal year 1981 Army supplemental request and on the fiscal year 1981 Navy supplemental request. Testimony was heard from Maj. Gen. Elton Delaune, Jr., Director, Army Budget and RAdm. R. A. Miller, Director, Navy Budget and Reports.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations held a hearing on Inter-American Foundation. Testimony was heard from Peter D. Bell, President, Inter-American Foundation.

HUD—INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD—Independent Agencies held a hearing on National Consumer Cooperative Bank. Testimony was heard from the following representatives of the National Consumer Cooperative Bank: Frank Sollars, Chairman, Board of Directors and Carol Greenwald, President and Chief Executive Officer.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Office of Surface Mining Reclamation and Enforcement and Indian Education. Testimony was heard from the following officials of the Department of the Interior: Andrew Bailey, Acting Director, Office of Surface Mining Reclamation and Enforcement and John H. Rodriguez, Acting Assistant Secretary for Elementary and Secondary Education, Indian Education.

LABOR, HHS, AND EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, HHS, and Education held a hearing on National Library of Medicine, Buildings and Facilities and Office of the Director, Health Resources Administration, Health Resources, and Medical Facilities; and Guarantee and Loan Fund. Testimony was heard from the following officials of the Department of Health and Human Services: Martin Cummings, Director, Library of Medicine; Calvin Baldwin, Associate Director for Ad-

ministration, NIH; and Dr. Robert Grahman, Acting Administrator, Health Resources Administration.

TREASURY—POSTAL SERVICE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury—Postal Service held a hearing on Internal Revenue Service and on U.S. Customs Service. Testimony was heard from Roscoe L. Eggar, Jr., Commissioner, IRS, and William T. Archey, Acting Commissioner, U.S. Customs Service, both from the Department of the Treasury.

DOD SUPPLEMENTAL AUTHORIZATION; RESERVE COMPONENTS

Committee on Armed Services: Ordered reported as amended H.R. 2614, Department of Defense Supplemental Authorization Act, 1981.

The Committee also held a hearing on the present status of equipment, training, and mobilization capability in the Reserve components. Testimony was heard from Maj. Gen. Francis S. Greenlief, NGUS (Ret.), Executive Vice President, National Guard Association of the United States; Joe Wasson, USNR (Ret.) (representing the Reserve Enlisted Association); and Maj. Gen. J. Milnor Roberts, AUS (Ret.), Executive Director, Reserve Officers Association of the United States.

LEGISLATIVE RECOMMENDATIONS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development continued hearings on 1981 legislative recommendations with emphasis on the three insurance programs—crime insurance, urban riot insurance, and flood insurance—administered by the Federal Insurance Administration. Testimony was heard from Representative Goldwater and public witnesses.

Hearings continue tomorrow.

FIRST BUDGET RESOLUTION

Committee on the Budget: Continued markup of the First Budget Resolution for fiscal year 1982.

Will continue tomorrow.

DISTRICT OF COLUMBIA FINANCIAL CONDITION

Committee on the District of Columbia: Held a hearing to consider the current and projected financial condition of the District of Columbia and plans to insure fiscal stability. Testimony was heard from Marion Barry, Jr., Mayor, District of Columbia.

OVERSIGHT—FEDERAL LIBRARY PROGRAMS

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education and the Subcommittee on Postsecondary Education held a joint oversight hearing on Federal library programs. Testimony was heard from public witnesses.

OSHA

Committee on Education and Labor: Subcommittee on Health and Safety continued oversight hearings on the Occupational Safety and Health Act (labeling standard). Testimony was heard from representatives of the AFL–CIO.

Hearings continue April 28.

NATIONAL TOURISM POLICY ACT

Committee on Energy and Commerce: Subcommittee on Commerce, Transportation, and Tourism approved for full Committee action as amended H.R. 1311, National Tourism Policy Act.

HEALTH PROGRAMS AMENDMENTS

Committee on Energy and Commerce: Subcommittee on Health and the Environment concluded hearings on H.R. 2562, Health Programs Amendments of 1981, the proposed Medicaid cap, and the Administration's proposal to consolidate various programs into block grants to the States. Testimony was heard from James Thompson, Governor, Illinois, and public witnesses.

CONTROL OF FRAUD, ABUSE, AND WASTE AT DEPARTMENT OF HEALTH AND HUMAN SERVICES

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing regarding the control of fraud, abuse, and waste at the Department of Health and Human Services. Testimony was heard from Richard S. Schweiker, Secretary, Health and Human Services.

FOREIGN ASSISTANCE REQUESTS—EUROPE AND THE MIDDLE EAST

Committee on Foreign Affairs: Subcommittee on Europe and the Middle East met to consider the subcommittee recommendations to the full committee on the fiscal year 1982 Foreign Assistance Requests for Europe and the Middle East.

Will continue tomorrow.

AMERICAN FEDERALISM

Committee on Government Operations: Subcommittee on Intergovernmental Relations and Human Resources held a hearing on current condition of American federalism. Testimony was heard from Alice M. Rivlin, Director, Congressional Budget Office and Elmer B. Staats, former Comptroller General of the U.S.

Hearings continue tomorrow.

WEAPONS TESTING CONTRACT

Committee on Government Operations: Subcommittee on Legislation and National Security held a hearing on

the Small Business Administration award of a weapons testing contract to Arcata Associates, Inc. Testimony was heard from Milton Socolar, Acting Comptroller General, GAO; Raymond F. Randolph, Acting Inspector General, SBA; Edward W. Norton, General Counsel, SBA and Robert Stohlman, Assistant Deputy for Aviation and Communications-Electronics Procurement, U.S. Army.

DOD BUDGET

Committee on Government Operations: Subcommittee on Legislation and National Security continued hearings on effect of inaccurate inflation projects on the Department of Defense budget. Testimony was heard from David A. Stockman, Director, Office of Management and Budget.

DEPARTMENT OF ENERGY AUTHORIZATION

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment held a hearing on the Department of Energy authorization. Testimony was heard from James B. Edwards, Secretary of Energy.

FEDERAL POWER MARKETING AGENCIES AUTHORIZATION

Committee on Interior and Insular Affairs: Subcommittee on Water and Power Resources held a hearing on fiscal year 1982 authorization for Federal power marketing agencies. Testimony was heard from officials of the Department of Energy.

REGULATORY PROCEDURE ACT

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations continued hearings on H.R. 746, Regulatory Procedure Act of 1981. Testimony was heard from Richard A. Allen, General Counsel, ICC; Ralph Ferrara, General Counsel, SEC; and Marjorie Reed, Acting General Counsel, FCC.

LEGAL SERVICES CORPORATION AUTHORIZATION

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice concluded hearings on H.R. 2506, to authorize appropriations for Legal Services Corporation for fiscal years 1982, 1983 and 1984. Testimony was heard from Dan J. Bradley, President, Legal Services Corporation.

MARINE MAMMAL PROTECTION ACT AUTHORIZATION

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held a hearing on H.R. 2948, to authorize appropriations to carry out the Marine Mammal Protection Act of 1972 during fiscal year 1982. Testimony was heard from Doug Chapman, Chairman, Marine Mammal Commission; Terry Leitzell, Assistant Administrator for Fisheries, National Marine Fisheries Service, Department of Commerce; F. Eugene Hester, Acting Director, U.S. Fish and Wildlife Service, Department of the Interior and public witnesses.

SENIOR EXECUTIVE SERVICE

Committee on Post Office and Civil Service: Subcommittee on Civil Service held a hearing on Senior Executive Service. Testimony was heard from Donald J. Devine, Director, Office of Personnel Management; Clifford Gould, Director, Federal Personnel and Compensation Division, GAO; Ersa Poston, Vice Chair, Merit Systems Protection Board; Edwin C. Kilgore, Assistant Administrator for Management Operations, NASA and public witnesses.

NATURAL GAS PIPELINE SAFETY ACT AND HAZARDOUS LIQUID PIPELINE SAFETY ACT AUTHORIZATION

Committee on Public Works and Transportation: Subcommittee on Surface Transportation held a hearing on H.R. 2961, to amend the Natural Gas Pipeline Safety Act of 1968, as amended, and the Hazardous Liquid Pipeline Safety Act of 1979 to authorize appropriations for fiscal years 1982 and 1983. Testimony was heard from Lee Santman, Associate Director, Materials Transportation Bureau, Department of Transportation.

NASA AUTHORIZATION; AIRPORT AND AIRWAY IMPROVEMENT ACT

Committee on Science and Technology: Ordered reported as amended the following bills: H.R. 1257, to authorize appropriations to the National Aeronautics and Space Administration for research and development, construction of facilities, and research and program management; and H.R. 2643, the Airport and Airway Improvement Act of 1981.

SMALL BUSINESS COMMUNITY

Committee on Small Business and the Subcommittee on Tax, Access to Equity Capital and Business Opportunities held a joint hearing on the effect of Federal policy on small business community. Testimony was heard from Frederick Schultz, Vice Chairman, Federal Reserve Board.

SBA LEGISLATION

Committee on Small Business: Subcommittee on SBA–SBIC Authority, Minority Enterprise and General Small Business Problems held a hearing on SBA legislation. Testimony was heard from Michael Cardenas, Administrator, SBA.

MISCELLANEOUS MEASURES

Committee on Veterans' Affairs: Subcommittee on Housing and Memorial Affairs held a hearing on the

following bills: H.R. 1714, to authorize the Veterans' Administration to furnish memorial headstones or markers to commemorate veterans who by choice are buried at sea, who donate their bodies to science, or who are cremated and have their ashes scattered without interment; H.R. 2136, to amend title 38, United States Code, to revise the provisions of such title relating to the construction and alteration of, and acquisition of land for, national cemeteries; and H. Con. Res. 76, expressing the sense of the Congress that the Secretary of the Army should place a plaque in Arlington National Cemetery honoring members of the United States Armed Forces who died during an attempt to rescue American hostages held in Iran. Testimony was heard from Representative Heftel; Col. Ann B. Smith, Director, Casualty and Memorial Affairs, Office of the Adjutant General, Department of the Army; Vincent Corrado, Deputy Chief, Memorial Affairs Director, VA and a representative of a veterans organization.

ADMINISTRATION'S ECONOMIC PROGRAM

Committee on Ways and Means: Concluded hearings on the Administration's economic program, including tax and spending cut proposals. Testimony was heard from Representatives Nowak, Gaydos, and Benjamin and public witnesses.

SOCIAL SECURITY FINANCING LEGISLATION; BUDGET REPORT

Committee on Ways and Means: Subcommittee on Social Security continued to meet to consider social security financing legislation and on actions needed to meet the First Concurrent Budget Resolution.

Subcommittee recessed subject to call.

INTELLIGENCE IDENTITIES PROTECTION ACT

Permanent Select Committee on Intelligence: Subcommittee on Legislation held a hearing on H.R. 4, Intelligence Identities Protection Act. Testimony was heard from Representative Wright; William Casey, Director, CIA; and Richard Williard, Counsel for Intelligence, Office of Intelligence Law and Policy, Department of Justice.

Hearings continue tomorrow.

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Wednesday, April 8, 1981

Senate

Chamber Action

Routine Proceedings, pages 6853–7021

Bills Introduced: Forty-six bills and eight resolutions were introduced, as follows: S. 907–952, S.J. Res. 63–67, S. Con. Res. 17, and S. Res. 110–111.

Pages 6898, 6931, 6939–6940, 7003–7004

Measures Passed

Nonlegislative work period: Senate agreed to S. Con. Res. 17, providing for an adjournment of the Congress from April 10, 1981 to April 27, 1981.

Page 6898

Export trade: By unanimous vote of 93 yeas, Senate passed S. 734, promoting the formation of U.S. export trading companies to expand export participation by small U.S. companies, as amended, after taking action on amendments proposed thereto, as follows:

Adopted:

(1) Heinz unprinted amendment No. 58, of a technical nature. Page 6884

(2) By 68 yeas to 25 nays, Armstrong unprinted amendment No. 60, striking section 108, which provided for a pilot program of grants to small business not previously involved in exporting to pay up to one-half the salary of export managers for one year to assist in entering export markets. Page 6908

(3) Proxmire-Armstrong unprinted amendment No. 61, striking section 106, which authorized $10,000,000 for each of the next 5 years for the Economic Development Administration and the Small Business Administration to support loans or loan guarantees for export trading companies. Page 6911

(4) Pressler unprinted amendment No. 63, to recognize the importance of agricultural exports. Page 6916

By 66 yeas to 27 nays, Senate agreed to a motion to table Exon unprinted amendment No. 59, providing that the schedule of phased decontrol of natural gas prices embodied in the Natural Gas Policy Act of 1978 continues to be sound public policy which should not be altered. Page 6891

By 55 yeas to 38 nays, Senate agreed to a motion to table Heinz unprinted amendment No. 62, reducing from $10,000,000 to $5,000,000 for the Economic Development Administration and the Small Business Administration to support loans or loan guarantees for export trading companies. Page 6915

Pages 6878–6928

Authority to Testify: Senate agreed to S. Res. 110, authorizing testimony by William I. Wright before the United States Court of Claims Trial Division.

Page 6931

Justice Authority: Senate concurred in the amendment of the House to S. 840, providing that the authority, and any limitation on authority, contained in the Department of Justice Authorization Act, FY 1980, shall continue in effect with respect to activities of the Department of Justice (including any bureau, office,

board, division, commission, or subdivision thereof) until September 30, 1981. Pages 6875–6876

Authority for Bills, Resolutions and Statements: Senators were authorized to introduce bills and resolutions and submit statements for the Record on Thursday, April 9, and Friday, April 10, between 9 a.m., and 3 p.m. Page 6928

Authority for Committees To File: All committees were authorized to file reports on Thursday, April 9, Friday, April 10, Thursday, April 16, and Thursday, April 23, between 9 a.m., and 3 p.m. Page 6928

Authority To Receive Messages: The Secretary of the Senate was authorized to receive and appropriately refer messages from the President of the United States and the House of Representatives during the adjournment of the Senate over until Monday, April 27. Page 6928

Authority To Sign Measures: The President of the Senate, the President pro tempore, and the Acting President pro tempore were authorized to sign duly enrolled bills and joint resolutions during the adjournment of the Senate over until Monday, April 27. Page 6928

Confirmations: Senate confirmed the following nominations:

Seeley Lodwick, of Iowa, to be Under Secretary of Agriculture for International Affairs and Commodity Programs; and a Member of the Board of Directors of the Commodity Credit Corporation.

William G. Lesher, of Virginia, to be an Assistant Secretary of Agriculture, and a Member of the Board of Directors of the Commodity Credit Corporation.

C. W. McMillan, of Virginia, to be a Member of the Board of Directors of the Commodity Credit Corporation.

J. Lynn Helms, of Connecticut, to be Administrator of the Federal Aviation Administration.

Raymond A. Peck, Jr., of the District of Columbia, to be Administrator of the National Highway Traffic Safety Administration.

Joseph R. Wright, Jr., of New York, to be Deputy Secretary of Commerce.

William H. Morris, Jr., of Tennessee, to be an Assistant Secretary of Commerce.

Richard T. Pratt, of Utah, to be a Member of the Federal Home Loan Bank Board.

John S. R. Shad, of New York, to be a Member of the Securities and Exchange Commission. Page 7021

Treaty Considered: The Maritime Boundary Settlement Treaty with Canada (Ex. U, 96–1), was considered as having passed through its various parliamentary stages up to and including presentation of resolution of ratification.

A unanimous-consent agreement was reached concerning further consideration of the treaty and a vote thereon. Pages 6930–6931

Messages From the House: Page 6938

Measures Referred: Page 6938

Communications: Pages 6938–6939

Statements on Introduced Bills: Pages 6940–7002

Amendments Submitted for Printing: Page 7004

Notices of Hearings: Page 7008

Additional Statements: Pages 7008–7021

Confirmations: Page 7021

Record Votes: Four record votes were taken today (Total—83). Pages 6898, 6911, 6916, 6967

Recess: Senate met at 11 a.m., and recessed at 5:50 p.m., until 9:30 a.m., on Thursday, April 9, 1981. (For Senate's program see remarks of Senator Stevens in today's Record on pages 6928, 7021.)

Committee Meetings

AGRICULTURE EXPORTS

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Foreign Agricultural Policy concluded oversight hearings on U.S. agricultural export policies, and to review the findings and conclusion of the U.S. Farm Export Education Project, after receiving testimony from Richard A. Smith, Acting Administrator, Foreign Agricultural Service, Department of Agriculture; Jerry O'Dowd, AGRI-Industries, Des Moines, Iowa; Michael L. Cook, Texas A&M University, College Station, Texas; Warren Lebeck, Chicago Board of Trade, and First National Bank of Chicago, Illinois; Harold House, Louis Dreyfus Corporation, Stamford, Connecticut; Robbin Johnson, Cargill, Inc., and James Lindau, The Pillsbury Company, both of Minneapolis, Minnesota; Jim Billington, Altus, Oklahoma, representing the National Association of Wheat Growers; and Darwin Stolte, U.S. Feed Grains Council, Washington, D.C.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee on Defense resumed hearings on proposed budget estimates for fiscal year 1982 for the defense establishment, receiving testimony in behalf of funds for Navy shipbuilding programs from Vice Admiral William H. Rowden, Deputy Chief of Naval Operations for Surface Warfare, Vice Admiral Earl R. Fowler, Commander, Naval Sea Systems, and Vice Admiral Wesley L. McDonald, Deputy Chief of Naval Operations of Air Warfare.

Hearings continue tomorrow.

APPROPRIATIONS—EDUCATION

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education held hearings on proposed budget estimates for fiscal year 1982 for the Department of Education, receiving testimony from its Secretary, Richard S. Schweiker.

Hearings were recessed subject to call.

APPROPRIATIONS—GENERAL GOVERNMENT

Committee on Appropriations: Subcommittee on the Treasury, Postal Service and General Government held hearings on proposed budget estimates for fiscal year 1982, receiving testimony in behalf of funds for their respective activities from John McGarry, Chairman, Federal Elections Commission; William Mathis, Acting Administrator, Office of Federal Procurement Policy, Office of Management and Budget; Ursula H. Pearson, Financial Manager, Office of Administration, Office of Policy Development; C. Moxley Featherston, Chief Judge, U.S. Tax Court; and Paul Taylor, Fiscal Assistant Secretary, and William E. Douglas, Commissioner, both of the Bureau of Government Financial Operations, Department of the Treasury.

Hearings continue tomorrow.

APPROPRIATIONS—INDEPENDENT AGENCIES

Committee on Appropriations: Subcommittee on HUD and Independent Agencies resumed hearings on proposed budget estimates for fiscal year 1982, receiving testimony in behalf of funds for the Office of Science and Technology Policy from Benjamin Huberman, Acting Director; in behalf of funds for the U.S. Regulatory Council from Peter J. Petkas, Director; and in behalf of funds for the Council on Environmental Quality from Malcolm F. Baldwin, Acting Chairman.

Subcommittee will meet again on Wednesday, April 22.

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee on the Interior and Related Agencies held hearings on proposed budget estimates for fiscal year 1982 for the Department of the Interior, and to review those programs administered by the Office of the Secretary of the Interior, receiving testimony from James G. Watt, Secretary of the Interior, Richard R. Hite, Principal Deputy Assistant Secretary of the Interior for Policy, Budget and Administration, and Moody Tidwell, Acting Deputy Solicitor, Department of the Interior.

Subcommittee will meet again on Tuesday, April 21.

APPROPRIATIONS—SEC/U.S. TRADE/EEOC

Committee on Appropriations: Subcommittee on State, Justice, Commerce, and the Judiciary continued hearings on proposed budget estimates for fiscal year 1982, receiving testimony in behalf of funds for Securities and Exchange Commission from Philip A. Loomis, Jr., Acting Chairman; for the Office of United States Trade Representative from Ambassador William E. Brock; and for the Equal Employment Opportunity Commission from J. Clay Smith, Jr., Acting Chairman.

Subcommittee will meet again on Tuesday, April 21.

APPROPRIATIONS—TRANSPORTATION

Committee on Appropriations: Subcommittee on Transportation and Related Agencies resumed hearings on proposed budget estimates for fiscal year 1982 for the Department of Transportation, receiving testimony from Andrew L. Lewis, Secretary, Darrell Trent, Deputy Secretary, and Walter Boehner, Director of Budget, all of the Department of Transportation.

Hearings continue tomorrow.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Military Construction continued open and closed hearings on S. 834, authorizing funds for fiscal year 1982 for military construction programs of the Department of Defense, receiving testimony on Army programs from General Norman G. Delbridge, Jr., Assistant Chief of Engineers, Office of the Army Chief of Engineers; and Michael Halla, Environmental Program Director, Fort Carson, Colorado.

Hearings were recessed subject to call.

FIRST CONCURRENT BUDGET RESOLUTION

Committee on the Budget: Committee began markup of the proposed first concurrent budget resolution for fiscal year 1982, setting forth recommended levels of total budget outlays, Federal revenues, and new budget authority, did not complete action thereon, and will meet again tomorrow.

AUTHORIZATIONS—PUBLIC BROADCASTING

Committee on Commerce, Science, and Transportation: Subcommittee on Communications concluded hearings on S. 720, authorizing additional funds for the Corporation for Public Broadcasting for fiscal years 1984, 1985, and 1986, after receiving testimony from Ward Chamberlin, WETA–TV, Washington, D.C.; William McCarter, WTIW–TV, Chicago, Illinois; William Kling, Minnesota Public Radio, St. Paul; Bob Ellis, KAET–TV, Arizona State University, Tempe; James Dryden, KWDG–TV, New Mexico State University, Las Cruces; Steven Meuche, WKAR Radio, Michigan State University, East Lansing; Kim Hodgson, KUOW, University of Washington, Seattle; Topper Carew, Rainbow Television Works, Los Angeles, California; Michael Ambrosino, Public Broadcasting Associates, Boston, Massachusetts; John Riley, Global Village, and Julie Motz, Hudson River Film and Video, both of New York City; John A. Curtis, National Instructional Telecommunications Council, Inc., Williamsburg, Virginia; and Ralph Arlyck, Association of Independent Video Film Makers, Inc., Poughkeepsie, New York.

NOMINATIONS

Committee on Energy and Natural Resources: Committee concluded hearings on the nominations of G. Ray

Arnett, of California, to be Assistant Secretary for Fish and Wildlife and Parks, Department of the Interior, Robert E. Burford, of Colorado, to be Director of the Bureau of Land Management, Garrey E. Carruthers, of New Mexico, to be Assistant Secretary for Land and Water Resources, Department of the Interior, William H. Coldiron, of Montana, to be Solicitor of the Department of the Interior, and R. Tenney Johnson, of Maryland, to be General Counsel of the Department of Energy, after the nominees testified and answered questions in their own behalf. Mr. Arnett was introduced by Senators Hayakawa and Stevens, and Representative Shumway; Mr. Burford was introduced by Senators Armstrong and Hart, and Representative Kramer; Mr. Carruthers was introduced by Senators Domenici and Schmitt, and Representatives Lujan and Skeen; and Mr. Coldiron was introduced by Senator Melcher. Also testifying on the nomination of Mr. Burford was Debbie Sease, Sierra Club, Washington, D.C.

CLEAN AIR ACT

Committee on Environment and Public Works: Committee began oversight hearings on the implementation of the Clean Air Act, focusing on the administrative problems that the states are experiencing in their efforts to adhere to the policies, rules, regulations and guidelines developed by the Federal Environmental Protection Agency in its efforts to conform to and to interpret the requirements of the Federal Clean Air Act, receiving testimony from Walter C. Barber, Jr., Acting Administrator, Environmental Protection Agency; William H. Lewis, Jr., Director, National Commission on Air Quality; James K. Hambright, Pennsylvania Department of Environmental Resources, Harrisburg; and Daniel J. Goodwin, Illinois Environmental Protection Agency, Springfield.

Hearings continue tomorrow.

AUTHORIZATIONS—ICA/BIB/ACDA

Committee on Foreign Relations: Committee concluded hearings on the following proposals:

S. 849, authorizing funds for fiscal years 1982 and 1983 for the International Communication Agency, after receiving testimony from John W. Shirley, Acting Director, I.C.A., and Olin Robison, Chairman, U.S. Advisory Commission on Public Diplomacy;

S. 847, authorizing supplemental funds for fiscal year 1981, and authorizing funds for fiscal years 1982 and 1983 for the Board for International Broadcasting, after receiving testimony from Charles D. Ablard, Acting Chairman, B.I.B.; and

On proposed legislation authorizing funds for fiscal year 1982 for the Arms Control and Disarmament Agency, after receiving testimony from Michael Pillsbury, Acting Deputy Director, ACDA.

NOMINATION

Committee on Governmental Affairs: Committee concluded hearings on the nomination of Gerald P. Carmen, of New Hampshire, to be Administrator of General Services, after the nominee, who was introduced by Senators Humphrey and Rudman, and Representative Gregg, testified and answered questions in his own behalf.

AUTHORIZATIONS—CETA

Committee on Labor and Human Resources: Committee ordered favorably reported S. 648, authorizing funds for fiscal year 1982 for certain youth programs under the Comprehensive Employment Training Act (CETA).

HEALTH CARE DELIVERY

Committee on Labor and Human Resources: Committee concluded hearings on S. 799, authorizing funds for certain public health professional education and nurse training programs of the Department of Health and Human Services, and S. 801, authorizing funds through September 30, 1984, for the National Health Service Corps of the Department of Health and Human Services, after receiving testimony from Ross Woolley, University of Utah, and Verla Collins, Intermountain Health Care Association, representing the American Nurses' Association and National League for Nursing, both of Salt Lake City Utah; Jack Hadley, The Urban Institute, Washington, D.C.; Gregory Bulger, Mattapan Community Health Center, Mattapan, Massachusetts; Edward J. Stemmler, University of Pennsylvania, Philadelphia; Walter C. Bowie, Tuskegee Institute, Tuskegee, Alabama, representing the Association of Minority Health Professions Schools; E. Harvey Estes, Jr., Duke University School of Medicine, Durham, North Carolina; Sister JoAnn Upjohn, Holy Cross Hospital, Salt Lake City, Utah; and Billye Brown, University of Texas School of Nursing, Austin, representing the American Association of Colleges of Nursing.

SENATE—RADIO/TV COVERAGE

Committee on Rules and Administration: Committee began hearings on S. Res. 20, providing for television and radio broadcasting of Senate Chamber proceedings, receiving testimony from Senator Baker; Representative Rousselot; George M. White, Architect of the Capitol; Daniel J. Boorstin, Librarian of Congress; and Howard S. Liebengood, Sergeant at Arms, U.S. Senate.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 37 public bills, H.R. 3132–3168; 3 private bills, H.R. 3169–3171; and 5 resolutions, H.J. Res. 226–229, and H. Con. Res. 111 were introduced.

Pages 6851–6852

Cash Discounts: House disagreed to the Senate amendment to H.R. 31, to amend the Truth in Lending Act to encourage cash discounts; and asked a conference. Appointed as conferees: Representatives St Germain, Annunzio, Gonzalez, Minish, Stanton of Ohio, Evans of Delaware, and Wylie solely for consideration of all provisions of the Senate amendment except section 303, and modifications committed to conference; and Representatives Dingell, Waxman, Scheuer, Broyhill, and Madigan solely for consideration of section 303 of the Senate amendment, and modifications thereof committed to conference. Page 6826

Late Report: Committee on Interior and Insular Affairs received permission to have until 5 p.m. Friday, April 10, to file a report on H.R. 2330, to authorize appropriations to the Nuclear Regulatory Commission in accordance with section 261 of the Atomic Energy Act of 1954, as amended, and section 305 of the Energy Reorganization Act of 1974, as amended. Page 6826

District Work Period: By a yea-and-nay vote of 241 yeas to 73 nays, Roll No. 23, the House agreed to S. Con. Res. 17, providing for an adjournment of the Congress from April 10, 1981 to April 27, 1981—clearing the measure. Page 6827

Quorum Calls—Votes: One yea-and-nay vote developed during the proceedings of the House today and appears on page H1404. There were no quorum calls.

Adjournment: Met at 3 p.m. and adjourned at 4:06 p.m.

Committee Meetings

FARM BILL

Committee on Agriculture: Subcommittee on Conservation, Credit and Rural Development approved for full Committee action language for inclusion in the farm bill of 1981.

FARM BILL

Committee on Agriculture: Subcommittee on Tobacco and Peanuts approved for full Committee action language for inclusion in the farm bill of 1981.

COMMERCE, JUSTICE, STATE, THE JUDICIARY, AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State, the Judiciary, and Related Agencies held a hearing on Science and Technical Research, Patent and Trademark Office, and National Telecommunications and Information Administration. Testimony was heard from the following representatives of the Department of Commerce: Dale Hatfield, Acting Assistant Secretary for Communications and Information; Robert W. Ellert, Acting Assistant Secretary for Productivity, Technology and Innovation; and Rene Tegtmeyer, Acting Commissioner, Patent and Trademark Office.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held a hearing on fiscal year 1981 Air Force supplemental request. Testimony was heard from Maj. Gen. George M. Browning, Director, Air Force Budget; and Brig. Gen. Richard Murray, Deputy Director, Air Force Budget.

The Subcommittee also held a hearing in executive session on fiscal year 1981 Intelligence supplemental request. Testimony was heard from intelligence community staff witnesses.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations held a hearing on Narcotics. Testimony was heard from Joseph H. Linnemann, Acting Assistant Secretary of State, Bureau of International Narcotics Matters.

HUD—INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD—Independent Agencies held a hearing on Consumer Product Safety Commission. Testimony was heard from Stuart M. Statler, Acting Chairman, Consumer Product Safety Commission.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Conservation. Testimony was heard from public witnesses.

LABOR, HHS, AND EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, HHS, and Education held a hearing on Alcohol, Drug Abuse, and Mental Health Administration, St. Elizabeths Hospital, and Construction and Renovation, St. Elizabeths Hospital at 10 a.m.; and on Assistant Secretary for Health, Salaries and Expenses, Health Maintenance Organizations Loan and Loan Guarantee Fund, and Retirement Pay and Medical Benefits for Commissioned Officers. Testimony was heard from Robert Trachtenberg, Administrator, Bureau of Alcohol, Tobacco and Firearms, Department of the Treasury and Charles Miller, Assistant Secretary for Health, Department of Health and Human Services.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction continued hearings on Military Construction appropriations. Testimony was heard from Members of Congress and public witnesses.

TREASURY—POSTAL SERVICE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury-Postal Service held a hearing on U.S. Secret Service.

Testimony was heard from H. Stuart Knight, Director, U.S. Secret Service, Department of the Treasury.

LAND ACQUISITION PROJECT

Committee on Armed Services: Subcommittee on Military Installations and Facilities held a hearing on a land acquisition project. Testimony was heard from public witnesses.

ENERGY DEPARTMENT DEFENSE PROGRAMS AUTHORIZATION

Committee on Armed Services: Subcommittee on Procurement and Military Nuclear Systems approved for full Committee action a substitute in lieu of H.R. 2969, Department of Energy National Security and Military Applications of Nuclear Energy Authorization Act of 1982.

NAVAL SHIPYARD OVERHAULS

Committee on Armed Services: Subcommittee on Readiness and the Subcommittee on Seapower and Strategic and Critical Materials held a joint hearing on public and private naval shipyard overhauls. Testimony was heard from Senators Heinz and Specter and public witnesses.

Hearings continue tomorrow.

LASER TECHNOLOGY

Committee on Armed Services: Subcommittee on Research and Development held a hearing on Advanced Laser Technology for Strategic Applications. Testimony was heard from Dr. Edward Teller.

DEFENSE BUDGET

Committee on Armed Services: Subcommittee on Research and Development held a hearing to review the fiscal year 1982 Defense budget request for research, development, test and evaluation. Testimony was heard from James P. Wade, Acting Under Secretary for Research and Engineering, Department of Defense.

MONEY MARKET MUTUAL FUNDS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Domestic Monetary Policy held a hearing on impact of money market mutual funds on the conduct of monetary policy. Testimony was heard from John Evans, Commissioner, SEC; Lawrence Connell, Chairman, National Credit Union Administration; John Malarky, Chairman, Conference of State Bank Supervisors and public witnesses.

LEGISLATIVE RECOMMENDATIONS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development continued hearings on 1981 legislative recommendations with emphasis on the Administration's legislative recommendations regarding HUD operations and extensions for fiscal year 1982. Testimony was heard from Samuel R. Pierce, Jr., Secretary, Housing and Urban Development; Richard Lyng, Deputy Secretary, USDA and other departmental witnesses.

Hearings continue tomorrow.

FIRST BUDGET RESOLUTION

Committee on the Budget: Continued markup of the First Budget Resolution for fiscal year 1982.

Will continue tomorrow.

OVERSIGHT

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education held an oversight hearing on impact aid. Testimony was heard from Representatives Gilman, Roemer, Hutto and Weiss; Terrel H. Bell, Secretary of Education and public witnesses.

DEPARTMENT OF TRANSPORTATION

Committee on Energy and Commerce: Subcommittee on Fossil and Synthetic Fuels held a hearing to review the Department of Transportation, Material Transportation Bureau's 1982–83 authorization request. Testimony was heard from Lee Santman, Assistant Administrator, Materials Transportation Bureau, Department of Transportation.

FOREIGN ASSISTANCE REQUESTS—EUROPE AND THE MIDDLE EAST

Committee on Foreign Affairs: Subcommittee on Europe and the Middle East continued to meet to consider the subcommittee recommendations to the full committee on the fiscal year 1982 Foreign Assistance Requests for Europe and the Middle East.

Will continue tomorrow.

FOREIGN ASSISTANCE—LATIN AMERICA AND THE CARIBBEAN

Committee on Foreign Affairs: Subcommittee on Inter-American Affairs approved for full Committee action recommendations for fiscal year 1982 Foreign Assistance to Latin America and the Caribbean.

ACDA AUTHORIZATION

Committee on Foreign Affairs: Subcommittee on International Security and Scientific Affairs held a hearing on Arms Control and Disarmament Agency authorization for fiscal years 1982–83. Testimony was heard from public witnesses.

AMERICAN FEDERALISM

Committee on Government Operations: Subcommittee on Intergovernmental Relations and Human Resources continued hearings on current condition of American federalism. Testimony was heard from public witnesses.

Hearings continue tomorrow.

INSPECTOR GENERAL ACT

Committee on Government Operations: Subcommittee on Legislation and National Security held a hearing on H.R. 2098, Inspector General Act of 1981. Testimony was heard from Representative Fountain; Edwin Harper, Deputy Director, Office of Management and Budget; Edward Schmults, Deputy Attorney General, Department of Justice; William Howard Taft III, General Counsel, Department of Defense; Cora Beebe, Assistant

Secretary, Administration, Department of the Treasury and Herbert Beckington, Inspector General, AID.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights concluded oversight hearings on the FBI authorization. Testimony was heard from William H. Webster, Director, FBI, Department of Justice.

COURT OF APPEALS FOR THE FEDERAL CIRCUIT ACT

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice continued hearings on H.R. 2405, Court of Appeals for the Federal Circuit Act of 1981. Testimony was heard from public witnesses.

FEDERAL CRIMINAL CODE REVISION

Committee on the Judiciary: Subcommittee on Criminal Justice met to discuss proposed revision of the Federal Criminal Code.

FOREIGN TRADE ANTITRUST IMPROVEMENTS ACT

Committee on the Judiciary: Subcommittee on Monopolies and Commercial Law continued hearings on H.R. 2326, Foreign Trade Antitrust Improvements Act of 1981, and related bills. Testimony was heard from public witnesses.

FISHERMEN'S PROTECTIVE ACT AUTHORIZATION

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held a hearing on H.R. 3016, to give permanent effect to the provisions of the Fishermen's Protective Act of 1967 relating to the reimbursement of U.S. commercial fishermen for certain losses incurred incident to the seizure of their vessels by foreign nations. Testimony was heard from Terry Leitzell, Assistant Administrator for Fisheries, National Marine Fisheries Service, Department of Commerce; Brian Hallman, Officer in Charge, Office of Oceans and Fisheries Affairs, Department of State and public witnesses.

MISCELLANEOUS MEASURES

Committee on Veterans' Affairs: Subcommittee on Compensation, Pension and Insurance held an oversight hearing on VA insurance programs, including H.R. 2028, to increase the maximum amount of Servicemen's Group Life Insurance and Veterans Group Life Insurance to $35,000, and H.R. 2029, to provide that the Secretary of Defense shall be responsible for insuring that the Secretaries of the military departments properly carry out their functions required by such title to collect, account for, and transfer to the Veterans Administration amounts necessary to cover the costs of insuring each member of the Army, Navy, Air Force, and Marine Corps participating in the Servicemen's Group Life Insurance program. Testimony was heard from S. W. Melidosian, Director, Philadelphia Regional Office, VA; Maj. Gen. R. Dean Tice, Deputy Assistant Secretary of Defense and representatives of various veterans organizations.

VIETNAM VETERANS

Committee on Veterans' Affairs: Subcommittee on Hospitals and Health Care held a hearing on readjustment counseling program for Vietnam veterans. Testimony was heard from the following officials of the VA: Dr. Carl Hughes, Assistant Chief Medical Director for Professional Services, Department of Medicine and Surgery; Dr. Arthur S. Blank, Jr., Assistant Director, Education and Training, Psychiatric Service, Medical Center, West Haven, Conn.; Edward Lord, Team Leader, VET Center, Minneapolis, Minn.; Dr. Luther Johnson, Team Leader, VET Center, Little Rock, Ark.; representatives of veterans organizations and other public witnesses.

INTERNATIONAL TRADE COMMISSION, CUSTOMS SERVICE; TRADE REPRESENTATIVE AUTHORIZATION

Committee on Ways and Means: Ordered reported as amended H.R. 2540, to authorize appropriations for the U.S. International Trade Commission, the U.S. Customs Service, and the Office of the U.S. Trade Representative for fiscal year 1982.

INDUSTRIAL REVENUE BONDS

Committee on Ways and Means: Subcommittee on Oversight held a hearing on industrial revenue bonds. Testimony was heard from John Chapoton, Assistant Secretary for Tax Policy, Department of the Treasury Alice Rivlin, Director, Congressional Budget Office and public witnesses.

Hearings continue tomorrow.

REVENUE PROCEDURE

Committee on Ways and Means: Subcommittee on Select Revenue Measures held a hearing on Revenue Procedure 80–55. Testimony was heard from Roscoe Egger, Commissioner, IRS and John Chapoton, Assistant Secretary for Tax Policy, both from the Department of the Treasury.

INTELLIGENCE IDENTITIES PROTECTION ACT

Permanent Select Committee on Intelligence: Subcommittee on Legislation concluded hearings on H.R. 4, Intelligence Identities Protection Act. Testimony was heard from public witnesses.

Joint Committee Meeting

ECONOMIC RECOVERY

Joint Economic Committee: Subcommittee on Monetary and Fiscal Policy concluded hearings on the President's proposed program for economic recovery, after receiving testimony from Beryl Sprinkel, Under Secretary of the Treasury for Monetary Affairs.

Thursday, April 9, 1981

Senate

Chamber Action

Routine Proceedings, pages 7079–7166

Bills Introduced: Thirty bills and two resolutions were introduced, as follows: S. 953–982, S.J. Res. 68, and S. Res. 112. Pages 7088–7089, 7144–7146

Confirmation: Senate confirmed the nomination of Henry F. Greene, to be an Associate Judge of the Superior Court of the District of Columbia. Page 7085

Communications: Pages 7087–7088

Statements of Introduced Bills: Pages 7089–7146

Amendments Submitted for Printing: Pages 7146–7150

Notices of Hearings: Pages 7150–7151

Additional Statements: Pages 7151–7166

Confirmations: Page 7085

Recess: Senate met at 9:30 a.m., and recessed at 10:01 a.m., until 9:30 a.m., on Friday, April 10, 1981, for a pro forma session. (For Senate's program see remarks of Senator Stevens in today's Record on page 7166.)

Committee Meetings

FOOD/AGRICULTURE PROGRAMS

Committee on Agriculture, Nutrition, and Forestry: Committee concluded hearings on the administration's proposed budgetary recommendations for food and agriculture programs, after receiving testimony from David A. Stockman, Director, Office of Management and Budget.

Committee recessed subject to call.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee on Defense continued hearings on proposed budget estimates for fiscal year 1982 for the defense establishment, receiving testimony in behalf of funds for Navy aircraft/weapons programs from John Lehman, Jr., Secretary of the Navy Vice Admiral Wesley L. McDonald, Deputy Chief of Naval Operations for Air Warfare, Lt. General William J. White, Deputy Chief of Marine Corps Staff for Aviation, Rear Admiral D. P. Roane, Director, Surface Combat Systems Division, and Rear Admiral Richard A. Miller, Director of Budget and Reports, all of the Department of the Navy.

Hearings continue on Tuesday, April 21.

APPROPRIATIONS—GENERAL GOVERNMENT

Committee on Appropriations: Subcommittee on the Treasury, Postal Service and General Government continued hearings on proposed budget estimates for fiscal year 1982, receiving testimony in behalf of funds for their respective activities from Murray L. Weidenbaum, Chairman, Council of Economic Advisors; Allen J. Lenz, Staff Director, National Security Council; Reuben B. Robertson, Chairman, Administrative Conference of the United States; Roscoe L. Egger, Jr., Commissioner, Internal Revenue Service, Department of the Treasury; and H. J. Hintgen, Commissioner, Bureau of the Public Debt, Department of the Treasury.

Subcommittee will meet again on Wednesday, April 29.

APPROPRIATIONS—TRANSPORTATION

Committee on Appropriations: Subcommittee on Transportation and Related Agencies concluded hearings on proposed budget estimates for fiscal year 1982 for the Department of Transportation, after receiving testimony in behalf of funds for the Office of the Secretary from Darrell Trent, Deputy Secretary of Transportation.

NOMINATION

Committee on Armed Services: Committee began consideration of the nomination of Lawrence J. Korb, of Virginia, to be an Assistant Secretary of Defense, but did not complete action thereon.

Prior to this action, the committee concluded hearings on the nomination of Mr. Korb, after the nominee, who was introduced by Senator Warner, testified and answered questions in his own behalf.

FIRST CONCURRENT BUDGET RESOLUTION

Committee on the Budget: Committee continued in evening session markup of the proposed first concurrent budget resolution for fiscal year 1982, setting forth recommended levels of total budget outlays, Federal revenues, and new budget authority.

AUTHORIZATIONS—INTERNATIONAL INVESTMENT SURVEY ACT

Committee on Commerce, Science, and Transportation: Subcommittee on Business, Trade, and Tourism concluded hearings on proposed legislation authorizing funds for the International Investment Survey Act, after receiving testimony from George Kruer, Chief, International Investment Division, Bureau of Economic Analysis, Department of Commerce; and David Curry, Director, Foreign Portfolio Investment Survey, Department of the Treasury.

MINERALS AND MATERIALS POLICY

Committee on Energy and Natural Resources: Subcommittee on Energy and Mineral Resources resumed open and closed hearings on the implementation of the National Materials and Minerals Policy, Research and Development Act of 1980 (Public Law 96–479), focusing on the adequacy of the strategic and critical materials stockpile to supply the military, industrial, and essential civilian needs of the United States in the event of a national emergency, receiving testimony in open session from

Commissioner Roy Markon, Federal Property Resources Service, General Services Administration; Paul Krueger, Assistant Director for Resource Preparedness, Federal Emergency Management Agency; and Richard Donnelly, Deputy Director for Protection Resources, Office of the Deputy Under Secretary of Defense for Acquisition Policy, Department of Defense; and in closed session on a recent report entitled "Actions Needed to Improve the Viability of the Strategic and Critical Materials Stockpile" from J. Dexter Peach, Director, Energy and Minerals Division, General Accounting Office.

CLEAN AIR ACT

Committee on Environment and Public Works: Committee concluded oversight hearings on the implementation of the Clean Air Act, after receiving testimony from the following former Administrators of the Environmental Protection Agency: William D. Ruckelshaus, Weyerhaeuser Company, Takoma, Washington; Russell E. Train, World Wildlife Fund, United States, Washington, D.C.; and Douglas M. Costle, Harvard School of Public Health, Cambridge, Massachusetts.

EL SALVADOR

Committee on Foreign Relations: Committee resumed hearings on the situation in El Salvador, receiving testimony from former Ambassador Robert E. White, Washington, D.C.; Sister Melinda Roper, Maryknoll Sisters, Ossining, New York; Michael R. Donovan, Cleveland, Ohio; and Richard Millett, Southern Illinois University, Edwardsville.

Hearings were recessed subject to call.

BALANCED FEDERAL BUDGET

Committee on the Judiciary: Subcommittee on the Constitution resumed hearings on S.J. Res. 58, proposed Constitutional amendment altering Federal fiscal decision-making procedures, receiving testimony from Senator Heinz; Lawrence Silberman, San Francisco, California; Lowell Harriss, Columbia University, New York City; Charles Baird, California State University, Hayward; Henry Bell, American Farm Bureau Federation, Washington, D.C.; and George Haimbaugh, University of South Carolina, Columbia.

Hearings were recessed subject to call.

AUTHORIZATIONS—DOMESTIC VOLUNTEERS

Committee on Labor and Human Resources: Subcommittee on Aging, Family and Human Services concluded hearings on proposed legislation authorizing funds for the Domestic Volunteer Services Act, after receiving testimony from Dana Rodgers, Jr., Acting Director, Willard Hoing, Acting Director for Domestic Operations, Marvin Whitehead, Budget Director, and Gene Pasymowski, ACTION District Director for Eastern and Central Pennsylvania, Philadelphia, all of the ACTION Agency; Susan Eichrodt, Thurston Youth Service Society, Olympia, Washington; Queen Everette, Mobile, Alabama; Ted Tottey, Albany, New York, representing the Foster Grandparents Program Director Association; John Pribyl, Senior Companion Program Directors Association, Minneapolis, Minnesota; Eleanor Morse, Retired Senior Volunteer Program Directors, Inc., Atlanta, Georgia; Michael B. Goldstein, National Society for Internships and Experiential Education, Josephine Kyles, Lewis Price, and Tendi Johnson, all of Washington, D.C.

SENATE—RADIO/TV COVERAGE

Committee on Rules and Administration: Committee continued hearings on S. Res. 20, providing for television and radio broadcasting of Senate Chamber proceedings, receiving testimony from Senator Long; Representative Rose; Stanley Bach, Specialist, Government Division, and Roger Davidson, Senior Specialist, National Government and Public Administration, both of the Congressional Research Service, Library of Congress; Carl Bernstein, ABC News Washington Bureau, Sid Davis, NBC News, and Barbara Cohen, National Public Radio, all of Washington, D.C.; and Edward M. Fouty, CBS Inc., New York City.

Hearings continue on Tuesday, May 5.

AUTHORIZATIONS—INTELLIGENCE

Select Committee on Intelligence: Subcommittee on the Budget met in closed session and approved for full committee consideration proposed legislation authorizing funds for fiscal year 1982 for intelligence activities of the United States.

ENERGY/AGED

Special Committee on Aging: Committee held oversight hearings on the implementation of energy assistance programs for the elderly, focusing on the effectiveness of the past energy assistance and weatherization programs, the potential impact of the Administration's proposals for an energy assistance block grant, and alternatives for the future, receiving testimony from David A. Stockman, Director, Office of Management and Budget; Linda McMahon, Associate Commissioner for Family Services, Department of Health and Human Services; Jack Ossofsky, National Council on the Aging, Washington, D.C.; Jane Brown, Minnesota Energy Assistance Programs, Minneapolis; Philip Gillespie, National Community Action Agency Directors Association, Schenectady, New York; Steve Schachman, Philadelphia Gas Works, Philadelphia, Pennsylvania, on behalf of the American Gas Association; Steve Powers, New England Fuel Institute, Yarmouth, Maine; Ruth Carlyle, Tampa, Florida; and Mona Musser, Millersburg, Pennsylvania.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 38 public bills, H.R. 3172–3209; no private bills; and 7 resolutions, H.J. Res. 230–232, H. Con. Res. 112–114, and H. Res. 127 were introduced.

Pages 7197–7198

Bills Reported: One report was filed as follows: H.R. 2614, Department of Defense Supplemental Authorization Act, 1981, amended (H. Rept. 97–20). Page 7197

Alcoholism: The Speaker appointed as members of the National Commission on Alcoholism and Other Alcohol-Related Problems the following Members on the part of the House: Representatives Seiberling, Wyden, Martin of North Carolina, and Benedict. Page 7170

Recording Studio: The Speaker appointed as members of the Committee on the House Recording Studio the following Members: Representatives Rose, Boggs, and Dornan of California. Page 7170

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Adjourned at 12:25 p.m.

Committee Meetings

FARM BILL

Committee on Agriculture: Subcommittee on Conservation, Credit and Rural Development approved for full Committee action the following bills: H.R. 3020, to insure necessary funds for the implementation of the Federal Crop Insurance Act of 1980; H.R. 2262, as amended, to further local and State efforts to conserve, protect, and enhance the Nation's soil, water, and related resources for a sustained agriculture; H.R. 2994, to further local and State efforts to address the continuing permanent conversion of agricultural land to nonagricultural uses; and H.R. 1113, to provide for a resource conservation and development in the Department of Agriculture.

FARM BILL

Committee on Agriculture: Subcommittee on Wheat, Soybeans and Feed Grains began markup of the 1981 farm bill.

COMMERCE–JUSTICE–STATE–THE JUDICIARY AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce-Justice-State-The Judiciary and Related Agencies held a hearing on Maritime Administration, Bureau of the Census and Economic and Statistical Analysis. Testimony was heard from the following officials of the Department of Commerce: Samuel B. Nemirow, Assistant Secretary for Maritime Affairs, Marine Administration; Daniel B. Levine, Acting Director, Bureau of the Census and William Cox, Acting Chief Economist for Economic and Statistical Analysis.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations held a hearing on Export-Import Bank. Testimony was heard from Margaret W. Kahliff, Director, Export-Import Bank of the United States.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Department of Energy: Conservation. Testimony was heard from Frank DeGeorge, Acting Assistant Secretary for Conservation, Department of Energy.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on U.S. Railway Administration/Conrail. Testimony was heard from L. Stanley Crane, Chairman, Board of Conrail; Stephen Berger, President, U.S. Railway Association, and Robert W. Blanchette, Administrator, Federal Railroad Administration, Department of Transportation.

INTELLIGENCE BRIEFING

Committee on Armed Services: Met in executive session to receive a classified intelligence briefing. The Committee was briefed by representatives of the Defense Intelligence Agency.

PROCUREMENT

Committee on Armed Services: Subcommittee on Military Installations and Facilities approved for full Committee action an amendment to H.R. 2970, to authorize appropriations for fiscal year 1982 for the Armed Forces for procurement of aircraft, missiles, naval vessels, tracked combat vehicles, torpedoes, and other weapons, for research, development, test, and evaluation, and for operation and maintenance, to prescribe the authorized personnel strength for each active duty component and the Selected Reserve of each Reserve component of the Armed Forces and for civilian personnel of the Department of Defense, to authorize the military training student loans.

AIR FORCE BUDGET

Committee on Armed Services: Subcommittee on Procurement and Military Nuclear Systems held a hearing on the fiscal year 1982 Air Force budget request. Testimony was heard from Lt. Gen. Kelly H. Burke, Deputy Chief of Staff for Research, Development and Acquisition, Department of the Air Force.

NAVAL SHIPYARD OVERHAULS

Committee on Armed Services: Subcommittee on Readiness and the Subcommittee on Seapower and Strategic and Critical Materials concluded a joint hearing on public and private naval shipyard overhauls. Testimony was heard from RAdm. James H. Webber, Vice Commander, Naval Sea Systems Command and RAdm. J. K. Nunneley, Director, Ships Maintenance and Modernization Division, Office of the Deputy Chief of Naval Operations (Logistics), both from the Department of the Navy.

DEFENSE AGENCIES BUDGET

Committee on Armed Services: Subcommittee on Research and Development held a hearing to review fiscal year 1982 Defense Agencies budget request for research, development, test and evaluation. Testimony was heard from James P. Wade, Acting Under Secretary of Defense for Research and Engineering; Mellville H. Klein, Acting Deputy Director for Research and Engineering, NSA; Dr. Jack Vorona, Assistant Vice Director for Scientific and Technical Intelligence, Defense Intelligence Agency; Lt. Gen. Harry A. Griffin, USA, Director, Defense Nuclear Agency; Lt. Gen. William J. Hilsman, USA, Director, Defense Communications Agency; and Maj. Gen. William L. Nicholson, III, USAF, Director, Defense Mapping Agency.

LEGISLATIVE RECOMMENDATIONS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development continued hearings on 1981 legislative recommendations with emphasis on the Administration's legislative recommendations regarding HUD operations and extensions for fiscal year 1982. Testimony was heard from Representatives Stangeland, Grisham and Stark; from the following Mayors: Dennis M. Lynch, Pawtucket, R.I.; Donald Fraser, Minneapolis, Minn.; Joe Riley, Charleston, S.C.; and Jonathan Howes, Chapel Hill, N.C., and public witnesses.

Hearings continue tomorrow.

IDA AND AFRICAN DEVELOPMENT BANK AUTHORIZATIONS

Committee on Banking, Finance and Urban Affairs: Subcommittee on International Development Institutions and Finance approved for full Committee action the following bills: H.R. 2612, as amended, to provide for continuing U.S. participation in the International Development Association, to provide for U.S. participation in the African Development Bank, and H.R. 2613, to provide for continuing participation by the United States in the International Bank for Reconstruction and Development.

FIRST BUDGET RESOLUTION

Committee on the Budget: Ordered reported the First Budget Resolution for fiscal year 1982.

DISTRICT OF COLUMBIA MEASURES

Committee on the District of Columbia: Subcommittee on Fiscal Affairs approved for full Committee action the following bills: H.R. 2818, to amend the District of Columbia Self-Government and Governmental Reorganization Act to extend the authority of the Mayor to accept certain interim loans from the United States and to extend the authority of the Secretary of the Treasury to make such loans, 10 a.m., 1310 Longworth and hearing and markup of H.R. 2819, to amend the District of Columbia Self-Government and Governmental Reorganization Act to increase the amount authorized to be appropriated as the annual Federal payment to the District of Columbia.

Prior to this action, the Subcommittee held a hearing on these measures. Testimony was heard from the following officials of the Government of the District of Columbia: Philip Dearborn, Financial Counselor to the Mayor and Stephen Reichenberg, Budget Director, District of Columbia Council.

ELEMENTARY SCHOOL GUIDANCE AND COUNSELING INCENTIVE ACT

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education held a hearing on H.R. 1598, Elementary School Guidance and Counseling Incentive Act. Testimony was heard from public witnesses.

OVERSIGHT

Committee on Education and Labor: Subcommittee on Labor Standards held an oversight hearing on the impact of compensation costs of reduced health standards. Testimony was heard from Ron Coene, Acting Director, National Institute for Occupational Safety and Health, Center for Disease Control, Department of Health and Human Services and public witnesses.

PRODUCT LIABILITY RISK RETENTION ACT

Committee on Energy and Commerce: Subcommittee on Commerce, Transportation, and Tourism held a hearing on H.R. 2120, Product Liability Risk Retention Act. Testimony was heard from public witnesses.

FOREIGN ASSISTANCE REQUESTS—EUROPE AND THE MIDDLE EAST

Committee on Foreign Affairs: Subcommittee on Europe and the Middle East approved for full Committee action recommendations on the fiscal year 1982 Foreign Assistance requests for Europe and the Middle East.

SECURITY ASSISTANCE

Committee on Foreign Affairs: Subcommittee on International Security and Scientific Affairs approved for full Committee action recommendations on fiscal year 1982 Security Assistance legislation.

AMERICAN FEDERALISM

Committee on Government Operations: Subcommittee on Intergovernmental Relations and Human Resources continued hearings on current condition of American federalism. Testimony was heard from public witnesses.

Hearings continue April 29.

NUCLEAR POWERPLANT OPERATING LICENSES

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment held an oversight hearing on nuclear powerplant operating licenses. Testimony was heard from Senator Hayakawa; the following officials of the Nuclear Regulatory Commission: Joseph M. Hendrie, Chairman and Peter Bradford, Commissioner; and public witnesses.

SS "POET"

Committee on Merchant Marine and Fisheries: Held a hearing on the disappearance of the SS *Poet.* Testimony was heard from the following officials of NOAA, Department of Commerce: Gerald A. Petersen, Associate Director, National Weather Service, Office of Meteorology and Oceanography; Paul A. Jacobs, Chief, Marine Weather Service Branch; Jerome W. Nickerson, Program Leader, Marine Observations; and N. Arthur Pore, Chief, Marine Techniques Branch; RAdm. Henry H. Bell, Chief, Merchant Marine Safety and RAdm. John D. Costello, Chief of Operations, both from the U.S. Coast Guard; Patricia A. Goldman, member, National Transportation Safety Board; Bruce A. McAllister, Deputy Assistant Secretary for Maritime Affairs, Department of Commerce and public witnesses.

DISASTER RELIEF ACT

Committee on Public Works and Transportation: Subcommittee on Water Resources held a hearing on extension of the authorization of the Disaster Relief Act of 1974 (including consideration of H.R. 2958 and H.R. 1726). Testimony was heard from Thomas T. Casey, Acting Director of Disaster Response and Recovery, Federal Emergency Management Agency and a public witness.

IN THE MATTER OF REPRESENTATIVE RAYMOND F. LEDERER

Committee on Standards of Official Conduct: Held a disciplinary hearing in the matter of Representative Raymond F. Lederer.

Will continue April 28.

OVERSIGHT

Committee on Veterans' Affairs: Subcommittee on Housing and Memorial Affairs held an oversight hearing on VA loan guaranty programs; H.R. 2038, to authorize the Administrator of Veterans' Affairs to guarantee loans of the purchase of single-family residential units in cooperative developments or projects; and H.R. 2039, to authorize the Administrator of Veterans' Affairs to guarantee home loans with provisions for variable payment plans. Testimony was heard from Albert W. Glass, Director, Loan Guarantee Service, VA; representatives of the VFW and other public witnesses.

INDUSTRIAL REVENUE BONDS

Committee on Ways and Means: Subcommittee on Oversight continued hearings on industrial revenue bonds. Testimony was heard from public witnesses.

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Friday, April 10, 1981

Senate

Chamber Action

Routine Proceedings, pages 7235–7302

Bills Introduced: Sixteen bills and three resolutions were introduced, as follows: S. 983–998, S.J. Res. 69–71.

Bills Reported: Reports were made as follows:

Page 7235

S. 195, granting a Federal charter to the United States Submarine Veterans of World War II. (S. Rept. No. 97–37).

S.J. Res. 60, requesting the President to designate the week of May 3 through May 9, 1981, as "National Physical Fitness and Sports for All Week".

H.J. Res. 155, requesting the President to designate the week of May 3 through May 10, 1981, as "Jewish Heritage Week".

S. 730, providing for the use of the funds of the Commodity Credit Corporation in implementing the Federal Crop Insurance Act of 1980, with an amendment in the nature of a substitute. (S. Rept. No. 97–38). Page 7235

Statements on Introduced Bills: Pages 7236–7286

Notices of Hearings: Page 7287

Additional Statements: Pages 7287–7292

Adjournment: Senate met at 9:30 a.m., in pro forma session, and adjourned at 9:31 a.m., in accordance with S. Con. Res. 17, until 12 noon, on Monday, April 27, 1981.

Committee Meetings

NOMINATION

Committee on Foreign Relations: Committee concluded hearings on the nomination of John J. Louis, Jr., of Illinois, to be U.S. Ambassador to the United Kingdom of Great Britain and Northern Ireland, after the nominee testified and answered questions in his own behalf.

79-059 O-85-8 (Pt. 26)

AUTHORIZATIONS—FOREIGN ASSISTANCE

Committee on Foreign Relations: Committee resumed hearings on proposed legislation authorizing funds for fiscal year 1982 for foreign assistance programs, receiving testimony in behalf of funds for assistance to Africa from Lannon Walker, Acting Assistant Secretary of State for Africa; W. Haven North, Assistant Administrator for Africa, Agency for International Development; and General Ernest Graves, Director, Defense Security Assistance Agency.

Hearings continue on Wednesday, April 22.

DEATH PENALTY

Committee on the Judiciary: Committee began hearings on S. 144, establishing criteria for the imposition of the death penalty for Federal crimes, receiving testimony from D. Lowell Jensen, Assistant Attorney General, Criminal Division, Department of Justice; David Robinson, George Washington University, and Ferris Lucas, National Sheriffs' Association, both of Washington, D.C.; and Roscoe Stovall, To Protect the Innocent, Indianapolis, Indiana.

Hearings continue on Monday, April 27.

COMMITTEE BUSINESS

Committee on the Judiciary: On Thursday, April 9, the committee approved for reporting the following measures:

S. 195, granting a Federal charter to the United States Submarine Veterans of World War II;

H.J. Res. 155, requesting the President to designate the week of May 3 through May 10, 1981, as "Jewish Heritage Week"; and

S.J. Res. 60, requesting the President to designate the week of May 33 through May 9, 1981, as "National Physical Fitnes and Sports for All Week."

AUTHORIZATIONS—HEALTH GRANTS

Committee on Labor and Human Resources: Committee concluded hearings on proposed legislation authorizing funds for fiscal year 1982 for health professions block grants and preventive health block grants after receiving testimony from North Carolina Governor James B. Hunt, Raleigh; William G. Anlyan, Duke University, Durham, North Carolina; Edyth Schoenrich, Johns Hopkins School of Hygiene and Public Health, Baltimore, Maryland; New York State Senator Hugh Farley, Albany, representing the National Conference of State Legislators; Allen Koplin, New Jersey Deputy Commissioner for Health, Trenton; John J. Dowling, Nassau County, New York Health Commissioner, representing the National Association of Counties, John Gunther, representing the National Conference of Mayors, and Michael Gorman, Citizens for Treatment of High Blood Pressure, both of Washington, D.C.; Fred E. Diaz, Florida Community Health Centers, Inc., West Palm Beach, Florida; Aaron Shirley, Jackson Hinds Comprehensive Health Center, Jackson, Mississippi; and Edmund Menkin, Project Return Foundation, New York City.

House of Representatives

Chamber Action

Bills Introduced: 31 public bills, H.R. 3210–3240; 2 private bills, H.R. 3241–3242; and 2 resolutions, H.J. Res. 233 and 234 were introduced. Pages 7323–7325

Bills Reported: Reports were filed as follows:

H.R. 2540, to authorize appropriations for the United States International Trade Commission, the United States Customs Service, and the Office of the United States Trade Representative for fiscal year 1982, amended (H. Rept. 97–21); and

H.R. 2330, to authorize appropriations to the Nuclear Regulatory Commission in accordance with section 261 of the Atomic Energy Act of 1954, as amended, and section 305 of the Energy Reorganization Act of 1974, as amended (H. Rept. 97–22). Page 7323

Subpena: Read a letter from the Clerk of the House wherein he informs the House, pursuant to rule 50, of a subpena served on him directing him to produce certain records relative to an action entitled United States of America vs. Joshue Eilberg. Page 7305

Legislative Program: The Majority Whip announced the legislative program for the week of April 27. Pages 7305–7306

District of Columbia Business: Agreed that District of Columbia business be in order on Tuesday, April 28. Page 7306

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of April 29. Page 7306

Resignations/Appointments: Agreed that notwithstanding any adjournment of the House until April 27, the Speaker be authorized to accept resigations, and make appointments to commissions, boards and committees as authorized by the House. Page 7306

Quorum Calls—Votes: No quorum calls or recorded votes developed during the proceedings of the House today.

Adjournment: Met at 11 a.m. and, pursuant to the provisions of S. Con. Res. 17, adjourned at 11:36 a.m. until noon on Monday, April 27.

Committee Meetings

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations heard testimony from Donald T. Regan, Secretary of the Treasury on U.S. Contributions to Multilateral Development Banks.

LEGISLATIVE RECOMMENDATIONS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development continued hearings on 1981 legislative recommen-

dations with emphasis on the Administration's legislative recommendations regarding HUD operations and extensions for fiscal year 1982. Testimony was heard from public witnesses.

Hearings continue April 13.

MISCELLANEOUS MEASURES

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment approved for full Committee action as amended the following bills: H.R. 1952, to authorize appropriations t o carry out conservation programs on military reservations and public lands during fiscal years 1982, 1983, and 1984; H.R. 1953, to authorize appropriation for the operations of the Office of Environmental Quality and the Council on Environmental Quality during fiscal years 1982, 1983, and 1984; and H.R. 3016, to give permanent effect to the provisions of the Fishermen's Protective Act of 1967 relating to the reimbursement of U.S. commercial fishermen for certain losses incurred incident to the seizure of their vessels by foreign nations.

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Monday, April 27, 1981

Senate

Chamber Action

Routine Proceedings, pages 7371–7471

Bills Introduced: Thirteen bills and five resolutions were introduced, as follows: S. 1004–1016, S.J. Res. 72, S. Con. Res. 18, and S. Res. 115–117.

Pages 7399–7400, 7445–7446, 7447–7448, 7462

Bills Reported: Reports were made during adjournment, on April 23, as follows:

S. 999, authorizing funds for fiscal years 1982, 1983, and 1984 for the U.S. Fire Administration. (S. Rept. No. 97–39).

Special Report on Legislative Activities of the Committee on Energy and Natural Resources .(S. Rept. No. 97–40).

S. 1000, authorizing funds through fiscal year 1983, and supplemental funds for fiscal year 1981 for the National Transportation Safety Board. (S. Rept. No. 97–41).

S. Res. 113, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 1000, listed above. Referred to the Committee on the Budget.

S. 1001, authorizing funds for fiscal year 1982 for the Earthquake Hazards Reduction program. (S. Rept. No. 97–42).

S. 1002, authorizing funds for fiscal year 1982 for the National Climate program. (S. Rept. No. 97–43).

S. 1003, authorizing funds for fiscal years 1982 and 1983 for implementation of Title III of the Marine Protection, Research and Sanctuaries Act. (S. Rept. No. 97–44).

S. 831, authorizing funds for fiscal year 1982 and supplemental funds for fiscal year 1981 for the U.S. Coast Guard, Department of Transportation, with an amendment in the nature of a substitute. (S. Rept. No. 97–45).

S. Res. 114, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 831, listed above. Referred to the Committee on the Budget.

S. Res. 107, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 786, authorizing funds for fiscal years 1981, 1982, and 1983 for the U.S. contribution to the International Development Association and providing for U.S. membership in the African Development Bank. Page 7399

Committee Meetings

Joint Session: Senate agreed to H. Con. Res. 116, providing for a joint session of the two Houses on Tuesday, April 28, 1981, at 9 p.m., to receive a message from the President of the United States. Pages 7388–7389

U.S. Submarine Veterans of World War II: Senate passed S. 195, granting a Federal charter to the United States Submarine Veterans of World War II.

Pages 7389–7391

National Physical Fitness and Sports for All Week: Senate passed S.J. Res. 60, requesting the President to designate the week of May 3 through May 9, 1981, as "National Physical Fitness and Sports for All Week." Page 7391

Jewish Heritage Week: Senate passed H.J. Res. 155, requesting the President to designate the week of May 3 throught May 10, 1981, as "Jewish Heritage Week."

Pages 7391–7392

Death of Representative Guyer: Senate agreed to S. Res. 117, relative to the death of Representative Tennyson Guyer, of Ohio. Pages 7462–7463

Appointments: The Chair, on behalf of the Vice President, appointed Senator Chafee to the Board of Visitors to the U.S. Coast Guard Academy, and announced on behalf of the Chairman of the Committee on Commerce, Science, and Transportation, the appointment of Senators Packwood and Stevens as members of the same Board of Visitors. Page 7381

The Chair, on behalf of the Vice President, appointed Senator Hawkins to the Board of Visitors to the U.S. Merchant Marine Academy, and announced on behalf of the Chairman of the Committee on Commerce, Science, and Transportation, the appointment of Senators Gorton and Inouye as members of the same Board of Visitors. Page 7381

The Chair, on behalf of the Vice President, appointed Senators Stevens Chairman, and Zorinsky Vice Chairman, to the Canada-United States Interparliamentary Conference, to be held in Halifax, Nova Scotia, May 22–26, 1981. Page 7381

The Chair, on behalf of the Vice President, appointed Senators Goldwater and Garn to the Board of Regents, Smithsonian Institution. Page 7397

Confirmations: Senate confirmed the following nominations:

Rudolph W. Giuliani, of New York, to be Associate Attorney General.

Lawrence J. Korb, of Virginia, to be Assistant Secretary of Defense.

One Army nomination in the rank of General.

Two Air Force nominations in the rank of General.

Routine list of Air Force nominations. Page 7471

Nominations: Senate received the following nominations during the adjournment of the Senate, on April 13:

Marc E. Leland, of California, to be a Deputy Under Secretary of the Treasury.

Kenneth L. Smith, of Oregon, to be an Assistant Secretary of the Interior.

A. James Barnes, of the District of Columbia, to be General Counsel of the Department of Agriculture.

Charles Z. Wick, of California, to be Director of the International Communication Agency.

Joan M. Clark, of New York, to be a Career Member of the Senior Foreign Service, Class of Minister-Counselor.

Five Air Force nominations in the rank of General.

Two Marine Corps nominations in the rank of General.

Two routine lists of Air Force nominations. Page 7463

Received April 17:

Five Army nominations in the rank of General.

Eight Air Force nominations in the rank of General.

Two routine lists of Navy nominations.

Routine list of Marine Corps nominations. Page 7464

Received April 22:

Ernest W. Lefever, of Maryland, to be Assistant Secretary of State for Human Rights and Humanitarian Affairs.

Robert D. Nesen, of California, to be Ambassador to Australia, and to serve concurrently as Ambassador to the Republic of Nauru.

Henry E. Catto, Jr., of Virginia, and Russell A. Rourke, of Maryland, each to be an Assistant Secretary of Defense.

Kenneth A. Gilles, of North Dakota, to be Administrator of the Federal Grain Inspection Service.

Sherman E. Unger, of Ohio, to be General Counsel of the Department of Commerce.

Gerald J. Mossinghoff, of Virginia, to be Commissioner of Patents and Trademarks.

Antonio Monroig, of Puerto Rico, to be an Assistant Secretary of Housing and Urban Development.

Joseph J. Tribble, of Georgia, to be an Assistant Secretary of Energy (Conservation and Renewable Energy).

Rosslee G. Douglas, of South Carolina, to be Director of the Office of Minority Economic Impact.

Vincent E. Reed, of the District of Columbia, to be Assistant Secretary for Elementary and Secondary Education.

Loren A. Smith, of Delaware, to be Chairman of the Administrative Conference of the United States.

Forty-four Navy nominations in the rank of Admiral.

Two Air Force nominations in the rank of General.

Routine list of Army nominations. Page 7466

Received April 23:

Edward E. Noble, of Oklahoma, to be Chairman of the Board of Directors of the U.S. Synthetic Fuels Corporation.

Lawrence J. Brady, of New Hampshire, Arlene Triplett, of Virginia, and Paul A. Vander Myde, of Virginia, each to be an Assistant Secretary of Commerce.

Richard D. DeLauer, of California, to be Under Secretary of Defense for Research and Engineering.

One Air Force nomination in the rank of General. Page 7471

Received today:

Robert G. Neumann, of California, to be Ambassador to the Kingdom of Saudi Arabia.

Frank W. Naylor, Jr., of California, to be Under Secretary of Agriculture for Small Community and Rural Development.

W. Kenneth Davis, of California, to be Deputy Secretary of Energy.

William C. Clohan, Jr., of West Virginia, to be Under Secretary of Education.

Daniel Oliver, of Connecticut, to be General Counsel, Department of Education.

Mark S. Fowler, of Virginia, to be a Member of the Federal Communications Commission.

Alex Kozinski, of California, to be Special Counsel of the Merit Systems Protection Board. Pages 7471, 7463–7471

PRESIDENTIAL MESSAGES: Senate received the following messages from the President during the adjournment:

On April 15:

(1) Transmitting the Eleventh Report of the U.S. Sinai Support Mission. Referred to the Committee on Foreign Relations. (PM–43).

On April 21:

(2) Withdrawing the Agreement Between the United States and Canada on East Coast Fishery Resources. Referred to the Committee on Foreign Relations.

Received today:

(3) Transmitting the Annual Report of the National Endowment for the Arts and National Council on the Arts for fiscal year 1980. Referred to the Committee on Labor and Human Resources. (PM–44).

(4) Transmitting the 15th Annual Report of the National Endowment for the Humanities for fiscal year 1980. Referred to the Committee on Labor and Human Resources. (PM–45).

(5) Reporting six revisions to previously transmitted rescission proposals. Referred jointly to the Committees on Appropriations, Budget, Agriculture, Nutrition, and Forestry, Energy and Natural Resources, Foreign Relations, Labor and Human Resources, Commerce, Science, and Transportation, and Environment and Public Works. (PM–46). Pages 7397–7398

Messages From the President: Pages 7397–7398
Messages From the House: Page 7398
Communications: Pages 7398–7399
Statements on Introduced Bills: Pages 7400–7445
Amendments Submitted For Printing: Pages 7448–7449
Notices of Hearings: Page 7449
Committee Authority To Meet: Page 7449
Additional Statements: Pages 7450–7461
Nominations: Pages 7463–7471
Confirmations: Page 7471

Recess: Senate met at 12 noon and recessed at 3:11 p.m., until 8 p.m., on Tuesday, April 28, 1981. (For Senate's program see remarks of Senator Baker in today's Record on pages 7463.)

Committee Meetings

FARM BILL

Committee on Agriculture, Nutrition, and Forestry: Committee began markup of S. 480, S. 884, S. 902, S. 943, and S. 994, bills providing price and income protection for farmers and to assure consumers of an abundance of food and fiber at reasonable prices, did not complete action thereon and will meet again tomorrow.

AUTHORIZATIONS—MILITARY PROCUREMENT

Committee on Armed Services: Committee, in closed session, began markup of S. 815, authorizing funds for fiscal year 1982 for military procurement programs of the Department of Defense, did not complete action thereon, and will meet again tomorrow.

AUTHORIZATIONS—NATIONAL SCIENCE FOUNDATION AND NASA

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology and Space concluded hearings on proposed legislation authorizing funds for fiscal year 1982 for the National Science Foundation, after receiving testimony from Delbert M. Shankel, University of Kansas, Lawrence; Izaak Wirszup, University of Chicago, Chicago, Illinois; Francis D. Fisher, Haverford College, Haverford, Pennsylvania; and F. James Rutherford, American Association for the Advancement of Science, and Albert C. Zettlemoyer, American Chemical Society, both of Washington, D.C.; and on proposed legislation authorizing funds for fiscal year 1982 for the National Aeronautics and Space Administration, after receiving testimony from Donald Hearth, Director, Langley Research Center, and Anthony J. Calio, Associate Administrator for Space and Terrestrial Applications, both of the National Aeronautics and Space Administration; F. C. E. Oder, Lockheed Missiles and Space Systems Company, Sunnyvale, California; Allan J. Rosenberg, General Electric Company, Philadelphia, Pennsylvania; and Mark K. Miller, Beoing Aerospace Company, Seattle, Washington.

EMERGENCY PLANNING/PREPAREDNESS

Committee on Environment and Public Health: Subcommittee on Nuclear Regulation held hearings on Federal, State and local radiological emergency response planning programs, receiving testimony from Joseph M. Hendrie, Chairman, and Victor Stello, Director, Office of Inspection and Enforcement, both of the Nuclear Regulatory Commission; John McConnell, Acting Director, John Dickey, Director, Radiological Emergency Preparedness Division, and George Jett, General Counsel, all of the Federal Emergency Management Agency; Joseph P. Hile, Acting Assistant Administrator for Regulatory Affairs, and James Benson, Deputy Director, Bureau of Radiological Health, both of the Food and Drug Administrator for Air, Noise, and Radiation, Environmental Protection Agency.

Hearings continue on Wednesday, April 29.

FAMILY FARMS AND BUSINESSES

Committee on Finance: Subcommittee on Oversight of the Internal Revenue Service concluded oversight hearings on recent IRS regulations under the Internal Revenue Code relating to family farms and other family businesses, after receiving testimony from Senators Melcher and Andrews; Roscoe L. Egger, Commissioner of Internal Revenue; John E. Chapoton, Assistant Secretary of the Treasury for Tax Policy; Dean Kleckner, Iowa Farm Bureau Federation, Des Moines, representing the American Farm Bureau Federation; Helen Timmerman, National Association of Wheat Growers, Ruth E. Kobell, National Farmers Union, Ann Bornstein, National Farmers Organization, and Susan McDowell, National Grange, all of Washington, D.C.; Kent Jones, North Dakota Commissioner of Agriculture, Bismarck; Robert Furleigh, Clear Lake, Iowa; Jay D. Luse, Duff Farm Management Service, Lebanon, Indiana; Philip D. Ridenour, Cimarron, Kansas; David J. Hutton, Hutton, Kennedy & Neaton, and Paul Hasbargen, University of Minnesota, both of Minneapolis: Neil E. Harl, Iowa State University, Ames; Bert Ely, Ely & Company, Roanoke, Virginia; and Howard Benedict, Hamden, Connecticut, representing the National Association of Realtors.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of Chester A. Crocker, of the District of Columbia, to be Assistant Secretary of State for African Affairs, John A. Burroughs, Jr., of Maryland, to be Ambassador to the Republic of Malawi, Arthur H. Woodruff, of Florida, to be Ambassador to the Central African Republic, and John Holdridge, of Maryland, to be Assistant Secretary of State for East Asia and Pacific Affairs, after the nominees testified and answered questions in their own behalf.

The committee will consider the nominations of Messrs. Crocker, Burroughs, and Woodruff on tomorrow.

SENIOR EXECUTIVE SERVICE/BONUS PROGRAM

Committee on Governmental Affairs: Committee concluded oversight hearings on the implementation of the Senior Executive Service bonus program, focusing on efforts to limit or to eliminate the program, after receiving testimony from Richard S. Schweiker, Secretary of Health and Human Services; Joseph R. Wright, Deputy Secretary of Commerce; Donald J. Devine, Director, Office of Personnel Management; Milton J. Socolar, Acting Comptroller General of the United States; and John Post, The Business Round Table, and G. Jerry Shaw, Senior Executives Association, both of Washington, D.C.

CAPITAL PUNISHMENT

Committee on the Judiciary: Committee held hearings on S. 114, establishing a rational criteria for the imposition of the sentence of death, receiving testimony from Senator Levin; Henry Schwartzchild, John Donohue, Covington & Burling, and Hugo Adam Bedau, Tufts University, Medford, Massachusetts, all on behalf of the American Civil Liberties Union; Most Reverend Ernest L. Unterkoefler, Charleston, South Carolina, on behalf of the United States Catholic Conference; and Norman Darwick, International Association of Chiefs of Police, Gaithersburg, Maryland.

Hearings continue on Friday, May 1.

SBA/CONTRACTING AWARDING PROCEDURES

Small Business Committee: Committee began oversight hearings to examine alleged abuses in contract award procedures at the Small Business Administration, receiving testimony from Michael Cardenas, Administrator, Donald R. Templeman, Deputy Administrator, and Paul Boucher, Inspector General-designate, all of the Small Business Administration; and William H. Mauk, Jr., McLean, Virginia, former Deputy Administrator of SBA.

Hearings continue tomorrow.

OLDER AMERICANS ACT

Special Committee on Aging: Committee concluded overhight hearings to examine the Administration's proposals concerning the reauthorization of the Older Americans Act, and to review existing programs under the Act, after receiving testimony from David A. Rust, Executive Director, White House Conference on Aging, Department of Health and Human Services; William J. McCormick, Deputy Director, Federal Personnel and Compensation Division, U.S. General Accounting Office; Robert B. Hudson, Brandeis University, Waltham, Massachusetts; Gorham L. Black, Pennsylvania Department of Aging, Harrisburg; Ray Scott, Arkansas Department of Health and Human Services, Little Rock; Edward Young and Gregory Kiproff, DEK-Electro, Inc., Fort Wayne, Indiana; Brother William Geenen, Senior Friendship Centers, Sarasota, Florida; and Frank P. Casula, representing the National Association of Counties, Inc., and Janet Zobel, National Urban League, Inc., both of Washington, D.C.

House of Representatives

Chamber Action

Bills Introduced: 21 public bills, H.R. 3243–3263; 2 private bills, H.R. 3264 and 3265; and 9 resolutions, H.J. Res. 235–237, H. Con. Res. 116–119, and H. Res. 128 and 129 were introduced. Pages 7513–7514

Bills Reported: H. Con. Res. 115, revising the congressional budget for the United States Government for the fiscal year 1981 and setting forth the congressional budget for the United States Government for the fiscal years 1982, 1983, and 1984 (H. Rept. 97–23, filed on April 16); and

H.R. 2643, to provide for the improvement of the Nation's airport and airway system (H. Rept. 97–24). Page 7513

Condolence Resolution: House agreed to H. Res. 128, expressing the condolences of the House on the death of Representative Guyer.

Subsequently, it was announced that on April 15, 1981, the Speaker appointed the following Members as a committee to attend the funeral of the late Representative Guyer: Representatives Latta, Michel, Ashbrook, Stanton of Ohio, Brown of Ohio, Miller of Ohio, Wylie, Stokes, Seiberling, Grandison, Kindness, Mottl, Luken, Applegate, Oakar, Pease, Hall of Ohio, Williams of Ohio, Eckart, McEwen, Shamansky, Weber of Ohio, Zablocki, Broomfield, Findley, Hammerschmidt, Myers, Gilman, Lagomarsino, Mineta, and Livingston. Page 7476

Joint Session: House agreed to H. Con. Res. 116, providing for a joint session of the two Houses on Tuesday, April 28, 1981, to receive a message from the President of the United States. Page 7476

Recess: It was made in order for the Chair to declare a recess at any time on Tuesday, April 28. Page 7476

Presidential Messages: Read the following messages from the President:

Budget rescission revisions: Message transmitting six revisions to previously transmitted rescission proposals—referred to the Committee on Appropriation and ordered printed (H. Doc. 97–47);

Sinai Support Mission: Message transmitting the eleventh report of the United States Sinai Support Mission—referred to the Committee on Foreign Affairs;

The Arts: Message transmitting the annual report of the National Endowment for the Arts and the National

Council of the Arts for fiscal year 1980—referred to the Committee on Education and Labor; and

The Humanities: Message transmitting the 15th annual report of the National Endowment for the Humanities for fiscal year 1980—referred to the Committee on Education and Labor. Page 7476

Referral: One Senate-passed measure was referred to the appropriate House committee. Page 7507

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 7515.

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at noon and, pursuant to the provisions of H. Res. 128, adjourned at 1:50 p.m. as a further mark of respect to the memory of the late Representative Guyer.

Committee Meetings

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Department of Energy: Economic Regulatory Administration. Testimony was heard from the following officials of the Economic Regulatory Administration, Department of Energy: Bart House, Acting Administrator; and George Breznay, Director of Hearings and Appeals.

LABOR-HHS AND EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS and Education held a hearing on Health Care Financing Administration. Testimony was heard from Carolyne Davis, Administrator, Health Care Financing Administration, Department of Health and Human Services.

DEFENSE PRODUCTION ACT REAUTHORIZATION

Committee on Banking, Finance and Urban Affairs: On April 15, the Subcommittee on Economic Stabilization held a hearing on H.R. 2903, to extend for 1 year the expiration date of the Defense Production Act of 1950. Testimony was heard from departmental witnesses.

LEGISLATIVE RECOMMENDATIONS

Committee on Banking, Finance and Urban Affairs: On April 15, Subcommittee on Housing and Community Development concluded hearings on 1981 legislative recommendations with emphasis on the Administration's legislative recommendations regarding HUD operations and extensions for fiscal year 1982. Testimony was heard from Representative Shamansky and public witnesses.

On April 13 and 14, the Subcommittee continued hearing testimony from Jean Levesque, mayor, Salem, Massachusetts, and public witnesses on April 13 and from public witnesses on April 14.

ROLE OF UTILITIES IN COGENERATION

Committee on Energy and Commerce: Subcommittee on Energy Conservation and Power held a hearing on the role of utilities in cogeneration and on the following bills: H.R. 2876, to amend the Federal Power Act and the Public Utility Regulatory Policies Act of 1978 to place electric utilities, including members of registered holding company systems, on the same basis as nonutilities with respect to encouraging their investment in cogeneration and small power production facilities; and H.R. 2992, Cogeneration and Small Power Production Dereguation Act of 1981. Testimony was heard from Representatives Alexander and Heftel and public witnesses.

CAPITAL FORMATION AND INDUSTRIAL POLICY

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing on the issues of capital formation and industrial policy. Testimony was heard from public witnesses.

Hearings continue April 29.

TRIS-TREATED FABRICS

Committee on Energy and Commerce: On April 15, the Subcommittee on Oversight and Investigations held a hearing on the use and distribution of tris-treated fabrics. Testimony was heard from Richard A. Gross, Executive Director, Consumer Product Safety Commission.

PASSIVE RESTRAINT STANDARD

Committee on Energy and Commerce: Subcommittee on Telecommunications, Consumer Protection, and Finance held a hearing on Federal Motor Vehicle Safety Standard 208, the passive restraint standard. Testimony was heard from Representative Coelho; Ray Peck, Jr., Administrator, National Highway Traffic Safety Administration, Department of Transportation and public witnesses.

Hearings continue April 30.

AFRICA

Committee on Foreign Affairs: Subcommittee on Africa approved for full Committee action recommendations for fiscal year 1982 for foreign assistance in Africa.

AID TO PAKISTAN

Committee on Foreign Affairs: Subcommittee on Asian and Pacific Affairs and the Subcommittee on International Economic Policy and Trade held a joint hearing on the Administration's Request for amendment of Section 669 of the Foreign Assistance Act to permit aid to Pakistan. Testimony was heard from the following officials of the Department of State: Jane Coon, Deputy Assistant Secretary, Bureau of Near Eastern and South

Asian Affairs and Leslie Brown, Deputy Director, Bureau of Political-Military Affairs.

EXPORT ADMINISTRATION ACT AUTHORIZATION

Committee on Foreign Affairs: On April 14, the Subcommittee on International Economic Policy and Trade held a hearing on the following bills: H.R. 3134, to authorize appropriations for the fiscal years 1982 and 1983 to carry out the purposes of the Export Administration Act of 1979; and H.R. 3135, to authorize appropriations for implementation of the Export Administration Act of 1979. Testimony was heard from Paul T. O'Day, Acting Under Secretary of Commerce for International Trade; Harry Kopp, Deputy Assistant Secretary of State for Economic and Business Affairs and Dr. Oles Lomacky, Director for Technology Trade, Office of the Under Secretary of Defense for Research and Engineering.

DEBT COLLECTION ACT

Committee on Government Operations: Subcommittee on Government Information and Individual Rights held a hearing on H.R. 2811, Debt Collection Act of 1981. Testimony was heard from Representative Jones of Oklahoma; Stuart E. Schiffer, Deputy Assistant Attorney General, Civil Division, Department of Justice; Kenneth J. Mighell, U.S. Attorney, Northern District of Texas (Dallas/Fort Worth); Dorothy L. Starbuck, Chief Benefits Director, VA; Edwin L. Harper, Deputy Director, OMB and a public witness.

NATIONAL HISTORICAL PUBLICATIONS AND RECORDS COMMISSION AUTHORIZATION

Committee on Goveranment Operations: Subcommittee on Government Information and Individual Rights held a hearing on H.R. 2979, to extend the authorization of appropriations for the National Historical Publications and Records Commission for fiscal years 1982 and 1983. Testimony was heard from Representative Brooks and public witnesses.

IRS ADMINISTRATION-WINDFALL PROFIT TAX

Committee on Government Operations: On April 13, the Subcommittee on Commerce, Consumer, and Monetary Affairs held a hearing on IRS administration of the windfall profit tax. Testimony was heard from Roscoe L. Egger, Jr., Commissioner, IRS, Department of the Treasury; William J. Anderson, Director, General Government Division, GAO and Doyle Frederick, Acting Director, Geological Survey, Department of the Interior.

GSA-MISMANAGEMENT

Committee on Government Operations: On April 13, the Subcommittee on Government Activities and Transportation held a hearing on a continuing saga of fraud, abuse and mismanagement within the GSA. Testimony was heard from the following officials of the General Services Administration: Herbert McCarthy, Commissioner, Federal Supply Service; A. R. Marshall, Commissioner, Public Buildings Service; Bertram Berube, Director, Acquisitions and Policy; Gerald McBride, Assistant Administrator, Acquisition Policy, William Paz, Assistant Administrator, Human Resources and Administration and Raymond Fontaine, Assistant Administrator, Management Policy and Budget.

CONSULAR FUNCTIONS

Committee on the Judiciary: On April 13, the Subcommittee on Immigration, Refugees, and International Law held an oversight hearing on Consular Functions of the Department of State. Testimony was heard from the following officials of the Department of State: Richard T. Kennedy, Undersecretary for Management; Robert L. Brown, Inspector General of the Department of State and Foreign Service; Ambassador Diego C. Asencio, Assistant Secretary for Consular Affairs; Karl D. Ackerman, Deputy Assistant Secretary for Security; Norbert J. Krieg, Deputy Assistant Secretary for Visa Services and James L. Ward, Acting Deputy Assistant Secretary for Overseas Citizens Services.

HISPANIC IMMIGRATION

Committee on Post Office and Civil Service: Subcommittee on Census and Population held a hearing on Hispanic Immigration and the Select Commission on Immigration's final report. Testimony was heard from George Hall, Associate Director for Demographic Fields, Bureau of the Census, Department of Commerce and public witnesses.

Hearings continue tomorrow.

PHARMACEUTICAL INNOVATION

Committee on Science and Technology: Subcommittee on Natural Resources, Agriculture Research and Environment and the Subcommittee on Investigations and Oversight held a hearing on Pharmaceutical Innovation: Promises and Problems. Testimony was heard from public witnesses.

HYPERTENSION RESEARCH

Committee on Science and Technology: On April 14, the Subcommittee on Investigations and Oversight concluded hearings on Hypertension Research. Testimony was heard from Virginia Knauer, Special Assistant to the President; William McMillan, Assistant Secretary for Marketing and Transportation and Dr. Donald Houston, Administrator, Food Safety Quality Services, both from the USDA; Dr. Mark Novitch, Acting Commissioner, FDA and Dr. Sanford Miller, Director, Bureau of Foods, FDA, both from the Department of Health and Human Services, and a public witness.

On April 13, the Subcommittee began hearings on this subject. Testimany was heard from Dr. Robert I. Levy, Director, National Heart, Lung and Blood Institute, NIH, Department of Health and Human Services and public witnesses.

Tuesday, April 28, 1981

Senate

Chamber Action

Routine Proceedings, pages 7568–7584

Bills Introduced: Six bills were introduced, as follows: S. 1017–1022. Page 7571

Joint Session: Senate met in joint session with the House of Representatives and was addressed by the President of the United States. Page 7584

Appointment: The Chair, on behalf of the Vice President, pursuant to Executive Order No. 12169, dated October 26, 1979, appointed Senator Dole to the United States Holocaust Memorial Council, in lieu of Senator Metzenbaum. Page 7569

Presidential Message: Senate r eceived a message from the President of the United States on The Economy, which was ordered to lie on the table. (PM–57)

Messages From the President: Page 7569
Statements on Introduced Bills: Pages 7571–7579
Notices of Hearings: Page 7579
Additional Statements: Pages 7579–7584

Recess: Senate met at 8 p.m., and recessed at 9:33 p.m., until 9 a.m., on Wednesday, April 29, 1981. (For Senate's program, see remarks of Senator Baker in today's Record on pages 7568–7569.)

Committee Meetings

FARM BILL

Committee on Agriculture, Nutrition, and Forestry: Committee continued mark up of S. 480, S. 884, S. 902, S. 943, and S. 994, bills providing price and income protection for farmers and to assure consumers of an abundance of food and fiber at reasonable prices, but did not complete action thereon and will meet again tomorrow.

APPROPRIATIONS—MULTILATERAL DEVELOPMENT BANKS

Committee on Appropriations: Subcommittee on Foreign Operations held hearings on proposed budget estimates for fiscal year 1982 for U.S. subscriptions and contributions to multilateral development banks, receiving testimony from Donald T. Regan, Secretary of the Treasury, and Thomas Dawson, Deputy Assistant Secretary of the Treasury for Developing Nations.

Subcommittee will meet again on Thursday, April 30.

APPROPRIATIONS—ARTS AND HUMANITIES

Committee on Appropriations: Subcommittee on the Interior and Related Agencies resumed hearings on proposed budget estimates for fiscal year 1982, receiving testimony in behalf of funds for their respective activities from Livingston L. Biddle, Jr., Chairman, National Endowment for the Arts; and Joseph Duffey, Chairman, National Endowment for the Humanities.

Subcommittee will meet again tomorrow.

AUTHORIZATIONS—MILITARY PROCUREMENT

Committee on Armed Services: Committee ordered favorably reported with amendments S. 815, authorizing funds for fiscal year 1982 for military procurement programs of the Department of Defense.

FEDERAL FINANCIAL REGULATORS

Committee on Banking, Housing, and Urban Affairs: Committee began oversight hearings to review major banking and consumer protection laws, focusing on Federal financial institution regulators, receiving testimony from Donald T. Regan, Secretary of the Treasury; Frederick H. Schultz, Vice Chairman, Board of Governors, Federal Reserve System; John G. Heimann, Comptroller of the Currency, Office of the Comptroller of the Currency; Irvine Sprague, Chairman, Federal Deposit Insurance Corporation; Richard T. Pratt, Chairman, Federal Home Loan Bank Board; and Lawrence Connell, Jr., Chairman, National Credit Union Administration Board.

Hearings continue on Wednesday, May 6.

FIRST CONCURRENT BUDGET RESOLUTION

Committee on the Budget: Committee ordered favorably reported an original resolution (S. Con. Res. 19) setting forth recommended levels of total budget outlays, Federal revenues, and new budget authority for fiscal years 1982, 1983, and 1984.

HAZARDOUS MATERIALS TRANSPORTATION

Committee on Commerce, Science, and Transportation: Subcommittee on Surface Transportation concluded hearings on S. 960, to encourage a greater effort in the prevention and response to transportation incidents involving hazardous materials, and to provide assistance to State and local governments in preventing and responding to such incidents, and on proposed legislation authorizing funds for the Hazardous Materials Transportation Act, the Natural Gas Pipeline Safety Act, and the Hazardous Liquid Pipeline Safety Act, after receiving testimony from Howard Dugoff, Administrator, Research and Special Programs Administration, and Lee Santman, Director, Materials Transportation Bureau, both of the Department of Transportation; Paul Rodgers, National Association of Regulatory Utility Commissioners, William H. Dempsey, Association of American Railroads, William G. Kahler, Hazardous Materials Advisory Council, Albert B. Rosenbaum III, National Tank Truck Carriers, and William E. Johns, American Trucking Associations, Inc., all of Washing-

ton, D.C.; New Hampshire State Representative Arnie Wight, Concord, on behalf of the National Conference of State Legislatures; and David Teeter, Puget Sound Council of Governments, Seattle, Washington.

HYDROELECTRIC POWERPLANTS

Committee on Energy and Natural Resources: Subcommittee on Water and Power concluded hearings on S. 306, authorizing funds for fiscal year 1982 for the construction, operation, and maintenance of specified hydroelectric powerplants at various existing water projects, and S. 875, providing for the construction of a hydroelectric generating plant at the Palo Verde Diversion Dam on the Colorado River, after receiving testimony from Senator Hayakawa; Representative Lewis; Donald Hodel, Under Secretary, and Robert Broadbent, Commissioner, and Clifford Barrett, Acting Deputy Commissioner, both of the Water and Power Resource Service, all of the Department of the Interior; and Dana Fisher and Virgil Jones, both of the Palo Verde Irrigation District, Blythe, California.

NOMINATIONS

Committee on Finance: Committee ordered favorably reported the nominations of Roger W. Mehle, Jr., of New York, to be Assistant to be Assistant Secretary of the Treasury for Domestic Finance, Marc E. Leland, of California, to be Deputy Under Secretary of the Treasury, Lionel H. Olmer, of Maryland, to be Under Secretary of Commerce for International Trade, Raymond J. Waldmann, of Maryland, to be Assistant Secretary of Commerce for International Economic Policy, John A. Svahn, of Maryland, to be Commissioner of Social Security, and Dorcas R. Hardy, of California, to be Assistant Secretary of Health and Human Services for Human Development Services.

Prior to this action, the committee concluded hearings on the nominations of Messrs. Waldman, Svahn, and Hardy, after nominees testified and answered questions in their own behalf.

BUSINESS MEETING

Committee on Foreign Relations: Committee ordered favorably reported the following business items:

S. Res. 115, relating to the collision of a United States submarine and a Japanese freighter; and

The nominations of Elliott Abrams, of the District of Columbia, to be Assistant Secretary of State for International Organization Affairs, John A. Gavin, of California, to be Ambassador to Mexico, John A. Burroughs, Jr., of Maryland, to be Ambassador to the Republic of Malawi, Arthur H. Woodruff, of Florida, to be Ambassador to the Central African Republic, John J. Louis, of Illinois, to be Ambassador to the United Kingdom and Northern Ireland, Leonore Annenberg, of Pennsylvania, for the rank of Ambassador during tenure of service as Chief of Protocol for the White House, Robert L. Brown, of Virginia, to be Inspector General for the Department of State and the Foreign Service, Loret M. Ruppe, of Michigan, to be Director of the Peace Corps, Robert D. Hormats, of Maryland, to be Assistant Secretary of State for Economic and Business Affairs, Myer Rashish, of the District of Columbia, to be Under Secretary of State for Economic Affairs, and Chester A. Crocker, of the District of Columbia, to be Assistant Secretary of State for African Affairs.

Prior to this action, the committee concluded hearings on the nomination of Ms. Ruppe, after the nominee, who was introduced by Senator Levin, testified and answered questions in her own behalf.

GOVERNMENT EFFICIENCY

Committee on Governmental Affairs: Committee began hearings on S. 10, providing for creation of a Commission to design a blueprint for improving governmental performance at the Federal level and throughout the intergovernmental system, receiving testimony from Representative Horton; Edwin Harper, Deputy Director, Office of Management and Budget; Milton J. Socolar, Acting Comptroller General, General Accounting Office; and George Esser, The National Academy of Public Administration, Washington, D.C.

Hearings continue on Wednesday, May 20.

DAVIS—BACON ACT

Committee on Labor and Human Resources: Subcommittee on Labor began oversight hearings on the implementation of the Davis-Bacon Act, receiving testimony from Lester A. Fettig, Springfield, Virginia, former Administrator, Office of Federal Procurement Policy, Office of Management and Budget; Robert A. Georgine, Building and Construction Trades Department, AFL–CIO, and Robert T. Thompson, Chamber of Commerce of the United States, both of Washington, D.C.; and Richard S. Pepper, Pepper Construction Co., Chicago, Illinois, representing The Associated General Contractors of America.

Hearings continue tomorrow.

SBA/CONTRACT AWARD PROCEDURES

Small Business Committee: Committee concluded open and closed oversight hearings to examine alleged abuses in contract award procedures at the Small Business Administration, after receiving testimony in open session from Michael Cardenas, Administrator, Roger Jones, Associate Administrator, Roger Smith, Director, Office of External Awards, Barry Shillito, Office of General Counsel, Dolores McElroy, Field Service Officer, and Stanley M. Linchuck, Acting Director, Office of Policy Analysis and Review Division, all of the Small Business Administration; and in closed session from Mr. Cardenas, and Paul Boucher, Inspector General-designate, and Joseph Maas, Assistant Administrator for Personnel, both of the Small Business Administration.

NOMINATION

Select Committee on Indian Affairs: Committee concluded hearings on the nomination of Kenneth L. Smith, of Oregon, to be an Assistant Secretary of the Interior, after the nominee, who was introduced by Senator Hatfield, testified and answered questions in his own behalf. Testimony was also received by Delbert Frank, Confederated Tribe of Warm Springs, Oregon; Yates, North Dakota; and Silas Whitman, Nez Perce Tribe, Lapwai, Idaho.

INTELLIGENCE BRIEFING

Select Committee on Intelligence: Committee met in closed session to receive a briefing on intelligence matters, made no announcements, and recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 27 public bills, H.R. 3266–3292; 5 private bills, H.R. 3293–3297; and 9 resolutions, H.J. Res. 238–245, and H. Res. 130 were introduced

Page 7607

Journal: By a yea-and-nay vote of 321 yeas to 7 nays with 4 voting "present", Roll No. 24, the House approved the Journal of Monday, April 27. Page 7585

New Member Sworn: Representative-elect Siljander presented himself in the Well of the House and was administered the oath of office by the Speaker.

Page 7587

Postsecondary Education Commission: The Speaker appointed as members of the Commission on National Development in Postsecondary Development the following Members on the part of the House: Representatives Biaggi and Coleman; and the following from private life: J. Donald Monan, David M. Bartley, Richard A. Fulton, Aubrey Lucas, John Corbally, and Martin Abegg. Page 7585

Subpena Duces Tecum: Read a letter from Representative Zablocki wherein he notifies the House he has been served with a subpena duces tecum in the matter of the United States of America v. Laurence John Dayton in the United States District Court for the Northern District of California. Page 7603

Recess: House recessed at 1:20 p.m. and reconvened at 8:44 p.m. Page 7604

President's Economic Message: Before a Joint session of Congress, President Reagan delivered his economic message. He was escorted to and from the House Chamber by a committee composed of Senators Baker, Stevens, Thurmond, McClure, Tower, Garn, Packwood, Robert C. Byrd, Cranston, Inouye, Mitchell, Metzenbaum, and Moynihan; and Representatives Wright, Foley, Long of Louisiana, Alexander, Edwards of California, Michel, Lott, Kemp, Rhodes, and Clausen.

The message was referred to the Committee of the Whole House on the State of the Union and ordered printed as a House document (H. Doc. 97–48).

Pages 7604–7606

Quorum Calls—Votes: There was one yea-and-nay vote that developed during the proceedings of the House today. There were no quorum calls.

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 7609.

Adjournment: Met at noon and adjourned at 9:34 p.m.

Committee Meetings

FOOD FOR PEACE

Committee on Agriculture: Subcommittee on Department Operations, Research and Foreign Agriculture approved for full Committee action language for the Food for Peace Program.

FARM BILL

Committee on Agriculture: Subcommittee on Domestic Marketing began markup of the 1981 farm bill.

Will continue tomorrow.

MISCELLANEOUS MEASURES

Committee on Agriculture: Subcommittee on Livestock, Dairy and Poultry approved for full Committee action the following legislation: H.R. 2401, as amended, Dairy Production Act of 1981 and legislation extending the National Wool Act for four years.

FARM BILL

Committee on Agriculture: Subcommittee on Wheat, Soybeans and Feedgrains began markup of the 1981 farm bill.

Will continue tomorrow.

COMMERCE-JUSTICE-STATE-THE JUDICIARY AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State, the Judiciary, and Related Agencies held a hearing on fiscal year 1981 supplementals, rescissions, and deferrals. Testimony was heard from Members of Congress and public witnesses.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations heard testimony from Alexander M. Haig, Jr., Secretary of State.

HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held a hearing on the Department of Housing and Urban Development. Testi-

mony was heard from the following officials of the Department of Housing and Urban Development: Samuel R. Pierce, Jr., Secretary and Donald Hovde, Under Secretary.

Will continue tomorrow.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on the Bureau of Indian Affairs. Testimony was heard from the following officials of the Department of the Interior: James F. Canan, Acting Deputy Assistant Secretary; Kenneth Payton, Acting Deputy Commissioner; Maurice W. Babby, Director of Administration; Earl Barlow, Director of Indian Education Programs; William L. Benjamin, Acting Director Trust Responsibilities; Theodore C. Krenzke, Director, Indian Services; Jack R. Ridley, Director, Tribal Resources Development and William D. Bettenberg, Director of Budget (Department) all from the Bureau of Indian Affairs.

Hearings continue tomorrow.

LABOR-HHS AND EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS and Education held a hearing on the Social Security Administration and on refugee assistance. Testimony was heard from Herbert R. Doggette, Jr., Acting Commissioner, Social Security Administration, Department of Health and Human Services and other departmental witnesses.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on the Office of the Secretary of Transportation. Testimony was heard from Darrell Trent, Deputy Secretary, Department of Transportation.

TREASURY-POSTAL SERVICE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury-Postal Service held a hearing on the Bureau of the Mint, Engraving and Printing. Testimony was heard from departmental witnesses.

INTELLIGENCE BRIEFING

Committee on Armed Services: Met in executive session to receive a classified intelligence briefing. The Committee was briefed by representatives of the Defense Intelligence Agency.

EXPORT-IMPORT BANK: DEPARTMENT OF THE TREASURY AUTHORIZATION

Committee on Banking, Finance and Urban Affairs: Subcommittee on International Trade, Investment, and Monetary Policy held a hearing on the Export-Import Bank, and on H.R. 3229, to authorize appropriations for the international affairs functions of the Department of the Treasury for fiscal years 1982 and 1983. Testimony was heard from Margaret W. Kahliff, Director, Export-Import Bank; Frank Conahan, Director, International Division, GAO; and from the following officials of the Department of the Treasury: Thomas Leddy, Acting Assistant Secretary for International Affairs and John Lange, Acting Deputy Assistant Secretary for International Affairs.

MISCELLANEOUS MEASURES

Committee on Education and Labor: Ordered reported as amended the following bills: H.R. 2318, to extend the authorization of appropriations for programs established in the Child Abuse Prevention and Treatment Act and in the Child Abuse Prevention and Treatment and Adoption Reform Act of 1978 and H.R. 2644, the Alcohol and Drug Abuse Education Act Amendments of 1981.

OSHA

Committee on Education and Labor: Subcommittee on Health and Safety continued oversight hearings on the Occupational Safety and Health Act (labeling standard). Testimony was heard from public witnesses.

Will continue May 5.

ECONOMIC OPPORTUNITY ACT AUTHORIZATION

Committee on Education and Labor: Subcommittee on Human Resources held a hearing on H.R. 3045, to amend the Economic Opportunity Act of 1964 to extend the authorizations of appropriations contained in such act. Testimony was heard from Representative Bingham; Warren Master, Acting Assistant Secretary for Human Development Services, Department of Health and Human Services; Roger Swartz, Acting General Counsel, Community Services Administration and public witnesses.

TOXIC SUBSTANCES CONTROL ACT AUTHORIZATION

Committee on Energy and Commerce: Subcommittee on Commerce, Transportation and Tourism held a hearing on the authorization of the Toxic Substances Control Act. Testimony was heard from public witnesses.

STRATEGIC PETROLEUM RESERVE

Committee on Energy and Commerce: Subcommittee on Fossil and Synthetic Fuels held a hearing to review proposals for off-budget or alternative financing of the Strategic Petroleum Reserve. Testimony was heard from Representative Wright and public witnesses.

PUBLIC BROADCASTING AMENDMENTS ACT; PUBLIC TELECOMMUNICATIONS ACT

Committee on Energy and Commerce: Subcommittee on Telecommunications, Consumer Protection and Finance held a hearing on H.R. 3238, Public Boardcasting

Amendments Act of 1981 and H.R. 2774, Public Telecommunications Act of 1981. Testimony was heard from public witnesses.

Hearings continue tomorrow.

INTERNATIONAL SECURITY AND DEVELOPMENT COOPERATION ACT

Committee on Foreign Affairs: Began markup of Title I of the International Security and Development Cooperation Act of 1981.

Prior to this action, the Committee heard Subcommittee's recommendations on this legislation.

Will continue tomorrow.

LATIN AMERICA

Committee on Foreign Affairs: Subcommittee on Inter-American Affairs held a hearing on Business Perspectives on Latin America. Testimony was heard from public witnesses.

EXPORT ADMINISTRATION ACT AUTHORIZATION

Committee on Foreign Affairs: Subcommittee on International Economic Policy and Trade approved for full Committee action as amended H.R. 3134, to authorize appropriations for fiscal years 1982 and 1983 to carry out the purposes of the Export Administration Act of 1979.

LEASING OF OFFSHORE PUBLIC LANDS

Committee on Government Operations: Subcommittee on Environment, Energy, and Natural Resources held a hearing on Department of Interior oversight: Leasing of offshore public lands for energy exploration and development. Testimony was heard from James G. Watt, Secretary of the Interior.

MISCELLANEOUS MEASURES

Committee on Government Operations: Subcommittee on Government Information and Individual Rights approved for full Committee action the following bills: H.R. 1957, as amended, International Communications Reorganization Act; H.R. 2590, amended, to amend the Privacy Act of 1974 to impose additional restrictions on the maintenance and disclosure of mailing lists by Government agencies; H.R. 2811, as amended, Debt Collection Act of 1981; and H.R. 2979, to extend the authorization of appropriations for the National Historical Publications and Records Commission for fiscal years 1982 and 1983.

COMMUNITY SERVICES ADMINISTRATION

Committee on Government Operations: Subcommittee on Manpower and Housing continued hearings on the dismantlement of the Community Services Administration. Testimony was heard from David A. Stockman, Director, Office of Management and Budget.

FEC BUDGET AUTHORIZATION

Committee on House Administration: Held a hearing on Federal Election Commission budget authorization. Testimony was heard from the following officials of the Federal Election Commission: John W. McGarry, Chairman, and Frank P. Reiche, Vice Chairman.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Contracts and Printing met and approved pending business.

PRETRIAL SERVICES ACT; DRUG ENFORCEMENT ADMINISTRATION

Committee on the Judiciary: Subcommittee on Crime approved for full Committee action as amended H.R. 2841, Pretrial Services Act of 1981.

The Subcommittee also met and considered Drug Enforcement Administration's provisions of the Department of Justice authorization.

IMMIGRATION AND NATURALIZATION SERVICE AUTHORIZATION

Committee on the Judiciary: Subcommittee on Immigration, Refugees, and International Law met to discuss Immigration and Naturalization Service portion of Department of Justice authorization.

COMMITTEE BUSINESS

Committee on Merchant Marine and Fisheries: Met to consider pending Committee business.

UN CONFERENCE ON THE LAW OF THE SEA

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography held a hearing on the Tenth Session of the United Nation's Conference on the Law of the Sea. Testimony was heard from the following officials of the Department of State: James L. Malone, Assistant Secretary Designate for Oceans and International Environmental and Scientific Affairs and Ted Kronmiller, Acting Assistant Secretary for Oceans and Fisheries Affairs.

PANAMA CANAL AUTHORIZATION

Committee on Merchant Marine and Fisheries: Subcommittee on Panama Canal/Outer Continental Shelf approved for full Committee action as amended H.R. 2596, Panama Canal Appropriations Authorization Act, Fiscal Year 1982.

Prior to this action, the Subcommittee held a hearing on this legislation. Testimony was heard from former Representative Robert Bauman.

HISPANIC IMMIGRATION

Committee on Post Office and Civil Service: Subcommittee on Census and Population continued hearings on Hispanic Immigration and the Select Commission on Immigration's final report. Testimony was heard from the following officials of the Department of State: John Eddy, Director, Office of Economic Policy, Bureau of Inter-American Affairs, and Cornelius D. Scully, Direc-

tor, Office of Legislation, Regulations, and Advisory Assistance, Visa Office, Bureau of Consular Affairs.

SURFACE TRANSPORTATION ASSISTANCE ACT

Committee on Public Works and Transportation: Subcommittee on Surface Transportation held a hearing on H.R. 3210, to amend the Surface Transportation Assistance Act of 1978 to establish obligation limitations for fiscal year 1982. Testimony was heard from Representative Rose; Drew Lewis, Secretary of Transportation and public witnesses.

Hearings continue tomorrow.

FEDERAL WATER POLLUTION CONTROL ACT AMENDMENTS

Committee on Public Works and Transportation: Subcommittee on Water Resources held a hearing on H.R. 2957, to amend the Federal Water Pollution Control Act to delete the limitation on the use of public treatment works grants for treating, storing, or conveying the flow of industrial users into treatment works. Testimony was heard from Representatives Young of Missouri, Solomon, and Panetta and public witnesses.

Hearings continue tomorrow.

FIRST BUDGET RESOLUTION

Committee on Rules: Heard testimony from Chairman Jones of Oklahoma and Representatives Alexander; Hefner; Stratton; Perkins; Dingell; Fauntroy; Mitchell; Fowler and Dannemeyer, but took no action on H. Con. Res. 115, revising the congressional budget for the United States Government for the fiscal year 1981 and setting forth the congressional budget for the United States Government for the fiscal year 1982, 1983, and 1984.

Will continue tomorrow.

MISCELLANEOUS MEASURES

Committee on Science and Technology: Ordered reported as amended H.R. 1520, to authorize appropriations for activities for the National Science Foundation for the fiscal year 1982.

The Committee also approved the introduction of a clean bill in lieu of H.R. 3263, to amend the Earthquake Hazards Reduction Act of 1977 and the Federal Fire Prevention and Control Act of 1974 to authorize the appropriation of funds to the Director of the Federal Emergency Management Agency to carry out the earthquake hazards reduction programs and the fire prevention and control program.

USDA's COMMODITY PROCUREMENT PROCESS

Committee on Small Business: Subcommittee on Export Opportunities and Special Small Business Problems held a hearing on the role of small business in the USDA's commodity procurement process. Testimony was heard from Representatives Ford of Michigan and Goodling and public witnesses.

Hearings continue tomorrow.

IN THE MATTER OF REPRESENTATIVE RAYMOND F. LEDERER

Committee on Standards of Official Conduct: Approved a motion to recommend expulsion in the matter of Representative Raymond F. Lederer.

MISCELLANEOUS MEASURES

Committee on Veterans' Affairs: Subcommittee on Hospitals and Health Care held a hearing on the following legislation: H.R. 2157, to expand the scope of a study required to be conducted by the Administrator of Veterans' Affairs concerning the effect on humans of exposure to the chemical known as agent orange; H.R. 2953, to authorize the Administrator of Veterans' Affairs to provide medical care to certain veterans who served in the Republic of Vietnam during the Vietnam era, to extend by 2 years the period during which Vietnam-era veterans may initially request psychological readjustment conseling; H.R. 2999, to amend title 38, United States Code, to extend authority to provide contract hospital care and medical services in Puerto Rico and the Virgin Islands; legislation to require minimum and maximum VA hospital bed levels; and legislation to authorize grants to the Republic of the Philippines Veterans Memorial Medical Center. Testimony was heard from Dr. John Moore, Deputy Director, National Toxicology Program, Department of Health and Human Services.

MEDICARE PROGRAM BUDGET CUTS

Committee on Ways and Means: Subcommittee on Health approved for full Committee action recommended spending reductions affecting the medicare program.

Will continue tomorrow.

SPENDING REDUCTIONS

Committee on Ways and Means: Subcommittee on Public Assistance and Unemployment Compensation began markup of Administration's proposed spending reductions.

Will continue tomorrow.

TRADE ADJUSTMENT ASSISTANCE LEGISLATION

Committee on Ways and Means: Subcommittee on Trade continued markup of Trade Adjustment Assistance legislation.

Will continue tomorrow.

OLDER AMERICANS ACT REAUTHORIZATION

Select Committee on Aging: Held a hearing on the reauthorization of the Older Americans Act. Testimony was heard from David Rust, Executive Director, White House Conference on Aging, Department of Health and Human Services; Albert Angrisani, Assistant Secretary of Labor for Employment and Training; and public witnesses.

Wednesday, April 29, 1981

Senate

Chamber Action

Routine Proceedings, pages 7674–7808

Bills Introduced: Thirty-one bills and four resolutions were introduced, as follows: S.1023–1053, and S.J. Res. 73–76.

Pages 7728–7729

Bills Reported: Reports were made as follows:

S. 648, authorizing funds for fiscal year 1982 for certain youth programs under the Comprehensive Employment Training Act (CETA). (S. Rept. No. 97–46).

S. Res. 115, relating to the collision of a United States submarine and a Japanese freighter.

Page 7726

Measures Passed:

Federal Fire Prevention and Control: Senate passed S. 999, authorizing funds for fiscal years 1982, 1983, and 1984 for the U.S. Fire Administration.

Page 7675

Earthquake Hazards Reduction: Senate passed S. 1001, authorizing funds for fiscal year 1982 for the Earthquake Hazards Reduction program.

Pages 7675–7676

Budget Waiver: Senate agreed to S. Res. 107, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 786, listed below.

Page 7691

International Development Association/African Development Bank: By 58 yeas to 32 nays, Senate passed S. 786, authorizing funds for fiscal years 1981, 1982, and 1983 for the U.S. contribution to the International Development Association, and providing for U.S. membership in the African Development Bank, after agreeing to the Committee amendment and further amendments proposed thereto as follows:

(1) DeConcini unprinted amendment No. 64, to reduce funding for the International Development Association by 25 percent.

Page 7696

(2) By 58 yeas to 33 nays, Percy-Pell unprinted amendment No. 65, to unprinted amendment No. 64, providing that no more than $540,000,000 shall be available in fiscal year 1981, and not more than $850,000,000 shall be available in fiscal year 1982. (Earlier by 30 yeas to 61 nays, Senate rejected a motion to table the amendment.)

Page 7699—Pages 7690–7710

U.S. Submarine and Japanese Freighter Collision: By unanimous vote of 92 yeas, Senate agreed to S. Res. 115, expressing profound regret for the loss of Japanese life and property, expressing sympathy to the families of those men who lost their lives, and assuring the Japanese people and their government that a complete investigation will be conducted and full explanation provided regarding the tragedy.

Pages 7712–7714

National Beta Sigma Pi Week: Senate passed S.J. Res. 75, authorizing and requesting the President to issue a proclamation designating the seven calendar days commencing with April 30 as "National Beta Sigma Pi Week."

Pages 7710–7711

Cash Discounts: Senate insisted on its amendment to H.R. 31, permitting merchants to offer unlimited discounts to cash-paying customers, and providing a three-year extension of law prohibiting merchants from penalizing credit card customers by imposing surcharges made by credit cards, agreed to the House request for a conference thereon, and appointed Senators Garn, Tower, Chafee, Williams, and Dodd solely for the consideration of all provisions of the Senate amendment with the exception of section 303 and modifications thereof committed to conference, and Senators Hatch, Quayle, Hawkins, Kennedy, and Metzenbaum solely for the consideration of section 303 of the Senate amendment and modifications thereof committed to conference, as conferees on the part of the Senate.

Page 7689

Treaty Approved: By unanimous vote of 91 yeas, two-thirds of the Senators present and voting in the affirmative, Senate agreed to the resolution of ratification of the Maritime Boundary Settlement Treaty with Canada, Ex.U. (96th Cong., 1st sess.).

Pages 7678–7689

Pauken and Ruppe Nominations/Agreement: Senate reached agreement on the consideration of the nomination of Thomas W. Pauken, of Texas, to be Director of the ACTION Agency, and the nomination of Loret M. Ruppe, of Michigan, to be Director of the Peace Corps, for Thursday, May 7.

Pages 7695–7696

Authority To Receive Messages: The Secretary of the Senate was authorized to receive and appropriately refer messages from the President of the United States and the House of Representatives during the recess of the Senate over until Thursday, April 30, and Monday, May 4, 1981.

Page 7711

Authority To Sign Measures: The President of the Senate, the President pro tempore, and the acting President pro tempore were authorized to sign duly enrolled bills and joint resolutions during the recess of the Senate over until Thursday, April 30, and Monday, May 4, 1981.

Page 7711

Authority for Bills, Resolutions, and Statements: Senators were authorized to introduce bills and resolutions, and submit statements for the RECORD on Thursday, April 30, between 9 a.m. and 4 p.m.

Page 7711

Authority for Committees To File: All committees were authorized to file reports on Thursday, April 30, from 9 a.m. to 4 p.m.

The Committee on the Budget was authorized to file reports until 7 p.m., on Friday, May 1.

Page 7711

Vice Presidential Appointments: The Chair, on behalf of the Vice President, appointed Senators Percy and Roth to the President's Export Council.

Page 7710

Nominations: Senate received the following nominations:

Jonathan C. Rose, of Virginia, to be an Assistant Attorney General.

Robert J. Rubin, of Massachusetts, to be an Assistant Secretary of Health and Human Services.

Stephen J. Bollinger, of Ohio, to be an Assistant Secretary of Housing and Urban Development.

James R. Harris, of Indiana, to be Director of the Office of Surface Mining Reclamation and Enforcement.

Winifred A. Pizzano, of Virginia, to be Deputy Director of the ACTION Agency.

Routine list of Air Force nominations.

Pages 7808–7811

Treaty Received: The injunction of secrecy was removed from the Tax Convention with the British Virgin Islands (Treaty Document No. 97–6). The Convention (transmitted to the Senate on April 27) was considered as having been read the first time, referred, with accompanying papers, to the Committee on Foreign Relations and ordered to be printed.

Page 7808

Messages From the House: Page 7726

Communications: Page 7726

Statements on Introduced Bills: Pages 7729–7783

Notices of Hearings: Page 7786

Committee Authority To Meet: Page 7786

Additional Statements: Pages 7787–7808

Nominations: Pages 7808–7811

Record Votes: Four record votes were taken today (Total—88).

Pages 7689, 7701, 7702, 7809, 7814

Recess: Senate met at 9 a.m., and recessed at 4:37 p.m., until 11 a.m. on Thursday, April 30, 1981, for a pro forma session. (For Senate's program see remarks of Senator Baker in today's RECORD on pages 7689–7690).

Committee Meetings

FARM BILL

Committee on Agriculture, Nutrition, and Forestry: Committee continued mark up of S. 480, S. 884, S. 902, S. 943, and S. 994, bills providing price and income protection for farmers and to assure consumers of an abundance of food and fiber at reasonable prices, did not complete action thereon, and will meet again tomorrow.

CONSUMERS' PROGRAMS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held hearings on proposed budget estimates for fiscal year 1982, receiving testimony in behalf of funds for their respective activities from Stuart M. Statler, Acting Chairman, U.S. Consumer Product Safety Commission; and Frank Sollars, Chairman of the Board, and Carol Greenwald, President, both of the National Consumer Cooperative Bank.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—SBA/MARITIME COMMISSION/COMMISSION ON SECURITY IN EUROPE

Committee on Appropriations: Subcommittee on State, Justice, Commerce, and the Judiciary resumed hearings on proposed budget estimates for fiscal year 1982, receiving testimony in behalf of funds for their respective activities from Michael Cardenas, Administrator, Small Business Administration; Leslie L. Kanuk, Acting Chairman, Federal Maritime Commission; and Representative Fascell, Chairman, Commission on Security and Cooperation in Europe.

Subcommittee will meet again on Friday, May 1.

APPROPRIATIONS—ENERGY PROGRAMS

Committee on Appropriations: Subcommittee on the Interior and Related Agencies held hearings on proposed budget estimates for fiscal year 1982, receiving testimony in behalf of funds for conservation and solar energy programs of the Department of Energy from Frank DeGeorge, Acting Assistant Secretary of Energy for Conservation and Renewable Energy, who was accompanied by several of his associates.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—TREASURY/POSTAL/GENERAL GOVERNMENT

Committee on Appropriations: Subcommittee on the Treasury, Postal Service, and General Government concluded hearings on proposed budget estimates for fiscal year 1982 for the Department of the Treasury, the U.S. Postal Service, and general Govern-

ment programs, after receiving testimony from numerous public witnesses.

NOMINATIONS

Committee on Armed Services: Committee approved for reporting the nominations of Russell A. Rourke, of Maryland, to be Assistant Secretary of Defense for Legislative Affairs, and Henry E. Catto, Jr., of Virginia, to be Assistant Secretary of Defense for Public Affairs.

Prior to this action, the committee concluded hearings on the nominations of Messrs. Rourke and Catto, after the nominees testified and answered in their own behalf.

BUSINESS MEETING

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported the following measures:

An original bill authorizing $555,000 for fiscal year 1982 for the National Advisory Committee on Oceans and Atmosphere;

S. 1017, authorizing $502.5 million for fiscal year 1982 for certain maritime programs of the Department of Commerce;

S. 720, authorizing additional funds for the Corporation for Public Broadcasting, with an amendment in the nature of a substitute. (As approved by the committee, the bill authorizes $110 million for fiscal year 1984, and $100 million for each of fiscal years 1985 and 1986);

An original bill authorizing $613 million for fiscal year 1982 and $532 million for fiscal year 1983 for Amtrak;

S. 896, designating the control tower at Memphis International Airport, Tennessee, as the "Omlie Tower";

S. 508, authorizing funds for airport and airway system development programs, with an amendment in the nature of a substitute. (As approved by the committee the bill authorizes $1,190,000,000 in supplemental funds for fiscal year 1981, $1,295,000,000 for fiscal year 1982, $1,450,000,000 for fiscal year 1983, $1,555,000,000 for fiscal year 1984, and $1,760,000,000 for fiscal year 1985, and authorizes new spending authority of $450 million in each of fiscal years 1981 through 1985); and

An original resolution waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of the supplemental funds for fiscal year 1981 as contained in S. 508, listed above.

NOMINATIONS

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nominations of Arlene Triplett, of Virginia, to be Assistant Secretary of Commerce for Administration, and Paul Vander Myde, of Virginia, to be Assistant Secretary of Commerce for Congressional Affairs, after the nominees, who were introduced by Senator Warner, testified and answered questions in their own behalf.

AUTHORIZATIONS—DEPARTMENT OF ENERGY

Committee on Energy and Natural Resources: Subcommittee on Energy Research and Development resumed hearings on proposed legislation authorizing funds for fiscal year 1982 for the Department of Energy, focusing on magnetic fusion and basic energy programs, receiving testimony from Doug Pewitt, Acting Director, Office of Energy Research, Richard L. Schriever, Deputy Director, Office of Inertial Fusion Defense Programs, and Thomas H. Isaacs, Deputy Director, Office of Safeguards and Security Defense Programs, all of the Department of Energy.

Hearings continue tomorrow.

EMERGENCY PLANNING PREPAREDNESS

Committee on Environment and Public Works: Subcommittee on Nuclear Regulation concluded hearings on Federal, State, and local radiological emergency response planning programs, after receiving testimony from Joseph M. Hendrie, Chairman, and R. B. Minogue, Director, and D. Ross, Deputy Director, both of the Office of Nuclear Regulatory Research, all of the Nuclear Regulatory Commission; and J. Carson Mark, Chairman Advisory Committee on Reactor Safeguards.

AUTHORIZATIONS—FEDERAL-AID HIGHWAY

Committee on Environment and Public Works: Subcommittee on Transportation held hearings on S. 841, authorizing funds through fiscal year 1986 for the construction and safety of Federal highways, and on other related measures, receiving testimony from Drew Lewis, Secretary of Transportation, and Ray Barnhart, Administrator, and Les Lamm, Executive Director, both of the Federal Highway Administration; District of Columbia Mayor Marion S. Barry, Jr., representing the U.S. Conference of Mayors; Daniel T. Murphy, Oakland County, Michigan, representing the National Association of Counties; Ruth Keeton, Howard County, Maryland, representing the National Association of Regional Councils; Ernest Geissler, Olympia, Washington, representing the National Association of County Engineers; and Thomas M. Downs, D.C. Department of Transportation, and Philip W. Haseltine, National Association of Governor's Highway Safety Representatives, both of Washington, D.C.

Hearings continue tomorrow.

SPENDING REDUCTIONS

Committee on Finance: Committee began markup of numerous spending reduction proposals, did not complete action thereon, and will meet again tomorrow.

NOMINATION

Committee on Foreign Relations: Committee concluded hearings on the nomination of Lawrence S. Eagleburger, of Florida, to be Assistant Secretary of State for European Affairs, after the nominee, who was introduced by Senator Warner, testified and answered questions in his own behalf.

AUTHORIZATIONS—PEACE CORPS

Committee on Foreign Relations: Committee concluded hearings on S.848, authorizing funds for fiscal year 1982 for the Peace Corps, after receiving testimony from William G. Sykes, acting Director, Peace Corps; and Gregory M. Flakus, The National Council of Returned Peace Corps Volunteers, Washington, D.C.

NINE-DIGIT ZIP CODE

Committee on Governmental Affairs: Subcommittee on Civil Service, Post Office, and General Services concluded hearings on S.J. Res. 11, S.539, and S.678, proposals to expand the present ZIP code system to a 9-digit ZIP code, after receiving testimony from William F. Bolger, Postmaster General; and James Anderson, Fingerhut Corporation, St. Cloud, Minnesota.

COPYRIGHT ACT

Committee on the Judiciary: Committee held oversight hearings on the implementation of the Copyright Act of 1976, focusing on provisions dealing with secondary transmissions by cable television and the compulsory license system, receiving testimony from; David Ladd, Register of Copyrights, and Assistant Librarian of Congress for Copyright Services; Thomas C. Brennan, Commissioner, Copyright Royalty Tribunal; Charles D. Ferris, Mintz, Levin, Cohen, Ferris, Glovsky and Popeo, and Barbara Ringer, Spencer and Kaye, both of Washington, D.C.; and Henry Geller, Duke University, Durham, North Carolina.

Hearings were recessed subject to call.

NOMINATION

Committee on Labor and Human Resources: Committee concluded hearings on the nomination of Edward N. Brandt, Jr., of Texas, to be an Assistant Secretary of Health and Human Services, after the nominee testified and answered questions in his own behalf.

DAVIS-BACON ACT

Committee on Labor and Human Resources: Subcommittee on Labor concluded oversight hearings on the implementation of the Davis-Bacon Act, after receiving testimony from Walter Williams, George Mason University, Fairfax, Virginia; Richard Ward, Oklahoma Department of Transportation, and James L. Lockett, Oklahoma Farm Bureau, representing the American Farm Bureau Federation, both of Oklahoma City; Renault Robinson, Chicago Housing Authority, Chicago, Illinois; Hubert L. Harris, Washington, D.C., and Michael Callas, Callas Contractors, Hagerstown, Maryland, both representing the Associated Builders and Contractors, Inc.; and Stanley M. Taube, National Apartment Association, and Fred Napolitano, National Association of Home Builders, both of Washington, D.C.

House of Representatives

Chamber Action

Bills Introduced: 17 public bills, H.R. 3298–3314; 3 private bills, H.R. 3315–3317; and 6 resolutions, H. Con. Res. 120 and 121, and H. Res. 131–134 were introduced.

Pages 7825–7826

Report Filed: One report was filed as follows: H. Res. 134, providing for the consideration of H. Con. Res. 115, revising the congressional budget for the United States Government for the fiscal year 1981 and setting forth the congressional budget for the United States Government for the fiscal years 1982, 1983, and 1984. (H. Rept. 97–26).

Page 7825

Late Report: Committee on Rules received permission to have until midnight tonight to file a report on H. Con. Res. 115, revising the congressional budget for the United States Government for the fiscal year 1981 and setting forth the congressional budget for the United States Government for the fiscal years 1982, 1983, and 1984.

Page 7812

Budget Amendments: It was made in order for Members to have until 6 p.m. tonight to insert in the Congressional Record amendments to H. Con. Res. 115, revising the congressional budget for the United States Government for the fiscal year 1981 and setting forth the congressional budget for the United States Government for the fiscal years 1982, 1983, and 1984.

Page 7812

Committee Elections: House agreed to H. Res. 131, electing Representative Holt to the Committee on the District of Columbia, Representative Molinari to the Committee on Small Business, Representative Bereuter to the Committee on Banking, Finance and Urban Affairs, and Representative Siljan-

der to the Committee on Small Business and the Committee on Veterans' Affairs.

Earlier, read a letter from Representative Bereuter wherein he resigned as a member of the Committee on Small Business and the Select Committee on Aging.

Page 7815

Resignation of Member: Read a letter from Representative Lederer wherein he resigns as a Member of the 97th Congress effective at the adjournment of the House on Tuesday, May 5, 1981.

Page 7825

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 7821

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 7840.

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at 3 p.m. and adjourned at 3:29 p.m.

Committee Meetings

FARM BILL

Committee on Agriculture: Subcommittee on Domestic Marketing, Consumer Relations and Nutrition continued markup of the 1981 farm bill.

Will continue tomorrow.

FARM BILL

Committee on Agriculture: Subcommittee on Wheat, Soybeans and Feedgrains continued markup of the 1981 farm bill.

Will continue tomorrow.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations held a hearing on El Salvador Reprogramming. Testimony was heard from James L. Buckley, Under Secretary of State for Security Assistance Science and Technology.

HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies continued hearings on the Department of Housing and Urban Development. Testimony was heard from Donald Hovde, Under Secretary, Department of Housing and Urban Development.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior continued hearings on the Bureau of Indian Affairs. Testimony was heard from James F. Canan, Acting Deputy Assistant Secretary and other representatives of the Department of the Interior.

LABOR-HHS AND EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS, and Education held a hearing on Assistant Secretary for Human Development Services and on Departmental Management. Testimony was heard from the following officials of the Department of Health and Human Services: Warren Master, Acting Assistant Secretary for Human Development Services and Alair Townsend, Assistant Secretary for Management.

TREASURY-POSTAL SERVICE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury-Postal Service held a hearing on Bureau of Alcohol, Tobacco and Firearms and Federal Law Enforcement Training Center. Testimony was heard from the following officials of the Department of the Treasury: John P. Simpson, Acting Assistant Secretary for Enforcement and Operations; G. R. Dickerson, Director, Bureau of Alcohol, Tobacco and Firearms and Arthur F. Brandstatter, Director, Federal Law Enforcement Training Center.

MX MISSILE SYSTEM

Committee on Armed Services: Subcommittee on Military Installations and Facilities held a hearing on the MX missile system. Testimony was heard from the following representatives of the U.S. Air Force: Brig. Gen. James P. McCarthy, Special Assistant for MX Matters and Brig. Gen. Clifton D. Wright, Deputy Director of Engineering and Services.

DOD AUTHORIZATION

Committee on Armed Services: Subcommittee on Military Personnel and Compensation approved for full Committee action as amended Titles IV–VII of H.R. 2970, Department of Defense Authorization Act of 1982.

AIR FORCE BUDGET; JOINT CRUISE MISSILE PROJECT

Committee on Armed Services: Subcommittee on Procurement and Military Nuclear Systems held a hearing on the fiscal year 1982 Air Force budget request and the Joint Cruise Missile Project. Testimony was heard from Maj. Gen. James R. Brickel, Assistant Deputy Chief of Staff for Research, Development and Acquisition, Department of the Air Force; RAdm. Donald P. Roane, Director, Surface Combatant Systems, Office of the Chief of Naval Operations, Department of the Navy and RAdm. Walter

M. Locke, Director, Joint Cruise Missile Project Office, Naval Materiel Command.

The Subcommittee also heard testimony from the Naval Reserve Association.

CONTRACTING PROCEDURES

Committee on Armed Services: Subcommittee on Readiness held a hearing on H.R. 745, to amend title 10, United States Code, to establish a policy for improved and more flexible contracting procedures for the Department of Defense, and to allow the Department of Defense to use multiyear procurement contracts under less restrictive conditions. Testimony was heard from Frank C. Carlucci, Deputy Secretary of Defense.

NAVAL RESERVE

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials held a hearing on the Naval Reserve surface force levels. Testimony was heard from VAdm. William H. Rowden, Deputy Chief of Naval Operations for Surface Warfare, Department of the Navy and representatives of various reserve associations.

FEDERAL FINANCING BANK

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization held a hearing on the Federal Financing Bank. Testimony was heard from Alice M. Rivlin, Director, Congressional Budget Office.

Hearings continue tomorrow.

COMMUNITY DEVELOPMENT BLOCK GRANT; URBAN DEVELOPMENT ACTION GRANT PROGRAMS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development held a hearing on recommendations to revise the Community Development Block Grant and the Urban Development Action Grant Programs. Testimony was heard from Samuel R. Pierce, Jr., Secretary, Housing and Urban Development.

OVERSIGHT

Committee on Education and Labor: Concluded oversight hearings on the effects of cutbacks proposed by the Administration. Testimony was heard from David A. Stockman, Director, Office of Management and Budget.

OLDER AMERICANS ACT AUTHORIZATION

Committee on Education and Labor: Subcommittee on Human Resources hald a hearing on H.R. 3046, to amend the Older Americans Act of 1965 to extend the authorizations of appropriations contained in such act. Testimony was heard from Representative Harkin; David Rust, Special Assistant to the Secretary, Department of Health and Human Services; Rev. Msgr. Charles Fahey, Chairman, Federal Council on Aging and public witnesses.

SMALL BUSINESS AND MINORITY PROBLEMS

Committee on Education and Labor: Subcommittee on Labor Standards and the Subcommittee on SBA and SBIC Authority, Minority Enterprise and General Small Business Problems of the Committee on Small Business held a joint hearing on small business and minority problems. Testimony was heard from public witnesses.

HEALTH MAINTENANCE ORGANIZATION REAUTHORIZATION

Committee on Energy and Commerce: Subcommittee on Health and the Environment approved for full Committee action clean bills to be introduced in lieu of the following: H.R. 2480, the Health Maintenance Organization Amendments of 1981 and H.R. 2508, to amend titles XVIII and XIX of the Social Security Act with respect to payments to health maintenance organizations.

CAPITAL FORMATION AND INDUSTRIAL POLICY

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations continued hearings on the issues of capital formation and industrial policy. Testimony was heard from Robert A. Reich, Director, Office of Policy Planning, FTC and public witnesses.

PUBLIC BROADCASTING AMENDMENTS ACT; PUBLIC TELECOMMUNICATIONS ACT

Committee on Energy and Commerce: Subcommittee on Telecommunications, Consumer Protection and Finance continued hearings on H.R. 3238, Public Broadcasting Amendments Act of 1981 and H.R. 2774, Public Telecommunications Act of 1981. Testimony was heard from Dale Hatfield, Acting Assistant Secretary of Commerce, National Telecommunications and Information Administration and public witnesses.

TELECOMMUNICATIONS INDUSTRY

Committee on Energy and Commerce: Subcommittee on Telecommunications, Consumer Protection and Finance held a hearing on Telecommunications Industry and World Trade; Foreign Plans and Targeting of Markets. Testimony was heard from Geza Feketekuty, Assistant U.S. Trade Representative for Policy Development and public witnesses.

LAW OF THE SEA CONFERENCE

Committee on Foreign Affairs: Held a hearing on the status of the U.S. participation in the Law of the Sea Conference negotiations. Testimony was heard from James Malone, Head of the U.S. Delegation to the 10th Session of the Law of the Sea Conference.

INTERNATIONAL SECURITY AND DEVELOPMENT COOPERATION ACT

Committee on Foreign Affairs: Continued markup of the International Security and Development Cooperation Act of 1981.

Will continue tomorrow.

AMERICAN FEDERALISM

Committee on Government Operations: Subcommittee on Intergovernmental Relations and Human Resources continued hearings on current condition of American federalism. Testimony was heard from public witnesses.

Hearings continue tomorrow.

SBA

Committee on Government Operations: Subcommittee on Legislation and National Security held a hearing on the impact of the Small Business Administration's Section 8(a) program on Federal ADP procurements. Testimony was heard from departmental witnesses.

FEDERAL EMPLOYEES COMPENSATION ACT

Committee on Government Operations: Subcommittee on Manpower and Housing held a hearing on investigation of the Federal Employees Compensation Act. Testimony was heard from public witnesses.

Hearings continue May 6.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Personnel and Policy met and considered pending business concerning the Office of the Clerk, the Office of the Doorkeeper and the Office of the Postmaster.

U.S. VIRGIN ISLANDS CONSTITUTION

Committee on Interior and Insular Affairs: Ordered reported H.J. Res. 238, to approve a Constitution for the United States Virgin Islands.

REGULATORY PROCEDURE ACT

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations held a hearing on H.R. 746, Regulatory Procedure Act of 1981 and companion measures. Testimony was heard from public witnesses.

Hearings continue tomorrow.

LEGAL SERVICES CORPORATION REAUTHORIZATION

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice began markup of H.R. 2506, to authorize appropriations for the Legal Services Corporation for fiscal years 1982, 1983, and 1984.

Will continue May 4.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Monopolies and Commercial Law held an oversight hearing on Antitrust Division of the Department of Justice. Testimony was heard from William F. Baxter, Assistant Attorney General for Antitrust, Department of Justice.

AIRPORT AND AIRWAY IMPROVEMENT ACT

Committee on Public Works and Transportation: Subcommittee on Aviation approved for full Committee action as amended H.R. 2643, the Airport and Airway Improvement Act.

SURFACE TRANSPORTATION ASSISTANCE ACT

Committee on Public Works and Transportation: Subcommittee on Surface Transportation concluded hearings on H.R. 3210, to amend the Surface Transportation Assistance Act of 1978 to establish obligation limitations for fiscal year 1982. Testimony was heard from Representatives Martin of Illinois and Tauke and public witnesses.

FEDERAL WATER POLLUTION CONTROL ACT AMENDMENTS

Committee on Public Works and Transportation: Subcommittee on Water Resources concluded hearings on H.R. 2957, to amend the Federal Water Pollution Control Act to delete the limitation on the use of public treatment works grants for treating, storing, or conveying the flow of industrial users into treatment works. Testimony was heard from Walter C. Barber, Acting Administrator, Environmental Protection Agency and public witnesses.

FIRST BUDGET RESOLUTION

Committee on Rules: Granted a modified open rule providing for consideration of H. Con. Res. 115, revising the congressional budget for the United States Government for the fiscal year 1981 and setting forth the congressional budget for the United States Government for the fiscal year 1982, 1983, and 1984, providing that the provisions of section 305(a) of the Congressional Budget Act and Rule XXIII, clause 8, apply during consideration of the resolution in the House and in the Committee of the Whole; allowing only the following amendments

which are not subject to amendment except pro forma amendments and which must be offered in the following order: (1) Hefner; (2) Fauntroy; (3) Obey; and (4) Latta; providing that the amendments made in order shall be printed in the Congressional Record of April 29, 1981; making in order amendments necessary to achieve mathematical consistency; providing that the last amendment in the nature of a substitute adopted be reported to the House. Testimony was heard from Representatives Obey, Gore, Pease, Weiss and Brown of Ohio.

USDA's COMMODITY PROCUREMENT PROCESS

Committee on Small Business: Subcommittee on Export Opportunities and special Small Business Problems continued hearings on the role of small business in the USDA's commodity procurement process. Testimony was heard from public witnesses.

Hearings continue May 13.

SPENDING REDUCTIONS

Committee on Ways and Means: Subcommittee on Public Assistance and Unemployment Compensation continued consideration of recommendations for fiscal year 1982 budget spending reductions.

Will continue May 5.

TRADE ADJUSTMENT ASSISTANCE LEGISLATION

Committee on Ways and Means: Subcommittee on Trade continued markup of Trade Adjustment Assistance legislation.

Will continue May 5.

OLDER AMERICANS ACT REAUTHORIZATION

Select Committee on Aging: Subcommittee on Health and Long-Term Care held a hearing on reauthorization of the Older Americans Act—health implications for the elderly. Testimony was heard from public witnesses.

Joint Meetings

GOVERNMENT CONSULTANTS

Joint Hearing: Senate Subcommittee on Civil Service, Post Office, and General Services of the Committee on Governmental Affairs, and the House Subcommittee on Human Resources of the Committee on Post Office and Civil Service, held hearings on the use of consultants by the Federal Government, receiving testimony from Walton H. Sheley, Jr., Mission Analysis and Systems Acquisition Division, General Accounting Office; Fred H. Dietrich, Associate Administrator, Office of Federal Procurement Policy, Office of Management and Budget; and Robert F. Trimble, Acting Deputy Under Secretary of Defense.

CASH DISCOUNTS

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 31, permitting merchants to offer unlimited discounts to cash-paying customers, and providing a three-year extension of law prohibiting merchants from penalizing credit card customers by imposing surcharges made by credit cards, with the exception of Section 303 of Senate Amendment 10, permitting the nomination of a Surgeon General who may be more than 64 years of age.

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Thursday, April 30, 1981

Senate

Chamber Action

Routine Proceedings, pages 7890–7988

Bills Introduced: Thirty-seven bills and two resolutions were introduced, as follows: S. 1054–1090; S. Res. 118 and 119.

Pages 7894–7895, 7974–7975

Bills Reported: Reports were made as follows:

S. 896, designating the control tower at Memphis International Airport, Tennessee, as the "Omlie Tower".

Page 7894

S. 1078, authorizing funds for fiscal year 1982 for the Federal Elections Commission (S. Rept. No. 97–47).

Page 7894

S. 533, establishing public buildings policies for the Federal Government; establishing the Public Buildings Service in the General Services Administration; authorizing funds for fiscal year 1982 for the construction, renovation, and maintenance of public buildings, and related activities of the Public Buildings Service, with amendments (S. Rept. No. 97–48).

Page 7894

Presidential Messages: Senate received the following messages from the President, during the recess:

(1) Transmitting the Annual Report of the Corporation for Public Broadcasting for Fiscal Year 1980. Referred to the Committee on Commerce, Science, and Transportation (PM–48).

(2) Transmitting the Annual Report relating to developments under the Automotive Products Trade Act during 1979. Referred to the Committee on Finance (PM–49).

(3) Transmitting the Annual Report for 1980 of the Federal Council on Aging. Referred to the Committee on Labor and Human Resources (PM–50).

(4) Transmitting the Annual Report for Fiscal Year 1980 of the Administration on Aging of the Department of Health and Human Services. Referred to the Committee on Labor and Human Resources (PM–51).

(5) Transmitting the Annual Report of the United States-Japan Cooperative Medical Science Program for 1980. Referred to the Committee on Commerce, Science, and Transportation (PM–52).

Pages 7890–7891

Messages From the President: Pages 7890–7891

Communications: Pages 7890–7893

Statements on Introduced Bills: Pages 7895–7974

Amendment Submitted for Printing: Page 7975

Additional Statements: Pages 7975–7988

Recess: Senate met at 11 a.m., in pro forma session, and recessed at 11:01 a.m., until 11 a.m., on Monday, May 4, 1981.

Committee Meetings

FARM BILL

Committee on Agriculture, Nutrition, and Forestry: Committee continued mark up of S. 480, S. 884, S. 902, S. 943, and S. 994, bills providing price and income protection for farmers and to assure consumers of an abundance of food and fiber at reasonable prices, did not complete action thereon, and will meet again tomorrow.

APPROPRIATIONS—NAVY RESEARCH AND DEVELOPMENT

Committee on Appropriations: Subcommittee on Defense resumed open and closed hearings on proposed budget estimates for fiscal year 1982 for the defense establishment, focusing on Navy research and development programs, receiving testimony from Gerald A. Cann, Acting Assistant Secretary of the Navy for Research, Engineering and Systems; Vice Adm. Robert R. Monroe, Director, Office of Research, Development, Test and Evaluation; Brig. Gen. Jacob W. Moore, Deputy Chief of Marine Corps Staff for Research, Development, and Studies; and Rear Adm. Richard A. Miller, Director of Budgets and Reports, Office of the Comptroller.

Subcommittee will meet again on Wednesday, May 6.

APPROPRIATIONS—MULTILATERAL DEVELOPMENT BANKS

Committee on Appropriations: Subcommittee on Foreign Operations resumed hearings on proposed budget estimates for fiscal year 1982 for U.S. subscriptions and contributions to multilateral development banks, receiving testimony from Thomas Dawson, Deputy Assistant Secretary of the Treasury for Developing Nations.

Subcommittee will meet again on Tuesday, May 5.

APPROPRIATIONS—NATIONAL SCIENCE FOUNDATION/BOARD

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held hearings on proposed budget estimates for fiscal year 1982, receiving testimony in behalf of funds for the National Science Foundation and the National Science Board from John B. Slaughter, Director, and Donald N. Langenberg, Deputy Director, both of the National Science Foundation, and Lewis M. Branscomb, Chairman, National Science Board.

Subcommittee will meet again on Wednesday, May 6.

APPROPRIATIONS—PARK SERVICE

Committee on Appropriations: Subcommittee on the Interior held hearings on proposed budget estimates for fiscal year 1982 for the National Park Service, Department of the Interior, receiving testimony from Russell E. Dickenson, Director, Ira J. Hutchison, Deputy Director, Nancy C. Garrett, Associate Director for Administration, and William D. Bettenberg, Director of Budget, Office of the Secretary, all of the National Park Service, Department of the Interior.

Subcommittee will meet again on Wednesday, May 6.

AUTHORIZATIONS—INTERNATIONAL AFFAIRS/EXPORT ADMINISTRATION

Committee on Banking, Housing, and Urban Affairs: Subcommittee on International Finance and Monetary Policy concluded hearings on proposed legislation authorizing funds for fiscal years 1982 and 1983 for the Export Administration Act, after receiving testimony from Frank Conahan, Director of the International Division, General Accounting Office; Paul T. O'Day, Acting Under Secretary of Commerce for International Trade; Oles Lomacky, Director for Technology Trade, Office of the Secretary of Defense for Research and Engineering, Department of Defense; and Harry Kopp, Deputy Assistant Secretary of State; and concluded hearings on proposed legislation authorizing funds for fiscal year 1982 for the international affairs programs of the Department of the Treasury, after receiving testimony from Thomas Leddy, Deputy Assistant Secretary for International Affairs, Cora Beebe, Assistant Secretary for Administration, and John Lange, Jr., Di-

rector, Trade Finance Office, all of the Department of the Treasury.

UNION STATION/VISITORS CENTER

Committee on Commerce, Science, and Transportation: Subcommittee on Surface Transportation concluded hearings on the status of repairs and the future of Union Station, Washington, D.C., after receiving testimony from Richard R. Hite, Principal Deputy Assistant Secretary of the Interior for Policy, Budget, and Administration; Robert E. Gallamore, Assistant to the Administrator, Federal Railroad Administration, Department of Transportation; M. L. Clark Tyler, Group Vice President, Passenger Services and Communications, National Railroad Passenger Corporation (AMTRAK); George M. White, Architect of the Capitol; Max Berry, Pennsylvania Avenue Development Corporation (PADC); Garth E. Griffith, CSX Corporation, Richmond, Virginia; Thomas M. Downs, District of Columbia Department of Transportation, Ross Capon, National Association of Railroad Passengers, Wolf Von Eckardt, Washington Post, and Armistead B. Rood, all of Washington, D.C.

STRATEGIC PETROLEUM RESERVE

Committee on Energy and Natural Resources: Subcommittee on Energy and Mineral Resources resumed hearings on S. 707 and S. 998, bills providing alternative financing mechanisms to fund the strategic petroleum reserve, receiving testimony from Doyle Frederick, Acting Director, U.S. Geological Survey, Department of the Interior; Frank Zarb, Lazard Freres Company, Michael T. Welch, Citibank, North America, Robert F. Dall and Miner H. Warner, both of Salomon Brothers, and John Lichtblau, Petroleum Industry Research Association, all of New York City; William E. Williams, Getty Oil Company, Los Angeles, California; and Charles D. Head, Jr., Cities Service Company, Stephen Sabotka, Sabotka and Company, Inc., and Michael Koleda, National Council on Synthetic Fuels Production, all of Washington, D.C.

Hearings continue on Friday, May 8.

AUTHORIZATIONS—DEPARTMENT OF ENERGY

Committee on Energy and Natural Resources: Subcommittee on Energy Research and Development concluded hearings on proposed legislation authorizing funds for fiscal year 1982 for the Department of Energy, focusing on magnetic fusion and basic energy programs, after receiving testimony from Representative Stenholm; Harold Agnew, General Atomic Company, John Kearney, Edison Electric Institute, John T. Conway, American Nuclear Energy Council, Brian D. Forrow, Allied Chemical Corporation, Alexander Glass, KMS Fusion Inc., Bernard Lee, Institute of Gas Technology, David O. Webb, Gas Research Institute, Eric Leber, The Fuel Cell Users Group of the Electric Utility Industry, J. Leon Shohet, Institute of Electrical and Electronics Engineers, Inc., Terry Johnson, Solar Lobby, Allan T. Howe, Solar Energy Industries Associates, William D. Jackson, Symposium for the Engineering Aspects of Magnetohydrodynamics, and George R. Seikel, American Institute of Aeronautics and Astronautics, all of Washington, D.C., James L. Everett, Gas-Cooled Reactor Associates, LaJolla, California; John D. Downen, Geokinetics, Concord, California; George H. Lawrence, American Gas Association, Arlington, Virginia; T. W. Fraser Russell, University of Delaware, Wilmington; Lloyd R. Lawrence Jr., Mechanical Technology, Inc., Latham, New York; and Jack Cherick, Mountain States Energy Inc., Butte, Montana.

NOMINATIONS

Committee on Energy and Natural Resources: Committee concluded hearings on the nominations of Robert C. Odle, Jr., of Virginia, to be Assistant Secretary of Energy for Congressional, Intergovernmental and Public Affairs; R. Tenney Johnson, of Maryland, to be General Counsel of the Department of Energy; and William Stewart Heffelfinger, of Virginia, to be Assistant Secretary of Energy for Management and Administration, after the nominees testified and answered questions in their own behalf. Testimony was also received on the nomination of Mr. Heffelfinger from Edwin Rothschild, Energy Action Education Foundation, Washington, D.C.

PUBLIC BUILDINGS SERVICE PROGRAMS/ GSA

Committee on Environment and Public Works: Committee held hearings to receive testimony on the public buildings service programs of the General Services Administration, receiving testimony from Gerald P. Carmen, Administrator-designate of the General Services.

Committee recessed subject to call.

AUTHORIZATIONS—FEDERAL-AID HIGHWAY

Committee on Environment and Public Works: Subcommittee on Transportation concluded hearings on S. 841, authorizing funds through fiscal year 1986 for the construction and safety of Federal highways, and on other related measures, after receiving testimony from Maryland Governor Harry Hughes, Annapolis, representing the National Governors' Association; Richard Ward and Francis B. Francois, both of the American Association of State Highway and Transportation Officials; J. C. Landen and Eugene Johnson, both representing the American Road and Transportation Builders Association; David Burwell,

National Wildlife Federation; and Jerry C. Connors and Charles Brady, both representing the American Automobile Association, all of Washington, D.C.; Connecticut State Senator Thom Serrani, Hartford, representing the National Conference of State Legislatures; and George Griffith, Griffith Construction Company, Long Beach, California, representing the Associated General Contractors.

SPENDING REDUCTIONS

Committee on Finance: Committee continued markup of numerous spending reduction proposals, did not complete action thereon, and will meet again on Tuesday, May 5.

AUTHORIZATIONS—OPIC

Committee on Foreign Relations: Committee concluded hearings on S. 993, authorizing funds for fiscal year 1982 for the Overseas Private Investment Corporation (OPIC), after receiving testimony from Gerald T. West, Overseas Private Investment Corporation; William Goodfellow, Center for International Policy; Robert L. McNeill, Emergency Committee for American Trade; C. Fred Bergsten, Carnegie Endowment for International Peace; and Elizabeth Jager, AFL-CIO, all of Washington, D.C.; and Francisco Hernandes, Argo Tech International, Inc., Miami, Florida.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of Charles Z. Wick, of California, to be Director of the International Communication Agency, and Nicholas A. Veliotes, of California, to be Assistant Secretary of State for Near Eastern and South Asian Affairs, after the nominees testified and answered questions in their own behalf. Mr. Wick was introduced by Senators Cranston and Hayakawa.

PATENT TERM RESTORATION

Committee on the Judiciary: Committee concluded hearings on S. 255, to encourage American innovation by restoring the patent system as it affects certain products subject to premarket testing by the Federal Government, after receiving testimony from Rene D. Tegtmeyer, Acting Commissioner, Patents and Trademarks, Department of Commerce; Edwin H. Clarke II, Acting Assistant Administrator for Pesticides and Toxic Substances, Environmental Protection Agency; Edwin Yates, Johns Hopkins University, Baltimore, Maryland; Arthur A. Smith, Massachusetts Institute of Technology, Cambridge; Thomas D. Kiley, Jr., Genentech Inc., San Francisco, California; Henry Grabowski, Duke University, Durham, North Carolina; Lewis Sarett, Merck & Co., Inc., Lewis Engman, Pharmaceutical Manufacturers Association; Nicholas Reding, National Agricultural Chemicals Association; Thomas Duerden, Health Industry Manufacturers Association; Albert Zettlemoyer, American Chemical Society; and Sidney Wolfe, Health Research Group, all of Washington, D.C.; and Kenneth N. Larsen and William F. Haddad, both of the Generic Pharmaceutical Industry Association, New York City.

NOMINATION

Committee on Labor and Human Resources: Committee approved for reporting the nomination of Edward N. Brandt, Jr., of Texas, to be an Assistant Secretary of Health and Human Services.

DEVELOPMENT DISABILITIES

Committee on Labor and Human Resources: Subcommittee on the Handicapped concluded hearings on proposed legislation authorizing funds for fiscal year 1982 for the developmental disabilities program, after receiving testimony from Teresa Hawkes, Office of Program Coordination and Review, Office of Human Development Services, Department of Health and Human Services; Elizabeth Boggs, New Jersey Council on Development Disabilities/National Council on the Handicapped, Trenton; Emmy McClelland, Missouri Council on Development Disabilities, Jefferson City; Alice Agney, Vermont Planning Council on Developmental Disabilities, Montpelier; Elliot Dober, Connecticut Office of Protection and Advocacy for Handicapped Persons, Hartford; Marvin Fifield, Exceptional Children's Center, Logan, Utah; William Copeland, University of Minnesota, and John Durand, Minnesota Diversified Industries, both of Minneapolis; Norris Hering, Child Development Services, Seattle, Washington; Jerry Provencal, McComb Oakland Regional Center, Mount Clemens, Michigan; Julie Ewing, Case Management Services, Graham, North Carolina; John McGee, University of Nebraska, Omaha; and Ed Skarnulis, Kentucky Division for Community Services for Mental Retardation, Frankfurt.

BUSINESS MEETING

Committee on Rules and Administration: Committee ordered favorably reported the following measures:

An original bill (S. 1078), authorizing $9,746,000 for fiscal year 1982 for the Federal Elections Commission;

An original bill authorizing the Senate Sergeant at Arms and Doorkeeper to enter into contracts which provide for the making of advanced payments for computer programing services;

An original resolution authorizing the printing of a revised edition of the Standing Rules of the Senate as a Senate document;

S. Res. 93, authorizing the printing of additional copies of part 1 of the Senate report entitled "Developments in Aging: 1980";

S. Res. 26, authorizing the printing of a revised edition of the "History of the Committee on Finance" as a Senate document;

An original bill (S.1123), to permit rental, lease, or purchase of office equipment for use in District of Columbia and State Senate offices; and

Five original resolutions (S. Res. 123–127), each to pay a gratuity to the survivors of certain deceased Senate employees.

VETERANS' COUNSELING PROGRAMS

Committee on Veterans' Affairs: Committee concluded hearings on numerous legislative proposals to provide readjustment counseling to veterans of the Vietnam era, including S. 380, S. 458, S. 636, S. 689, S. 872, S. 914, S. 921, and titles II and III of S. 26, after receiving testimony from Senators Chafee, Heinz, and Pressler; Turner Camp, Associate Deputy Chief Medical Director; Barclay Shepard, Special Assistant to the Chief Medical Director for Environmental Medicine; Jack R. Ewalt, Director, Mental Health and Behavioral Sciences Service; Donald G. Crawford, Outreach Services Division Chief; and Robert Dysland and Ralph Ibson, both Deputy Assistant General Counsels, all of the Veterans' Administration; Robert O. Muller, Vietnam Veterans of America; and Robert S. Laufer, Center for Policy Research, both of New York City; Jack Smith, Duke University, Durham, North Carolina; Arthur Arnold, VA Medical Center, Bay Pines, Florida; and John F. Sommer and Phillip E. Riggin, both of the American Legion; Philip Mayo, Veterans of Foreign Wars of the United States; Robert H. Lenham and Stephen L. Edmiston, both of the Disabled American Veterans; Gabriel Brinsky, AMVETS; Lewis M. Milford, National Veterans Law Center; Stephen Sonnenberg, American Psychiatric Association; and Max Cleland, former Administrator of the Veterans' Administration, all of Washington, D.C.

Committee will meet again on Wednesday, May 6.

AUTHORIZATIONS—INTELLIGENCE

Select Committee on Intelligence: Committee ordered favorably reported an original (S. 1127), authorizing funds for fiscal year 1982 for the intelligence community, and supplemental funds for fiscal year 1981 for the intelligence community.

Also, committee ordered favorably reported an original resolution (S. Res. 128), waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 1127, listed above.

House of Representatives

Chamber Action

Bills Introduced: 47 public bills, H.R. 3318–3364; 5 private bills, H.R. 3365–3369; and 2 resolutions, H. Con. Res. 122 and H. Res. 135, were introduced.

Pages 8082–8084

Report Filed: One report was filed as follows: H.J. Res. 238, to approve a Constitution for the United States Virgin Islands (H. Rept. 97–25).

Page 8082

Journal: By a yea-and-nay vote of 371 yeas to 12 nays with 1 voting "present", Roll No. 25, the House approved the Journal of Wednesday, April 29.

Page 7989

Committee Elections: House agreed to H. Res. 135, electing Representative Dymally to the Committee on the District of Columbia, Representative Schumer to rank eleventh and Representative Savage to rank sixteenth on the Committee on Post Office and Civil Service, and Representative Won Pat to the Committee on Veterans' Affairs.

Page 7990

First Budget Resolution: House completed 3 hours and 36 minutes of debate on H. Con. Res. 115, revising the congressional budget for the United States Government for the fiscal year 1981 and setting forth the congressional budget for the United States Government for the fiscal years 1982, 1983, and 1984. Ten hours and 24 minutes of debate time will remain when the House resumes consideration of the concurrent resolution on Friday, May 1.

H. Res. 134, the rule under which the concurrent resolution is being considered, was agreed to earlier by a yea-and-nay vote of 328 yeas to 76 nays, Roll No. 26.

Pages 8004–8037

Presidential Messages: Read the following messages from the President:

Public Broadcasting Corporation: Message transmitting the annual report of the Corporation for Public Broadcasting—referred to the Committee on Energy and Commerce;

Aging Administration: Message transmitting the annual report of the Administration on Aging of the Department of Health and Human Services—referred to the Committee on Education and Labor;

Aging Council: Message transmitting the annual report of the Federal Council on Aging—referred to the Committee on Education and Labor;

Automotive Products Trade Act: Message transmitting the annual report on the operation of the Automotive Products Trade Act of 1965—referred to the Committee on Ways and Means; and

U.S.-Japan Cooperative Medical Science Program: Message transmitting the annual report of the U.S.-Japan Cooperative Medical Science Program—referred to the Committee on Energy and Commerce.

Page 8037

Referrals: Two Senate-passed measures were referred to the appropriate House committees.

Page 8082

Quorum Calls—Votes: Two yea-and-nay votes developed during the proceedings of the House today and appear on pages 7989, 8003–8004. There were no quorum calls.

Adjournment: Adjourned at 7:02 p.m.

Committee Meetings

CROP INSURANCE ACT; FARM BILL

Committee on Agriculture: Ordered reported H.R. 3020, to insure necessary funds for the implementation of the Federal Crop Insurance Act of 1980.

The Committee approved a resolution pertaining to motor transportation of exempt agricultural products.

The Committee also began markup of the farm bill of 1981.

Will continue May 4.

FOOD STAMP ACT AMENDMENTS

Committee on Agriculture: Subcommittee on Domestic Marketing, Consumer Relations and Nutrition approved for full Committee action as amended H.R. 3109, to amend and extend the Food Stamp Act of 1977, as amended; to amend and extend the commodity distribution provisions of the Agriculture and Consumer Protection Act of 1973.

FARM BILL

Committee on Agriculture: Subcommittee on Wheat, Soybeans and Feedgrains approved for full Committee action language for inclusion in the farm bill of 1981.

SUPPLEMENTAL AND RESCISSION LEGISLATION

Committee on Appropriations: Ordered reported the 1981 Supplemental and Rescission bill.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on the National Endowment for the Humanities. Testimony was heard from Joseph D. Duffey, Chairman, National Endowment for the Humanities.

TREASURY-POSTAL SERVICE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury-Postal Service held a hearing on Bureau of Public Debt, Savings Bond Division, Bureau of Government Financial Operations. Testimony was heard from Angela M. Buchanan, Treasurer, and other departmental witnesses.

DEPARTMENT OF ENERGY AUTHORIZATION

Committee on Armed Services: Subcommittee on Investigations held a hearing on H.R. 3023, to authorize appropriations to the Department of Energy for fiscal year 1982 for conservation, exploration, development, production, sale, and use of the naval petroleum reserves and naval oil shale reserves. Testimony was heard from the following officials of the Department of Energy: Barton R. House, Acting Assistant Secretary for Environment, Safety and Emergency Preparedness, and Capt. Gordon Gilmore, Director, Office of Naval Petroleum and Oil Shale Reserves.

MILITARY CONSTRUCTION

Committee on Armed Services: Subcommittee on Military Installations began markup of H.R. 2920, to authorize certain construction for military installations for fiscal year 1982.

Will continue tomorrow.

DOD AUTHORIZATION

Committee on Armed Services: Subcommittee on Procurement and Military Nuclear Systems approved for Full Committee action as amended Title I—Procurement of H.R. 2970, Department of Defense Authorization Act, 1982.

DOD AUTHORIZATION

Committee on Armed Services: Subcommittee on Readiness began markup of Title III—Operation and Maintenance of H.R. 2970, Department of Defense Authorization Act, 1982.

Subcommittee recessed subject to call.

DOD AUTHORIZATION

Committee on Armed Services: Subcommittee on Research and Development met in executive session and approved for full Committee action Title II—Research, Development, Test and Evaluation of H.R. 2970, Department of Defense Authorization Act, 1982.

DOD AUTHORIZATION

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials approved for Full Committee action Naval Vessels portions of Title I—Procurement of H.R. 2970, Department of Defense Authorization Act, 1982.

FEDERAL FINANCING BANK

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization continued hearings on the Federal Financing Bank. Testimony was heard from Murray Weidenbaum, Chairman, Council of Economic Advisers, and Nancy H. Teeters, Governor, Federal Reserve System.

MISCELLANEOUS MEASURES

Committee on Banking, Finance and Urban Affairs: Subcommittee on International Trade, Investment, and Monetary Policy approved for full Committee action the following measures: H. Con. Res. 95, to encourage the reduction of export credit subsidies in world trade; H.R. 3228, as amended, to amend the Export-Import Bank Act of 1945 to offset foreign export credit subsidies through the establishment of the Competitive Export Subsidy Fund; and the introduction of a clean bill in lieu of H.R. 3229, to authorize appropriations for the international affairs function of the Department of the Treasury for fiscal years 1982 and 1983.

D.C. BONDS

Committee on the District of Columbia: Subcommittee on Fiscal Affairs and Health held a hearing on H.R. 1807, to authorize the District of Columbia to issue and sell general obligation bonds for the purpose of paying certain liabilities of the District. Testimony was heard from the following officials of the Government of the District of Columbia: Marion S. Barry, Jr., Mayor, and Arrington Dixon, Chairman of the Council and public witnesses.

EDUCATIONAL ASSISTANCE-REFUGEES

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education held a hearing on H.R. 3076, to consolidate educational assistance programs for refugees. Testimony was heard from Ralph Turlington, Commission of Education, Florida State Department of Education; Dr. Wilson Riles, Superintendent of Public Instruction, California State Department of Education; Leonard Britton, Superintendent, Dade County Public Schools, Dade County, Florida; and Dr. Robert C. Scanlon, Secretary, Pennsylvania State Department of Education.

MISCELLANEOUS MEASURES

Committee on Education and Labor: Subcommittee on Human Resources approved for full Committee action as amended the following bills: H.R. 3045, to amend the Economic Opportunity Act of 1964 to extend the authorizations of appropriations contained in such act and H.R. 3046, to amend the Older Americans Act of 1965 to extend the authorizations of appropriations contained in such act.

ACTION AUTHORIZATION

Committee on Education and Labor: Subcommittee on Select Education held a hearing on H.R. 3292, to amend the Domestic Volunteer Service Act of 1973 to extend certain authorizations of appropriations contained in such act. Testimony was heard from Representative Panetta and public witnesses.

Hearings continue tomorrow.

NORTHEAST RAIL TRANSPORTATION POLICY

Committee on Energy and Commerce: Subcommittee on Commerce, Transportation and Tourism held a hearing on Northeast Rail Transportation Policy. Testimony was heard from Richard Scheifielbin, Deputy Administrator, Federal Railroad Administration, Department of Transportation, and Herbet McLure, Associate Director, Economic Development Division, GAO.

HAZARDOUS MATERIALS TRANSPORTATION ACT AMENDMENTS; INDEPENDENT SAFETY BOARD ACT AMENDMENTS

Committee on Energy and Commerce: Subcommittee on Commerce, Transportation and Tourism approved for full Committee action two clean bills to be introduced the Hazardous Materials Transportation Act Amendments of 1981 and the Independent Safety Board Act Amendments of 1981.

COMMUNICATIONS AUTHORIZATIONS

Committee on Energy and Commerce: Subcommittee on Telecommunications, Consumer Protection and Finance held a hearing on the following bills: H.R. 1801, to amend the Communications Act of 1934 to authorize the appropriation of funds for fiscal years 1982, 1983, and 1984, for the administration of such act by the Federal Communications Commission; H.R. 3239, Federal Communications Commission Authorization Act of 1981; H.R. 1891, to authorize the appropriation of funds for fiscal years 1982, 1983, and 1984, for the administration of the National Telecommunications and Information Administration; and H.R. 3240, to authorize appropriations for fiscal year 1982 for the administration of the National Telecommunications and Information Administration. Testimony was heard from the following officials of the FCC: Robert E. Lee, Chairman; Joseph Fogarty, Anne Jones, and Abbott Washburn, all Commissioners; and Dale Hatfield, Acting Assistant Secretary of Commerce for Communications and Information, National Telecommunications and Information Administration.

PASSIVE RESTRAINT STANDARD

Committee on Energy and Commerce: Subcommittee on Telecommunications, Consumer Protection and Finance concluded hearings on Federal Motor Vehicle Safety Standard 208, the passive restraint standard. Testimony was heard from public witnesses.

INTERNATIONAL SECURITY AND DEVELOPMENT COOPERATION ACT

Committee on Foreign Affairs: Continued markup of the International Security and Development Cooperation Act of 1981.

Will continue May 4.

REPORTS

Committee on Government Operations: Subcommittee on Environment, Energy, and Natural Resources approved for full Committee action three reports.

AMERICAN FEDERALISM

Committee on Government Operations: Subcommittee on Intergovernmental Relations and Human Resources continued hearings on current condition of American federalism. Testimony was heard from the following members of the Advisory Commission on Intergovernmental Relations: Dr. David Walker, Wayne Anderson, Dr. John Shannon, and Dr. Carl Steinberg.

Hearings continue May 6.

FEDERAL MANAGERS' ACCOUNTABILITY ACT; INSPECTOR GENERAL ACT AMENDMENTS

Committee on Government Operations: Subcommittee on Legislation and National Security approved for full Committee action as amended the following bills: H.R. 1526, Federal Managers' Accountability Act of 1981, and H.R. 2098, Inspector General Act Amendments of 1981.

REGULATORY PROCEDURE ACT

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations continued hearings on H.R. 746, Regulatory Procedure Act of 1981 and companion measures. Testimony was heard from public witnesses.

Will continue May 5.

CIVIL RIGHTS COMMISSION AUTHORIZATION

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights approved for full Committee action H.R. 3275, to amend the Civil Rights Act of 1957 to authorize appropriations for the Civil Rights Commission.

Prior to this action, the Subcommittee held a hearing on this legislation. Testimony was heard from Arthur S. Flemming, Chairman, Commission on Civil Rights.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Crime held an oversight hearing on Bureau of Alcohol, Tobacco, and Firearms. Testimony was heard from G. R. Dickerson, Director, Bureau of Alcohol, Tobacco and Firearms, Department of the Treasury, and public witnesses.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Monopolies and Commercial Law held an oversight hearing on corporate intitiative. Testimony was heard from Robert B. Reich, Director, Office of Policy Planning, FTC, and public witnesses.

MISCELLANEOUS MEASURES

Committee on Merchant Marine and Fisheries: Ordered reported the following bills: H.R. 2448, as amended, to authorize appropriations to carry out the National Advisory Committee on Oceans and Atmosphere Act of 1977 during fiscal years 1982, 1983, and 1984; H.R. 2449, as amended, to amend title III of the Marine Protection, Research, and Sanctuaries Act of 1972, as amended, to authorize appropriations for such title for fiscal years 1982, 1983, and 1984; H.R. 1952, to authorize appropriations to carry out conservation programs on military reservations and and public lands during fiscal years 1982, 1983, and 1984; H.R. 1953, as amended, to authorize appropriations for the operations of the Office of Environmental Quality and the Council on Environmental Quality during fiscal years 1982, 1983, and 1984; H.R. 3016, to give permanent effect to the provisions of the Fishermen's Protective Act of 1967 relating to the reimbursement of U.S. commercial fishermen for certain losses incurred incident to the seizure of their vessels by foreign nations; H.R. 85, as amended, to provide a comprehensive system of liability and compensation for oil spill damage and removal costs; and H.R. 2559, as amended, to authorize appropriations for the Coast Guard for fiscal year 1982.

OVERSIGHT

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits held an oversight hearing on the grievances of air traffic controllers and air traffic specialists. Testimony was heard from Representative Taylor; Andrew L. Lewis, Jr., Secretary of Transportation; and public witnesses.

NATIONAL TRANSPORTATION SAFETY BOARD REAUTHORIZATION

Committee on Public Works and Transportation: Subcommittee on Surface Transportation and the Subcommittee on Aviation held a joint hearing on H.R. 2866, to amend the Independent Safety Board Act of

1974 to provide authorizations for appropriations. Testimony was heard from James B. King, Chairman, National Transportation Safety Board.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

MISCELLANEOUS MEASURES

Committee on Veterans' Affairs: Subcommittee on Hospitals and Health Care approved for full Committee action the following measures: introduction of a clean bill in lieu of H.R. 1969, to amend title 38, United States Code, to authorize the Veterans' Administration to provide medical care on a priority basis to members of the Armed Forces who are injured during a period of war or national emergency and H.R. 2158, to amend title 38, United States Code, to provide for greater coordination and sharing of the medical resources of the Veterans' Administration and the Department of Defense; introduction of a clean bill in lieu of the following bills: H.R. 2155, to amend title 38, United States Code, to provide for recovery by the United States of the cost of certain health care provided by the Veterans' Administration; H.R. 2157, to expand the scope of a study required to be conducted by the Administrator of Veterans' Affairs concerning the effect on humans of exposure to the chemical known as agent orange; H.R. 2415, to amend title 38, United States Code, to extend by 2 years the period during which Vietnam-era veterans may initially request psychological readjustment counseling; H.R. 2953, to authorize the Administrator of Veterans' Affairs to provide medical care to certain veterans who served in the Republic of Vietnam during the Vietnam era, to extend by 2 years the period during which Vietnam-era veterans may initially request psychological readjustment counseling; H.R. 2999, to amend title 38, United States Code, to extend authority to provide contract hospital care and medical services in Puerto Rico and the Virgin Islands; H.R. 3259, to amend title 38, United States Code, to authorize funds to the Republic of the Philippines to assure the effective care and treatment of patients in the Veterans Memorial Medical Center; and H.R. 3307, to amend title 38, United States Code, to establish a minimum number of hospital and nursing home beds in medical facilities of the Veterans' Administration; and a resolution approving VA major medical construction projects for fiscal year 1982.

COMMODITY TAX STRADDLES

Committee on Ways and Means: Held a hearing on legislative proposals relating to commodity tax straddles. Testimony was heard from Representatives Brodhead and Rosenthal; John Chapoton, Assistant Secretary of the Treasury for Tax Policy; and public witnesses.

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Friday, May 1, 1981

Senate

Chamber Action

The Senate was not in session today. It will next meet at 11 a.m., on Monday, May 4, 1981.

Committee Meetings

FARM BILL

Committee on Agriculture, Nutrition, and Forestry: Committee continued mark up of S. 480, S. 884, S. 902, S. 943, and S. 994, bills providing price and income protection for farmers and to assure consumers of an abundance of food and fiber at reasonable prices, did not complete action thereon, and will meet again on Monday, May 4.

APPROPRIATIONS—DEPARTMENT OF STATE

Committee on Appropriations: Subcommittee on State, Justice, Commerce, the Judiciary held hearings on proposed budget estimates for fiscal year 1982 for the Department of State, receiving testimony from Alexander M. Haig, Jr., Secretary of State, and Richard T. Kennedy, Under Secretary of State for Management.

Subcommittee recessed subject to call.

AUTHORIZATIONS—FCC

Committee on Commerce, Science, and Transportation: Committee concluded hearings on S. 821, authorizing funds through fiscal year 1984 for the Federal Communications Commission, after receiving testimony from Henry Eschwege, Director of Community and Economic Development Division, General Accounting Office; and Robert E. Lee, Chairman, and Anne P. Jones, Joseph R. Fogarty, Abbott Washburn, and James H. Quello, all Commissioners, Federal Communications Commission.

NOMINATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nomination of Mark S. Fowler, of Virginia, to be a Member of the Federal Communications Commission, after the nominee, who was introduced by Senator Warner, testified and answered questions in his own behalf.

NOMINATION

Committee on Environment and Public Works: Committee concluded hearings on the nomination of Ann McGill Gorsuch, of Colorado, to be Administrator of the Environmental Protection Agency, after the nominee, who was introduced by Senator Simpson, and Representatives Kramer and Hank Brown, testified and answered questions in her own behalf. Testimony was also received from Elizabeth A. Davenport, Environmental Action, Inc., A. Blakeman Early, Sierra Club, John McCormick, Environmental Policy Center, and Rafe Pomerance, Friends of the Earth, all of Washington, D.C.; and Susan Kokinda, National Democratic Policy Committee, and Stanley Ezrol, Fusion Energy Foundation, both of New York City.

ESTATE/GIFT TAX LAWS

Committee on Finance: Subcommittee on Estate and Gift Taxation concluded hearings on S. 404, S. 395, S. 858, and S. 574, proposals to revise the estate and gift tax laws and minimize the burden on small and moderate-size estates, after receiving testimony from Senators Durenberger, Kassebaum, Jepsen, and Pressler; James C. Heinhold and Wilbur D. Mills, both of Shea & Gould, Donald W. Thurmond, American Bankers Association, Richard McGuire, New York Farm Bureau, representing the American Farm Bureau Federation, Helen Timmerman, National Association of Wheat Growers, Ruth Kobell, National Farmers Union, James Harper and Bill Jones, both of the National Cattlemen's Association, John Shank, Ullman Consultants, Inc., James D. McKevitt, and Luis Granados, The ESOP Association of America, all of Washington, D.C.; Laura Lane, Farm Journal, Philadelphia, Pennsylvania; Doris Royal, American Agri-Women, Springfield, Nebraska; Janet Allison, Washington Women for the Survival of Agriculture, Zillah, Washington; Thomas F. Field, Taxation with Representation Fund, Arlington, Virginia; Keville Larson, Mobile, Alabama, representing the Forest Industries Committee on Timber Valuation and Taxation; Dan Goldy, Western Forest Industries, Portland, Oregon; William S. Kolbe, Racine, Wisconsin, representing Independent Business Association of Wisconsin; Donald Schapiro, Barrett, Smith, Schapiro, Simon & Armstrong, New York City; and John G. Gourley, Jr., Jackson, Mississippi.

BUSINESS MEETING

Committee on Foreign Relations: Committee began mark up of S. 784, authorizing funds for fiscal years 1982 and 1983 for the Department of State, S. 991, authorizing funds for fiscal year 1982 for the Arms Control and Disarmament Agency, S. 849, authorizing funds for fiscal years 1982 and 1983 for the International Communication Agency, and S. 847, authorizing supplemental funds for fiscal year 1981 and authorizing funds for fiscal years 1982 and 1983 for the Board for International Broadcasting, did not complete action thereon, and will meet again on Monday, May 4.

YOUTH-INTERNATIONAL ISSUES

Committee on Foreign Relations: Subcommittee on International Economic Policy concluded oversight hearings on the international issues affecting the well-being of children worldwide, after receiving testimony from Mark Usher, Woodridge School, Nichole Roland, Kenilworth School, Zina Crump, Barnard School, Kevin Book, John Eaton School, Shantella Edwards, Amidon School, and Rosa Acosta, Bancroft School, all of Washington, D.C.; Courtney Rogues, Hutchison School, Herndon, Virginia; Jeff Nelson, and Johna Robins, both of the Gloucester Middle School, Gloucester, Virginia; Kevin Kilgore, Long Lots Junior High School, Jonathan Liba, Assumption School, and Lynn Copp, Coleytown School, all of Westport, Connecticut; Irb Trowe and Bobby Roberts, both of Glen Haven School, Silver Spring, Maryland; Meg Neal and Janet Madill, both of Bren Mar School, Alexandria, Virginia; Ivan Spells, Aubrey School, Aubrey, Arkansas; Shawn Beckerman, Crofton Woods School, Crofton, Maryland; Onnig Domdalagian, Holy Trinity Episcopal Day School, Bowie, Maryland; and Nickie Johnson, Potomac Elementary School, Potomac, Maryland.

ENERGY SHORTAGES

Committee on Governmental Affairs: Subcommittee on Energy, Nuclear Proliferation, and Government Processes concluded hearings on the effects to the American people and their communities of severe cut-offs in oil imports, and the role of Federal, State, and local governments in such an occurrence, after receiving testimony from Barton House, Acting Assistant Secretary of Energy for Environmental Protection, Safety, and Emergency Preparedness; Joseph Mealy, Acting Director, State and Local Operations, Federal Emergency Management Agency; Frank Zarb, Lazard-Freres, New York City, former Administrator of the Federal Energy Administration; Roberto Garcia, Community Agency for Self-Help, Crystal City, Texas; Mayor Charles Royer, Seattle, Washington, and Mayor Hans Fischer, Carbondale, Illinois, both representing the U.S. Conference of Mayors; Mark Mason, Minnesota Energy Agency, St. Paul; and Gordon Weil, Maine Office of Energy Resources, Augusta.

DEATH PENALTY

Committee on the Judiciary: Committee concluded hearings on S. 114, establishing criteria for the imposition of the death penalty for Federal crimes, after

receiving testimony from Walter Berns, American Enterprise Institute for Public Policy Research, Michael Kroll, D.C. Coalition Against the Death Penalty, Bernice Just, Friends Committee on National Legislation, and Frederick Pearson, National Association of Chiefs of Police, all of Washington, D.C.; and Vincent McGee, and Larry Cox, both of Amnesty International U.S.A., New York City.

House of Representatives

Chamber Action

Bills Introduced: 30 public bills, H.R. 3370–3399; and 2 resolutions, H. Con. Res. 123 and 124 were introduced.

Pages 8190–8192

Report Filed: One report was filed as follows: H.R. 3020, to ensure necessary funds for the implementation of the Federal Crop Insurance Act of 1980 (H. Rept. 97–27).

Page 8190

Legislative Program: Majority leader announced the legislative program for the week beginning May 4. Agreed to adjourn from Friday to Monday.

Page 8146

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of May 6. **Page 8146**

Meeting Time: By unanimous consent, the House will meet at 1 p.m. on Wednesday, May 6.

Page 8146

First Budget Resolution: House completed 6 hours and 48 minutes of debate on H. Con. Res. 115, revising the congressional budget for the United States Government for the fiscal year 1981 and setting forth the congressional budget for the United States Government for the fiscal years 1982, 1983, and 1984. Seven hours and 12 minutes of debate time will remain when the House resumes consideration of the concurrent resolution on Monday, May 4.

Pages 8147–8178

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at 11 a.m. and adjourned at 2:52 p.m.

Committee Meetings

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on the Urban Mass Transportation Administration. Testimony was heard from Arthur E. Teele, Jr., Administrator, Urban Mass Transportation Administration, Department of Transportation.

MILITARY CONSTRUCTION

Committee on Armed Services: Subcommittee on Military Installations approved for full Committee action the introduction of a clean bill in lieu of H.R. 2920, to authorize certain construction for military installations for fiscal year 1982.

ENERGY DEPARTMENT DEFENSE PROGRAMS AUTHORIZATION

Committee on Armed Services: Subcommittee on Procurement and Military Nuclear Systems reconsidered and approved for full Committee action as amended H.R. 3235, Department of Energy National Security and Military Applications of Nuclear Energy Authorization Act of 1982.

ACTION AUTHORIZATION

Committee on Education and Labor: Subcommittee on Select Education concluded hearings on H.R. 3292, to amend the Domestic Volunteer Service Act of 1973 to extend certain authorizations of appropriations contained in such act. Testimony was heard from Dana Rodgers, Acting Director, ACTION, and James Burnley, Director, VISTA, and public witnesses.

THREE MILE ISLAND

Committee on Energy and Commerce: Subcommittee on Energy Conservation and Power held a hearing on financial conditions of the utilities that own Three Mile Island. Testimony was heard from public witnesses.

OVERVIEW—CLEAN AIR ACT

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on general overview of Clean Air Act. Testimony was heard from Walter C. Barber, Jr., Acting Administrator, EPA.

MARINE PROTECTION, RESEARCH AND SANCTUARIES ACT AUTHORIZATION

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography held a hearing on H.R. 3319, to amend and extend title I of the Marine Protection, Research and Sanctuaries Act, as amended. Testimony was heard from the following officials of the EPA: James Smith, Acting Assistant Administrator for Water and Waste Management, and Steven Schatzow, Deputy Assistant Administrator for Water Regulations and Standards.

RETIREMENT SAVINGS

Select Committee on Aging: Held a hearing on the future of retirement savings in America. Testimony was heard from public witnesses.

Joint Meeting

AMERICAN ECONOMY

Joint Economic Committee: Committee held hearings on the effect of business management practices on productivity of the American economy, receiving testimony from William J. Abernathy and Robert H. Hayes, both of Harvard Business School, Cambridge, Massachusetts; Robert Lynas, representing TRW, Inc., Cleveland, Ohio; and Sadami Wada, Sony Corporation, New York City.

Committee will meet again on Monday, May 4.

Résumé of Congressional Activity

FIRST SESSION OF THE NINETY-SEVENTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 5 through April 30, 1981

	Senate	*House*	*Total*
Days in session	50	54	..
Time in session	206 hrs., 13′	86 hrs., 47′	..
Congressional Record:			
Pages of proceedings	4,282	1,676	5,958
Extension of Remarks	..	..	2,026
Public bills enacted into law	6	3	9
Private bills enacted into law	..	..	..
Bills in conference	..	1	..
Bills through conference	..	..	..
Measures passed, total	111	61	172
Senate bills	11	4	..
House bills	3	7	..
Senate joint resolutions	9	2	..
House joint resolutions	2	3	..
Senate concurrent resolutions	4	3	..
House concurrent resolutions	4	6	..
Simple resolutions	78	36	..
Measures reported, total	*86	*22	108
Senate bills	21	..	..
House bills	..	10	..
Senate joint resolutions	5	..	..
House joint resolutions	1	1	..
Senate concurrent resolutions	1	..	..
House concurrent resolutions	..	1	..
Simple resolutions	49	10	..
Special reports	9	4	..
Conference reports	..	..	..
Measures pending on calendar	11	4	..
Measures introduced, total	1,303	3,871	5,174
Bills	1,090	3,369	..
Joint resolutions	76	245	..
Concurrent resolutions	18	122	..
Simple resolutions	119	135	..
Quorum calls	6	5	..
Yea-and-nay votes	88	21	..
Recorded votes	..	..	..
Bills vetoed	..	..	..
Vetoes overridden	..	..	..

*These figures include all measures reported, even if there was no accompanying report. A total of 48 reports have been filed in the Senate, a total of 26 reports have been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 5 through April 30, 1981

Army nominations, totaling 5,296, disposed of as follows:	
Confirmed	4,302
Unconfirmed	994
Navy nominations, totaling 8,975, disposed of as follows:	
Confirmed	7,121
Unconfirmed	1,854
Air Force nominations, totaling 7,195, disposed of as follows:	
Confirmed	3,649
Unconfirmed	3,546
Marine Corps nominations, totaling 962, disposed of as follows:	
Confirmed	834
Unconfirmed	128
Civilian nominations, totaling 1,767, disposed of as follows:	
Confirmed	1,088
Unconfirmed	651
Withdrawn	28

Summary

Total nominations received	24,195
Total confirmed	16,994
Total unconfirmed	7,173
Total withdrawn	28

Monday, May 4, 1981

Senate

Chamber Action

Routine Proceedings, pages 8239–8320

Bills Introduced: Fifteen bills and one resolution were introduced, as follows: S. 1091–1105, and S. Con. Res. 19.

Pages 8269, 8295–8300

Bills Reported: Reports were made as follows:

Received during the recess of the Senate, on May 1, 1981:

S. Con. Res. 19, setting forth recommended levels of total budget outlays, Federal revenues, and new budget authority for fiscal years 1982, 1983, and 1984, and revising the congressional budget for the United States government for fiscal year 1981. (S. Rept. No. 97–49).

S. Res. 113, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 1000, authorizing funds through fiscal year 1983 and supplemental funds for fiscal year 1981 for the National Transportation Safety Board.

S. Res. 114, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 831, authorizing funds for fiscal year 1982 and supplemental funds for fiscal year 1981 for the U.S. Coast Guard, Department of Transportation.

Page 8269

Measures Passed:

National Transportation Safety Board Funds: Senate passed S. 1000, authorizing funds through fiscal year 1983, and supplemental funds for fiscal year 1981 for the National Transportation Safety Board.

Page 8258

Budget Waiver: Senate agreed to S. Res. 113, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 1000, listed above.

Page 8258

Marine Protection, Research, and Sanctuaries Act (Title III): Senate passed S. 1003, authorizing funds for fiscal years 1982 and 1983 for implementation of Title III of the Marine Protection, Research and Sanctuaries Act.

Page 8259

U.S. Coast Guard Funds: Senate passed S. 831, authorizing funds for fiscal year 1982 and supplemental funds for fiscal year 1981 for the U.S. Coast Guard, Department of Transportation, after agreeing to a committee amendment in the nature of a substitute.

Pages 8258–8259

Budget Waiver: Senate agreed to S. Res. 114, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 831, listed above.

Page 8258

Omlie Tower: Senate passed S. 896, designating the control tower at Memphis International Airport, Tennessee, as the "Omlie Tower."

Page 8259

Department of State Nominations/Agreement: Senate reached agreement on the consideration of the nominations on the executive calendar in the Department of State (Nos. 110–116), for Tuesday, May 5.

Page 8320

Confirmations: Senate confirmed the following nominations:

Donald A. Derman, of the District of Columbia, to be an Assistant Secretary of Transportation.

Sherman E. Unger, of Ohio, to be General Counsel of the Department of the Commerce.

Marc E. Leland, of California, to be a Deputy Under Secretary of the Treasury.

Roger W. Mehle, Jr., of New York, to be an Assistant Secretary of the Treasury.

Lionel H. Olmer, of Maryland, to be Under Secretary of Commerce for International Trade.

Raymond J. Waldmann, of Maryland, to be an Assistant Secretary of Commerce.

Dorcas R. Hardy, of California, to be an Assistant Secretary of Health and Human Services.

John A. Svahn, of Maryland, to be Commissioner of Social Security.

Henry E. Catto, Jr., of Virginia, and Russell A. Rourke, of Maryland, each to be an Assistant Secretary of Defense.

Edward N. Brandt, Jr., of Texas, to be an Assistant Secretary of Health and Human Services.

Arlene Triplett and Paul A. Vander Myde, both of Virginia, each to be an Assistant Secretary of Commerce.

Pages 8259–8263

Nominations: Senate received the following nominations during the recess of the Senate, on May 1, 1981:

Mary C. Jarratt, of Virginia, to be an Assistant Secretary of Agriculture.

John V. Byrne, of Oregon, to be Administrator of the National Oceanic and Atmospheric Administration.

Pamela N. Bailey, of Virginia, to be an Assistant Secretary of Health and Human Services.

Stephen May, of New York, to be an Assistant Secretary of Housing and Urban Development.

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David R. MacDonald, of Illinois, to be a Deputy United States Trade Representative, with the rank of Ambassador.

Fred J. Villella, of California, to be Deputy Director of the Federal Emergency Management Agency.

Received today:

John W. Hernandez, Jr., of New Mexico, to be Deputy Administrator of the Environmental Protection Agency.

Pages 8320–8321

Messages From the President: Page 8266

Communications: Page 8267

Statements on Introduced Bills: Pages 8269–8294

Notices of Hearings: Page 8300

Committee Authority to Meet: Page 8300

Additional Statements: Pages 8300–8320

Nominations: Pages 8320–8321

Confirmations: Page 8321

Recess: Senate met at 11 a.m., and recessed at 2:43 p.m., until 11 a.m., on Tuesday, May 5, 1981. (For Senate program see remarks of Senator Baker in today's RECORD on page 8320.)

Committee Meetings

FARM BILL

Committee on Agriculture, Nutrition, and Forestry: Committee resumed markup of S. 480, S. 884, S. 902, S. 943, and S. 994, bills providing price and income protection for farmers and to assure consumers of an abundance of food and fiber at reasonable prices, did not complete action thereon, and will meet again tomorrow.

SUPPLEMENTAL APPROPRIATIONS—TRANSPORTATION

Committee on Appropriations: Subcommittee on Transportation approved for full committee consideration proposed legislation appropriating supplemental funds for fiscal year 1981 for the Department of Transportation and related agencies.

NOMINATION

Committee on Armed Services: Committee concluded hearings on the nomination of Richard D. DeLauer, of California, to be Under Secretary of Defense for Research and Engineering, after the nominee, who was introduced by Senator Cranston, testified and answered questions in his own behalf.

AUTHORIZATIONS—NAVY/AIR FORCE PROGRAMS

Committee on Armed Services: Subcommittee on Military Construction concluded open and closed hearings on S. 834, authorizing funds for fiscal year 1982 for military construction programs of the Department of Defense, after receiving testimony on Navy and Air Force programs from Admiral W. M. Zobel, Commander, Naval Facilities Engineering Command, Department of the Navy; Brigadier General F. E. Petersen, Director, Facilities and Services, Headquarters Marine Corps; and Brigadier General Clifton D. Wright, Deputy Director, Directorate of Engineering and Services, Department of the Air Force.

HOUSING AND COMMUNITY DEVELOPMENT AUTHORIZATIONS

Committee on Banking, Housing, and Urban Affairs: Committee began markup of proposed legislation authorizing funds for fiscal year 1982 for Federal housing, community and economic development, and related programs, did not complete action thereon, and will meet again tomorrow.

INTERNATIONAL TOURISM

Committee on Commerce, Science, and Transportation: Subcommittee on Business, Trade and Tourism concluded hearings to examine efforts by the Federal government to promote international tourism, after receiving testimony from William Toohey, Travel Industry Association of America, Helmut Knipp, American Hotel and Motel Association, Gabriel Phillips, Air Transport Association, Voit Gilmore, American Society of Travel Agents, Michael Styles, International Air Transport Association, and Robert Juliano, Hotel and Restaurant Employees and Bartenders Union International, all of Washington, D.C.; Jack Oberlitner, South Dakota Secretary of Economic and Tourism Development, Pierre; Ed Glassgow, South Dakota Hospitality Association, Rapid City; Jerry Connors, American Automobile Association, Falls Church, Virginia; Gar Anderson, Vermont Hotel-Motel & Restaurant Association, Montpelier; and Earl Harmon, National Tour Brokers Association, Boise, Idaho.

BUSINESS MEETING

Committee on Energy and Natural Resources: Committee held a business meeting and ordered favorably reported the following business items:

S. 875, providing for the construction of a hydroelectric generating plant at the Palo Verde Diversion Dam on the Colorado River, with an amendment; and

The nominations of G. Ray Arnett, of California, to be Assistant Secretary of the Interior for Fish, Wildlife and Parks, Robert F. Burford, of Colorado, to be Director, Bureau of Land Management, Department of the Interior, Garrey E. Carruthers, of New Mexico, to be Assistant Secretary of the Interior for Land and Water Resources, and William H. Coldiron, of Montana, to be Solicitor, Department of the Interior.

Also, committee approved a committee resolution waiving the required waiting period for the granting of rights-of-way to the Columbia Gas Transmission Company for construction of a natural gas pipeline in National Forest lands in Pendleton County, West Virginia.

Committee began consideration of S. 306, authorizing funds for fiscal year 1982 for the construction, operation, and maintenance of specified hydroelectric powerplants at various existing water projects, did not complete action thereon, and will meet again on Wednesday, May 6.

NOMINATIONS

Committee on Environment and Public Works: Committee ordered favorably reported the nominations of Ann McGill Gorsuch, of Colorado, to be Administrator of the Environmental Protection Agency, and John Hernandez, of New Mexico, to be Deputy Administrator of the Environmental Protection Agency.

Prior to this action, the committee concluded hearings on the nomination of Mr. Hernandez, after the nominee, who was introduced by Senators Domenici and Schmidt, testified and answered questions in his own behalf. Testimony was also received from Representative Lujan.

SAVINGS AND INVESTMENT

Committee on Finance: Subcommittee on Savings, Pensions, and Investment Policy concluded hearings on various proposals directed at reducing tax disincentives for savings and investment, including S. 75, S. 145, S. 936, S. 155, S. 819, S. 142, S. 330, S. 492, S. 141, and S. 457, after receiving testimony from Richard A. Hoefs, Arthur Andersen & Co., Chicago, Illinois; Nolan Bushnell, Alliance for American Innovation, and Luis Granados, The ESOP Association of America, both of San Francisco, California; Donald F. Morton, Arlington Heights Federal Savings & Loan, Arlington Heights, Illinois; Scott Hones, Goodhue National Bank, Red Wing, Minnesota; Howard West, Hennepin Federal Savings and Loan Association, Minneapolis, Minnesota; John J. Hutchinson, National Association of Federal Credit Unions, Arlington, Virginia; Guy W. Nichols, New England Electric System, Westborough, Massachusetts; Brent D. Wilson, University of Virginia, Charlottesville; Kenneth Hollister, Dean Witter, Reynolds, Inc., New York City; and Edward I. O'Brien, Security Industries Association, Charles E. Walker, American Council for Capital Formation, Michael Bell, National Venture Capital Association, James Glanville, National Association of Realtors, Dale P. Riordan, National Savings & Loan League, Karl T. Hoyle, Credit Union National Association, Herbert B. Cohn, Committee for Capital Formation Through Dividend Reinvestment, J. C. Turner, The International Union of Operating Engineers, and Rose Ann C. Fraistat, National Association of Regulatory Utility Commissioners, all of Washington, D.C.

BUSINESS MEETING

Committee on Foreign Relations: Committee began markup of the substance of S. 784, authorizing funds for fiscal years 1982 and 1983 for the Department of State, S. 991, authorizing funds for fiscal year 1982 for the Arms Control and Disarmament Agency, S. 849, authorizing funds for fiscal years 1982 and 1983 for the International Communication Agency, and S. 847, authorizing supplemental funds for fiscal year 1981 and authorizing funds for fiscal years 1982 and 1983 for the Board for International Broadcasting, did not complete action thereon, and will meet again tomorrow.

NOMINATION

Committee on Foreign Relations: Committee concluded hearings on the nomination of Deane R. Hinton, of Illinois, to be Ambassador to El Salvador, after the nominee testified and answered questions in his own behalf.

AUTHORIZATIONS—FOREIGN ASSISTANCE

Committee on Foreign Relations: Committee concluded hearings on S. 976, authorizing funds for fiscal year 1982 for foreign assistance programs, after receiving testimony on assistance to Latin America from John A. Bushnell, Acting Assistant Secretary of State for Inter-American Affairs; General Ernest Graves, Director, Security Assistance Agency, Department of Defense; and Edward Coy, Acting Assistant Administrator, Bureau for Latin America and the Caribbean, Agency for International Development.

Committee will begin consideration of this measure on Wednesday, May 6.

EQUAL PROTECTION/AFFIRMATIVE ACTION

Committee on the Judiciary: Subcommittee on the Constitution held oversight hearings on affirmative action and equal protection policies, receiving testimony from Robert Sedler, Wayne State University, Detroit, Michigan; Martin Kilson, Harvard University, Cambridge, Massachusetts; William Van Alstyne, Duke University, Durham, North Carolina; and Morris B. Abram, New York City.

Hearings were recessed subject to call.

TRIS

Committee on the Judiciary: Subcommittee on Separation of Powers began hearings on S. 823, providing for the payment of losses incurred as a result of the ban on the use of the chemical Tris in certain fab-

rics, receiving testimony from David T. Shirey, Shirey Co., Inc., Greenville, Texas; Thomas M. Marchant, III, Stone Manufacturing, Greenville, South Carolina; and Joanne Mattiace, Sears, Roebuck and Company, Chicago, Illinois.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 18 public bills, H.R. 3400–3417; 2 private bills, H.R. 3418 and 3419; and 1 resolution, H.J. Res. 246 were introduced.

Pages 8388, 8389

Bills Reported: Reports were filed as follows:

H.R. 1100, Prisoner of War Benefits and Health-Care Services Act of 1981, amended (H. Rept. 97–28); and

H.R. 3400, making supplemental appropriations and rescissions for the fiscal year 1981 (H. Rept. 97–29).

Page 8388

Late Report: Committee on Appropriations received permission to have until midnight tonight to file a privileged report on H.R. 3400, making supplemental appropriations and rescissions for the fiscal year 1981.

Page 8322

Cash Discounts: By a yea-and-nay vote of 296 yeas to 43 nays, Roll No. 27, the House voted to suspend the rules and pass H.R. 3132, to amend the Truth in Lending Act to encourage cash discounts.

Pages 8323–8330

First Budget Resolution: House completed all general debate on H. Con. Res. 115, revising the congressional budget for the United States Government for the fiscal year 1981 and setting forth the congresssional budget for the United States Government for the fiscal years 1982, 1983, and 1984; but came to no resolution thereon. Proceedings under the 5-minute rule are scheduled to begin on Tuesday, May 5.

By a yea-and-nay vote of 334 yeas to 2 nays with 1 voting "present", Roll No. 28, the House agreed to resolve itself into the Committee of the Whole.

Pages 8330–8383

Quorum Calls—Votes: Two yea-and-nay votes developed during the proceedings of the House today and appear on pages 8330–8331. There were no quorum calls.

Adjournment: Met at noon and adjourned at 6:58 p.m.

Committee Meetings

FARM BILL

Committee on Agriculture: Continued markup of the farm bill of 1981.

Will continue tomorrow.

COMMERCE-JUSTICE-STATE-THE JUDICIARY, AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce-Justice-State-the Judiciary and Related Agencies held a hearing on 1982 Budget. Testimony was heard from Members of Congress and public witnesses.

Will continue tomorrow.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to hold a hearing on reprogramings. Testimony was heard from departmental witnesses.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior continued hearings on Interior appropriations. Testimony was heard from Members of Congress.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on fiscal year 1982 Budget. Testimony was heard from Members of Congress and public witnesses.

Hearings continue tomorrow.

OMB INFLATION-PROJECTION METHODS

Committee on Armed Services: Met to receive a briefing on OMB inflation-projection methods in regard to defense. The Committee was briefed by Dr. William Schneider, Associate Director for National Security and International Programs, OMB.

HOUSING AND COMMUNITY DEVELOPMENT AMENDMENTS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development began markup of the Housing and Community Development Amendments of 1981.

Will continue tomorrow.

OVERSIGHT-THREE MILE ISLAND CLEANUP

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment held an oversight hearing on the financial issues relating to the Three Mile Island Cleanup. Testimony was heard from Representatives Ertel and Hughes and public witnesses.

Hearings continue tomorrow.

LEGAL SERVICES CORPORATION AUTHORIZATION

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice approved for full Committee action the introduction of a clean bill in lieu of H.R. 2506, to authorize appropriations for the Legal Services Corporation for fiscal years 1982, 1983, and 1984.

Joint Meeting

INTERNATIONAL ECONOMIC POLICY

Joint Economic Committee: Committee held hearings on international economic policy, receiving testimony from Beryl Sprinkel, Under Secretary of the Treasury for Monetary Affairs; William Cline, Brookings Institution, Washington, D.C.; and Helen Junz, Townsend & Greenspan, and Pentii Kouri, New York University, both of New York City.

Committee will meet again on Friday, May 8.

♦♦♦♦♦♦♦♦♦♦♦♦

Tuesday, May 5, 1981

Senate

Chamber Action

Routine Proceedings, pages 8431–8474

Bills Introduced: Thirteen bills and two resolutions were introduced, as follows: S. 1106–1118, S.J. Res. 77, and S. Res. 120.

Pages 8450, 8460–8466

Bills Reported: Reports were made as follows:

S.J. Res. 50, requesting the President to designate July 17, 1981, as "National P.O.W.-M.I.A. Recognition Day."

Page 8449

Measures Passed:

National Climate Program: Senate passed S. 1002, authorizing funds for fiscal year 1982 for the National Climate program.

Pages 8434–8435

Federal Crop Insurance: Senate passed S. 730, providing for the use of funds of the Commodity Credit Corporation in implementing the Federal Crop Insurance Act of 1980, after agreeing to a committee amendment in the nature of a substitute, as amended by Domenici unprinted amendment No. 66, establishing a limit on the amount of funds, otherwise available for the payment of Federal Crop Insurance Corporation indemnities, that may be used to pay administrative and operating expenses.

Pages 8442–8446

Confirmations: Senate confirmed the following nominations:

Ann McGill Gorsuch, of Colorado, to be Administrator of the Environmental Protection Agency.

John W. Hernandez, Jr., of New Mexico, to be Deputy Administrator of the Environmental Protection Agency.

Page 8436

By unanimous vote of 96 yeas, Senate also confirmed the following nominations en bloc:

Leonore Annenberg, of Pennsylvania, for the rank of Ambassador during her tenure of service as Chief of Protocol for the White House.

John J. Louis, Jr., of Illinois, to be Ambassador to Great Britain and Northern Ireland.

Arthur H. Woodruff, of Florida, to be Ambassador to the Central African Republic.

John A. Burroughs, Jr., of Maryland, to be Ambassador to the Republic of Malawi.

John A. Gavin, of California, to be Ambassador to Mexico.

Elliott Abrams, of the District of Columbia, and Robert D. Hormats, of Maryland, each to be an Assistant Secretary of State.

Pages 8440–8441

Executive reports: Senate received the following Executive Reports:

(1) Myer Rashish, of the District of Columbia, to be Under Secretary of State for Economic Affairs (together with additional views) (S. Exec. Rept. No. 97–7); and

(2) Chester A. Crocker, of the District of Columbia, to be an Assistant Secretary of State (together with additional views) (S. Exec. Rept. No. 97–8).

Page 8449

Nominations: Senate received the following nominations:

Carleton S. Coon, Jr., of New Hampshire, to be Ambassador to the Kingdom of Nepal.

Robert A. McConnell, of Arizona, to be an Assistant Attorney General.

Richard P. Kusserow, of Illinois, to be Inspector General, Department of Health and Human Services.

Reese H. Taylor, Jr., of Nevada, to be a Member of the Interstate Commerce Commission.

Page 8474

Messages From the President: **Page 8449**

Messages From the House: **Page 8449**

Measures Ordered Held at Desk: **Page 8449**

Statements on Introduced Bills: **Pages 8450–8459**

Amendments Submitted for Printing: Pages 8466-8468

Notices of Hearings: Pages 8468-8468

Committee Authority to Meet: Page 8468

Additional Statements: Pages 8468-8473

Nominations: Page 8474

Confirmations: Page 8474

Record Vote: One record vote was taken today. (Total—89). Page 8441

Recess: Senate met at 11 a.m., and recessed at 4:42 p.m., until 12 Noon, on Wednesday, May 6, 1981. (For Senate's program see remarks of Senator Baker in today's Record on page 8474.)

Committee Meetings

AUTHORIZATIONS—FIFRA

Committee on Agriculture, Nutrition, and Forestry: Committee ordered favorably reported S. 1036, authorizing funds for fiscal year 1982 for the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), with an amendment.

Also, committee resumed markup of S. 480, S. 884, S. 902, S. 943, S. 994, and S. 997, bills providing price and income protection for farmers and to assure consumers of an abundance of food and fiber at reasonable prices, did not complete action thereon and will meet again tomorrow.

SUPPLEMENTAL APPROPRIATIONS—ENERGY AND WATER PROGRAMS

Committee on Appropriations: Subcommittee on Energy and Water Development approved for full committee consideration, with amendments, those provisions which fall within the subcommittee's jurisdiction of H.R. 3400, appropriating supplemental funds for fiscal year ending September 30, 1981, and rescinding certain budget authority (pending on House calendar).

APPROPRIATIONS—EXPORT-IMPORT BANK

Committee on Appropriations: Subcommittee on Foreign Operations resumed hearings on proposed budget estimates for fiscal year 1982, receiving testimony in behalf of funds for the Export-Import Bank of the United States from its Director, Margaret W. Kahliff.

Subcommittee will meet again tomorrow.

SUPPLEMENTAL APPROPRIATIONS—STATE, JUSTICE, COMMERCE, JUDICIARY

Committee on Appropriations: Subcommittee on State, Justice, Commerce, and the Judiciary approved for full committee consideration, with amendments, those provisions which fall within the subcommittee's jurisdiction of H.R. 3400, appropriating supplemental funds for fiscal year ending September 30, 1981, and rescinding certain budget authority (pending on House calendar).

AUTHORIZATIONS—DOE-DEFENSE PROGRAMS

Committee on Armed Services: Subcommittee on Strategic and Theater Nuclear Forces concluded open and closed hearings on S. 846, authorizing funds for fiscal years 1982 and 1983 for national security programs of the Department of Energy, after receiving testimony from Admiral Hyman Rickover, Deputy Assistant Secretary of Defense for Naval Reactors; Robert L. Morgan, Acting Assistant Secretary of Energy for Defense Programs; Roger E. Batzel, Director, Lawrence Livermore National Laboratory; Donald M. Kerr, Director, Los Alamos National Laboratory; and Morgan Sparks, Director, Sandia National Laboratory.

AUTHORIZATIONS—HOUSING PROGRAMS

Committee on Banking, Housing and Urban Affairs: Committee ordered favorably reported an original bill (S.1197) authorizing funds for fiscal year 1982 for Federal Housing, community and economic development, and related programs.

HIGHWAY SAFETY

Committee on Commerce, Science, and Transportation: Subcommittee on Surface Transportation concluded hearings on Title II, proposed highway safety amendments of S. 841, authorizing funds through fiscal year 1986 for the construction and safety of Federal highways, after receiving testimony from Raymond A. Peck, Administrator, and Charles F. Livingston, Associate Administrator for Traffic Safety Programs, both of the National Highway Traffic Safety Administration, Department of Transportation; Philip W. Haseltine, representing the National Governors Association, John Manickas, Federation Highway Safety Advisory Panel, Peter Koltnow, Highway Users Federation, and James Wilson, American Road and Transportation Builders Association, all of Washington, D.C.; Douglas M. Fergusson, Nationwide Insurance Companies, Columbus, Ohio; and Charles A. Hurley, representing the National Safety Council, Chicago, Illinois.

NOMINATION

Committee on Environment and Public Works: Committee concluded hearings on the nomination of G. Ray Arnett, of California, to be Assistant Secretary of the Interior for Fish, Wildlife and Parks, after the nominee testified and answered questions in his own behalf. Testimony was also received from Wes

Hayden, International Association of Fish and Game Agencies, Washington, D.C.

The Committee will consider the nomination of Mr. Arnett on Monday, May 11.

ENVIRONMENTAL QUALITY

Committee on Environment and Public Works: Subcommittee on Toxic Substances and Environmental Oversight concluded hearings on proposed legislation authorizing funds for fiscal year 1982 for programs which fall within the subcommittee's legislative jurisdiction, after receiving testimony in behalf of funds for the Environmental Protection Agency from Richard Dowd, Acting Assistant Administrator for Research and Development, Vilma R. Hunt, Deputy Assistant Administrator for Health Research, Roger Cortessi, Associate Deputy Assistant Administrator for Health Research, Edwin Clark, Acting Assistant Administrator for Pesticides and Toxic Substances, and Charles Elkins, Deputy Assistant Administrator for Noise Abatement and Control, all of the Environmental Protection Agency; after receiving testimony in behalf of funds for the Council on Environmental Quality from Thomas Delaney, Administrative Officer, Council on Environmental Quality and Malcolm F. Baldwin, Great Falls, Virginia, formerly of the Council on Environmental Quality; and concluded hearings on the status of the Noise Control Act, after receiving testimony from William H. Dempsey, Association of American Railroads, Richard L. Hanneman, National Solid Waste Management Association, and Milton Kotler, National Association of Neighborhoods, all of Washington, D.C.

SPENDING REDUCTIONS

Committee on Finance: Committee resumed mark up of numerous spending reduction proposals, but did not complete action thereon, and will meet again on Wednesday, May 13.

BUSINESS MEETING

Committee on Foreign Relations: Committee ordered favorably reported the following business items:

An original bill (S.1193) authorizing funds for fiscal years 1982 and 1983 for the Department of State, authorizing funds for fiscal year 1982 for the Arms Control and Disarmament Agency, authorizing funds for fiscal years 1982 and 1983 for the International Communication Agency, and authorizing funds for fiscal years 1982 and 1983 for the Board for International Broadcasting. As approved by the committee the original bill incorporates certain provisions of S.784, S.991, S.849, and S.847; and

The nominations of Donald T. Regan, of New Jersey, to be U.S. Governor of the International Monetary Fund, U.S. Governor of the International Bank for Reconstruction and Development, Governor of the Inter-American Development Bank, Governor of the Asian Development Bank, and U.S. Governor of the African Development Bank, John H. Holdridge, of Maryland, to be Assistant Secretary of State for East Asia and Pacific Affairs, Lawrence S. Eagleburger, of Florida, to be Assistant Secretary of State for European Affairs, Charles Z. Wick, of California, to be Director of the International Communication Agency, Nicholas A. Veliotes, of California, to be Assistant Secretary of State for Near Eastern and South Asian Affairs, James L. Malone, of Virginia, to be Assistant Secretary of State for Oceans and International Environmental and Scientific Affairs, and Deane R. Hinton, of Illinois, to be Ambassador to El Salvador.

Also, committee met in closed session to discuss committee activities and procedures, made no announcements, and recessed subject to call.

NOMINATION

Committee on Foreign Relations: Committee concluded hearings on the nomination of Robert G. Neumann, of California, to be Ambassador to the Kingdom of Saudi Arabia, after the nominee testified and answered questions in his own behalf.

BUDGET RESOLUTION—SPENDING REDUCTIONS

Committee on Governmental Affairs: Committee met to discuss the impact of the Budget Committee recommendations to the committee in relation to spending proposals for fiscal years 1982, 1983, and 1984, on matters which fall within the committee's jurisdiction, as mandated by Title III of the Budget Act of 1974, and agreed on recommendations which it will make to the Budget Committee thereon.

NOMINATION

Committee on Governmental Affairs: Committee ordered favorably reported the nomination of Gerald P. Carmen, of New Hampshire, to be Administrator of General Services.

BUSINESS MEETING

Committee on the Judiciary: Committee began consideration of the following measures:

S. 816, placing certain conditions on the ability of foreign governments to sue for damages for antitrust violations in U.S. courts, and limiting the amount of antitrust damages recoverable by a foreign government to that amount which the U.S. government would be entitled to recover;

S. 255, encouraging American innovation by restoring the patent system as it affects certain products subject to premarket testing by the Federal Government;

S. 951, authorizing funds for fiscal year 1982 for the Department of Justice;

S.J. Res. 58, proposed Constitutional amendment altering Federal fiscal decision-making procedures;

S.J. Res. 47, requesting the President to designate the week beginning May 10, 1981, as "National Small Business Week";

S.J. Res. 46, requesting the President to designate May 21, 1981, as "United States Tennis Association Day";

S. 907, including Cabinet officers under the provisions of the U.S. Code relating to assassination, kidnaping, and assault; and

S. 923, establishing pretrial services in each Federal district to assist judicial officers in making pretrial release decisions and to supervise and monitor conditions of pretrial release.

The committee will resume consideration of the aforementioned measures on Tuesday, May 12.

POW/MIA RECOGNITION DAY

Committee on the Judiciary: On Monday, May 4, the committee approved for reporting S.J. Res. 50, requesting the President to designate July 17, 1981, as "National P.O.W.-M.I.A. Recognition Day."

TRIS

Committee on the Judiciary: Subcommittee on Separation of Powers concluded hearings on S. 823, providing for the payment of losses incurred as a result of the ban on the use of the chemical Tris in certain fabrics, after receiving testimony from Representative Gore; and Joseph Highland, Environmental Defense Fund, Washington, D.C.

SENATE—RADIO/TV COVERAGE

Committee on Rules and Administration: Committee concluded hearings on S. Res. 20, providing for television and radio broadcasting of Senate Chamber proceedings, after receiving testimony from Senator Pressler; John Saeman, Daniels & Associates, Denver, Colorado; Robert Rosencrans, UA-Columbia Cablevision, Westport, Connecticut; Wayne D. Knighton, Southmedia Company, Atlanta, Georgia; and Fred Wertheimer, Common Cause, Stephen Janger and Margery Kraus, both of Close-up Foundation, Martha Stanville, American Women in Radio and TV, Douglas Dittrick, National Cable Television Association, and Neal Gregory, all of Washington, D.C.

SBA'S SIZE STANDARDS

Committee on Small Business: Committee concluded hearings on the Small Business Administration's efforts to revise its small business size standards, after receiving testimony from Michael Cardenas, Administrator, Donald Templeman, Deputy Administrator, Kaleel Skeirik, Director, Office of Size Standards, and Andrew Canellas, Office of Industrial Analysis, all of the Small Business Administration; Stan Tesko, Deputy Director, Office of Small and Disadvantaged Business Utilization, Department of Defense; Rex Ball, HTB Company, Oklahoma City, Oklahoma; Michael Rukin, Analytical Systems Engineering Corporation, Burlington, Massachusetts; David L. Tomlinson, Amwest, Salt Lake City, Utah; Frank R. Carroll, Small Business Service Bureau, Inc., Worcester, Massachusetts; T. B. Sanford, The Georgia Association of General Contractors, Scottsdale, Georgia; Franklin Shank, National Association of Retail Grocers of the United States, Hagerstown, Maryland; and Michael Rousch, National Federation of Independent Businesses, Walter Stults, National Association of Small Business Investment Companies, Herbert Wilkins, American Association of MESBICs, Rudolph J. Passero, National Society of Public Accountants, William McCamant, National Association of Wholesaler-Distributors, Robert L. Wilkinson, Associated Specialty Contractors, Jerry Wilkerson, International Franchise Association, and Thomas K. Zaucha, Cooperative Food Distributors of America, all of Washington, D.C.

SENATOR WILLIAMS—CORRUPTION CHARGES

Select Committee on Ethics: Committee met in closed session and voted to begin an investigation of the alleged corruption charges against Senator Williams, and agreed to begin consideration of individuals to serve as Special Counsel of the Select Committee in this investigation.

Committee recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: Public bills, H.R. 3420–3448; 5 private bills, H.R. 3449–3453; and 3 resolutions, H.J. Res. 247, and H. Con. Res. 125 and 126 were introduced.

Pages 8545–8546

Virgin Islands Constitution: By a yea-and-nay vote of 408 yeas, Roll No. 29, the House voted to suspend the rules and pass H.J. Res. 238, to approve a Constitution of the United States Virgin Islands.

Pages 8477–8486

First Budget Resolution: House continued consideration of H. Con. Res. 115, revising the congressional budget for the United States Government for the fiscal year 1981 and setting forth the congressional budget for the United States Government for the fiscal years 1982, 1983, and 1984; but came to no resolution thereon. Proceedings under the 5-minute rule are scheduled to continue on Wednesday, May 6.

Pending when the Committee of the Whole rose was an amendment in the nature of a substitute that proposes $777.9 billion in budget authority, $709.8 billion in outlays, $717.7 billion in revenues, and a surplus of $7.8 billion.

By a yea-and-nay vote of 379 yeas to 3 nays, with 3 voting "present", Roll No. 30, the House resolved itself into the Committee of the Whole.

Agreed to an amendment, as modified, that increases defense budget authority by $450 million and outlays by $50 million for fiscal year 1981; and increases defense budget authority by $6.65 billion and decreases outlays by $900 million for fiscal year 1982.

Pages 8486–8527

Quorum Calls—Votes: Two yea-and-nay votes developed during the proceedings of the House today and appear on pages 8485–8486. There were no quorum calls.

Adjournment: Met at noon and adjourned at 5:40 p.m.

Committee Meetings

FARM BILL

Committee on Agriculture: Continued markup of the farm bill of 1981.

Will continue tomorrow.

COMMERCE-JUSTICE-STATE-THE JUDICIARY AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce-Justice-State-The Judiciary and Related Agencies continued hearings on 1982 Budget. Testimony was heard from Members of Congress and public witnesses.

Hearings continue tomorrow.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held a hearing on Navy programs. Testimony was heard from Adm. H. G. Rickover, Director, Naval Nuclear Propulsion Program.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations held a hearing on World Fish Culture. Testimony was heard from officials of AID and Dr. Richard Pretto, Director, Department of Aquaculture, Republic of Panama.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on the Fish and Wildlife Service. Testimony was heard from Eugene Hester, Acting Deputy Director, Fish and Wildlife Service, Department of the Interior.

LABOR-HHS AND EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS and Education heard testimony from Raymond J. Donovan, Secretary of Labor.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation continued hearings on fiscal year 1982 budget. Testimony was heard from Members of Congress and public witnesses.

TREASURY-POSTAL SERVICE

Committee on Appropriations: Subcommittee on Treasury-Postal Service held a hearing on the Office of Policy Development, National Security Council, Special Assistance to the President, Office of the Administrator, Office of Federal Procurement Policy. Testimony was heard from departmental witnesses.

DOD AUTHORIZATION

Committee on Armed Services: Concluded hearings on H.R. 2970, Department of Defense Authorization Act, 1982. Testimony was heard from John O. Marsh, Jr., Secretary of the Army; John Lehman, Secretary of the Navy and Verne Orr, Secretary of the Air Force.

DEPARTMENT OF ENERGY AUTHORIZATION

Committee on Armed Services: Subcommittee on Investigations approved for full Committee action on H.R. 3023, to authorize appropriations to the Department of Energy for fiscal year 1982 for conservation, exploration, development, production, sale, and use of the naval petroleum reserves and naval oil shale reserves.

NATO

Committee on Armed Services: Subcommittee on Military Personnel and Compensation held a hearing on a recent study of the defense manpower policies and problems in the armed forces of the member countries of NATO. Testimony was heard from Members of the Subcommittee on Manpower and Personnel of the North Atlantic Assembly.

HOUSING AND COMMUNITY DEVELOPMENT AMENDMENTS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development continued markup of the Housing and Community Development Amendments of 1981.

Will continue tomorrow.

HUNGER AND GLOBAL SECURITIES

Committee on Banking, Finance and Urban Affairs: Subcommittee on International Development Institutions and Finance held a hearing on Hunger and Global Securities. Testimony was heard from public witnesses.

MISCELLANEOUS MEASURES

Committee on Education and Labor: Ordered reported the following bills: H.R. 3337, to extend the authorization for youth employment and demonstration programs; H.R. 3045, as amended, to amend the Economic Opportunity Act of 1964 to extend the authorizations of appropriations contained in such act; and H.R. 3046, as amended, to amend the Older Americans Act of 1965 to extend the authorizations of appropriations contained in such act.

INTERNATIONAL SECURITY AND DEVELOPMENT COOPERATION ACT

Committee on Foreign Affairs: Continued markup of the International Security and Development Cooperation Act of 1981.

Will continue tomorrow.

ARMS CONTROL AND DISARMAMENT ACT AUTHORIZATION

Committee on Foreign Affairs: Subcommittee on International Security and Scientific Affairs approved for full Committee action as amended H.R. 3289, to authorize appropriations under the Arms Control and Disarmament Act.

Prior to this action, the Subcommittee held a hearing on this legislation. Testimony was heard from James T. Hackett, Acting Director, Arms Control and Disarmament Agency.

OVERSIGHT—THREE MILE ISLAND CLEANUP

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment concluded oversight hearings on the financial issues relating to the Three Mile Island Cleanup. Testimony was heard from public witnesses.

EARTHQUAKE HAZARDS REDUCTION ACT

Committee on Interior and Insular Affairs: Subcommittee on Mines and Mining held a hearing on H.R. 3356, to amend the Earthquake Hazards Reduction Act of 1977 and the Federal Fire Prevention and Control Act of 1974 to authorize the appropriation of funds to the Director of the Federal Emergency Management Agency to carry out the earthquake hazards reduction programs and the fire prevention and control program. Testimony was heard from departmental witnesses.

OVERSIGHT—YCC/YACC PROGRAMS

Committee on Interior and Insular Affairs: Subcommittee on Public Lands and National Parks held an oversight hearing on the Department of the Interior and Department of Agriculture Youth Conservation programs. Testimony was heard from Representative Dicks; various State program directors and public witnesses.

Hearings continue May 12.

REGULATORY PROCEDURE ACT

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations continued hearings on H.R. 746, Regulatory Procedure Act of 1981 and companion measures. Testimony was heard from Representatives Levitas and Pease and public witnesses.

Hearings continue May 7.

JUSTICE ASSISTANCE ACT

Committee on the Judiciary: Subcommittee on Crime held a hearing on H.R. 3359, Justice Assistance Act of 1981. Testimony was heard from Rudolph W. Giuliani, Associate Attorney General; Richard S. Gebelein, Attorney General, Delaware; Ossie Brown, District Attorney, Baton Rouge, Louisiana and public witnesses.

OVERSIGHT

Committee on Merchant Marine and Fisheries: Subcommittee on Panama Canal/Outer Continental Shelf held an oversight hearing on the effectiveness of the 1978 amendments and the GAO reports on hindrances to OCS oil and gas leasing, exploration, and production. Testimony was heard from Rear Adm. Henry Bell, Chief, Office of Marine Safety, U.S. Coast Guard and public witnesses.

JFK CENTER

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds approved for full Committee action H.R. 3377, authorizing appropriations to the Secretary of the Interior for services necessary to the nonperforming arts functions of the John F. Kennedy Center for the Performing Arts.

Prior to this action, the Subcommittee held a hearing on this legislation. Testimony was heard from Manus J. Fish Jr., Regional Director, National Capital Region, National Park Service, Department of the Interior.

PUBLIC BUILDINGS ACT AMENDMENTS

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds held a hearing on H.R. 1938, to establish public buildings policies for the Federal Government, to establish the Public Buildings Service in the General Services

Administration. Testimony was heard from James H. French, Associate General Counsel, Office of Contracts and Property Law Department, Postal Service; David Williamson, Director, Office of Independent Living, HUD and public witnesses.

Hearings continue May 7.

WATER SUPPLY STORAGE

Committee on Public Works and Transportation: Subcommittee on Water Resources held a hearing on H.R. 779, to authorize the Secretary of the Army to contract with the Tarrant County Water Control and Improvement District No. 1 and the city of Weatherford, Tex., for the use of water supply storage in Benbrook Lake, and on the extension of authorization for the Water Resources Council. Testimony was heard from Representatives Wright and Stenholm; Col. Alan L. Laubscher, Assistant Director of Civil Works, Lower Mississippi and Gulf, U.S. Army Corps of Engineers, Department of the Army; Dave Dieson, Mayor, Weatherford, Texas and a public witness.

WATER RESOURCES COUNCIL AUTHORIZATION

Committee on Public Works and Transportation: Subcommittee on Water Resources held a hearing on extension of authorization for the Water Resources Council. Testimony was heard from James G. Watt, Secretary of the Interior and Chairman, Water Resources Council, Department of the Interior; Maj. Gen. E. R. Heiberg, III, director, Civil Works, Corps of Engineers; Joe Hass, Deputy Chief, Natural Resources Projects, Soil Conservation Service, USDA; James N. Smith, Acting Assistant Administrator, Water and Waste Management, EPA; Cmdr. R. F. Melsheimer, Special Assistant, Water Resources Activities, U.S. Coast Guard, Department of Transportation; Dr. Dan Ogden, Director, Office of Power Marketing Coordination, Conservation and Renewable Energy, Department of Energy; Robert Miki, Office of the Secretary, Department of Commerce and Donald G. Dodge, Acting General Deputy Assistant Secretary, Community Planning and Development, HUD.

Hearings continue tomorrow.

SPENDING REDUCTIONS

Committee on Ways and Means: Subcommittee on Public Assistance and Unemployment Compensation continued consideration of recommendations for fiscal year 1982 budget spending reductions.

Will continue tomorrow.

MISCELLANEOUS TARIFF AND TRADE BILLS

Committee on Ways and Means: Subcommittee on Trade held a hearing on miscellaneous tariff and trade bills. Testimony was heard from departmental witnesses.

INTELLIGENCE AND INTELLIGENCE-RELATED ACTIVITIES AUTHORIZATION

Permanent Select Committee on Intelligence: Subcommittee on Program and Budget Authorization met in executive session and approved for full Committee action as amended the fiscal year 1982 Intelligence and Intelligence-Related Activities authorization bill.

Joint Meeting

IMMIGRATION/REFUGEE POLICY

Joint Hearing: Senate Judiciary Subcommittee on Immigration and Refugee Policy began joint hearings with the House Judiciary Subcommittee on Immigration, Refugees, and International Law on public reaction to the recommendations of the final report of the Select Commission on Immigration and Refugee Policy, receiving testimony from Reverend Theodore Hesburgh, Chairman, Select Commission on Immigration and Refugee Policy; Perry Ellsworth, National Council of Agricultural Employers, Robert Neville, National Restaurant Association, and Thomas Donahue, representing the AFL–CIO, all of Washington, D.C.; and Richard Wright, Counsel, Sherman and Howard, Denver, Colorado.

Joint hearings continue tomorrow.

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Wednesday, May 6, 1981

Senate

Chamber Action

Routine Proceedings, pages 8587–8665

Bills Introduced: Fourteen bills and eleven resolutions were introduced, as follows: S. 1119–1132, S.J. Res. 78, and S. Res. 122–130.

Pages 8590, 8613, 8622–8624

Bills Reported: Reports were made as follows:

S. Res. 123, paying a gratuity to survivors of a deceased Senate employee.

S. Res. 124, paying a gratuity to survivors of deceased Senate employee.

S. Res. 125, paying a gratuity to a survivor of a deceased Senate employee.

S. Res. 126, paying a gratuity to a survivor of a deceased Senate employee.

S. Res. 127, paying a gratuity to a survivor of a deceased Senate employee.

S. 1123, permitting rental, lease, or purchase of office equipment for use in District of Columbia and State Senate offices. (S. Rept. No. 97–50).

S. 1124, authorizing the Senate Sergeant at Arms and Doorkeeper to enter into contracts which provide for the making of advanced payments for computer programing services. (S. Rept. No. 97–51).

S. Res. 93, authorizing the printing of additional copies of part 1 of the Senate report entitled "Developments in Aging: 1980." (S. Rept. No. 97–52).

S. Res. 26, authorizing the printing of a revised edition of the "History of the Committee on Finance" as a Senate document. (S. Rept. No. 97–53).

S. Res. 122, authorizing the printing of a revised edition of the Standing Rules of the Senate as a Senate document. (S. Rept. No. 97–54).

Special Report on a review of the Committee System and on the Standing Rules of the Senate. (S. Rept. No. 97–55).

S. 1070, authorizing funds for fiscal year 1982 for youth employment/demonstration programs. (S. Rept. No. 97–56).

S. 1127, authorizing funds for fiscal year 1982 and supplemental funds for fiscal year 1981 for the intelligence community. (S. Rept. No. 97–57). Referred jointly to the Committees on Armed Services, Governmental Affairs, and Judiciary for the thirty-day time period provided in section 3(b) of S. Res. 400, 94th Congress, provided that the Committee on Governmental Affairs be restricted to the consideration of Title VI, and that the Committee on the Judiciary be restricted to the consideration of sections 509 and 510; provided further that if any of said committees fails to report said bill within the thirty-day limit, such committee shall be automatically discharged from further consideration of said bill in accordance with section 3(b) of S. Res. 400, 94th Congress.

S. Res. 128, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to consideration of Title VI of S. 1127, listed above. Referred to the Committee on the Budget.

Page 8612

Measures Passed:

P.O.W.-M.I.A. Recognition Day: Senate passed S.J. Res. 50, requesting the President to designate July 17, 1981, as "National P.O.W.-M.I.A. Recognition Day."

Pages 8589–8590

Appearance of Senate Legal Counsel: Senate agreed to S. Res. 121, directing Senate Legal Counsel to appear as amicus curiae in Consumer Energy Council of America, Inc., et al. v. Federal Energy Regulatory Commission, in the U.S. Court of Appeals for the District of Columbia Circuit.

Page 8590

Public Buildings Act: By unanimous vote of 93 yeas, Senate passed S. 533, establishing public buildings policies for the Federal government, establishing the Public Buildings Service in the General Services Administration, authorizing funds for fiscal year 1982 for the construction, renovation, and maintenance of public buildings, and related activities of the Public Buildings Service, after agreeing en bloc to committee amendments and the following amendments proposed thereto:

(1) Stafford unprinted amendment No. 67, clarifying certain cost-saving provisions.

Page 8652

(2) Stafford unprinted amendment No. 68, requiring that full funding of leases begin in fiscal year 1983 instead of fiscal year 1982, and making conforming technical changes.

Page 8654

(3) Moynihan unprinted amendment No. 69, providing that the Administrator may conduct research and post-occupancy evaluation to determine and improve the effectiveness of existing and planned public buildings in providing productive, safe, healthful, economical, conveniently located, energy efficient, and architecturally distinguished accommodations for Federal agency offices.

Page 8655

(4) Stafford-Moynihan unprinted amendment No. 70, of a technical nature.

Page 8655

Confirmations: Senate confirmed the following nominations:

Richard D. DeLauer, of California, to be Under Secretary of Defense for Research and Engineering.

William H. Coldiron, of Montana, to be Solicitor of the Department of the Interior.

Garrey E. Carruthers, of New Mexico, to be an Assistant Secretary of the Interior.

Robert F. Burford, of Colorado, to be Director of the Bureau of Land Management.

Page 8665

Statements on Introduced Bills: **Pages 8613–8621**

Amendments Submitted for Printing: **Page 8624**

Committee Authority To Meet: **Page 8624**

Additional Statements: **Pages 8624–8639**

Confirmations: **Page 8665**

Record Vote: One record vote was taken today. (Total—90).

Page 8659

Recess: Senate met at 12 Noon, and recessed at 3:02 p.m., until 8:45 a.m., on Thursday, May 7, 1981. (For Senate's program, see remarks of Senator Baker in today's RECORD on page 8665.)

Committee Meetings

FARM BILL

Committee on Agriculture, Nutrition, and Forestry: Committee continued markup of S. 480, S. 884, S. 902, S. 943, S. 994, and S. 997, bills providing price and income protection for farmers and to assure consumers of an abundance of food and fiber at reasonable prices, did not complete action thereon, and will meet again tomorrow.

SUPPLEMENTAL APPROPRIATIONS AND AIR FORCE POSTURE

Committee on Appropriations: Subcommittee on Defense approved for full committee consideration, with amendments, those provisions which fall within the subcommittee's jurisdiction of H.R. 3400, appropriating supplemental funds for fiscal year ending September 30, 1981, and rescinding certain budget authority (pending on House calendar).

Also, committee resumed open and closed hearings on proposed budget estimates for fiscal year 1982 for the defense establishment, receiving testimony on the Air Force posture from Verne Orr, Secretary of the Air Force; General Lew Allen, Jr., Chief of Air Force Staff; and Major General George M. Browning, Jr., Director of Budget, Comptroller of the Air Force.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—A.I.D

Committee on Appropriations: Subcommittee on Foreign Operations resumed hearings on proposed budget estimates for fiscal year 1982 for the Agency for International Development, focusing on the Sahel development program, Africa regional program, and the Near East regional program, receiving testimony from Haven North, Acting Assistant Administrator for Africa, and Al White, Acting Assistant Administrator for the Near East, both of the Agency for International Development.

Subcommittee will meet again tomorrow.

FLOOD INSURANCE PROGRAMS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held oversight hearings to review flood insurance programs administered by the Federal Emergency Management Agency, receiving testimony from Richard W. Krimm, Acting Administrator, Federal Insurance Administration, FEMA, and numerous public witnesses.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee on the Interior resumed hearings on proposed budget estimates for fiscal year 1982 for the Department of the Interior, receiving testimony from Senators Melcher, Durenberger, and Boschwitz; and Representatives Beilenson and Goldwater.

Subcommittee will meet again tomorrow.

SUPPLEMENTAL APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education began markup of those provisions which fall within the subcommittee's jurisdiction of H.R. 3400, appropriating supplemental funds for fiscal year ending September 30, 1981, and rescinding certain budget authority (pending on House calendar), did not complete action thereon, and will meet again tomorrow.

FINANCIAL INSTITUTIONS

Committee on Banking, Housing, and Urban Affairs: Committee resumed oversight hearings to review major banking and consumer protection laws, focusing on banking industry and financial services representatives, receiving testimony from Lee E. Gunderson, Osceola, Wisconsin, on behalf of the American Bankers Association; Gordon T. Wallis, New York Clearing House Association, New York City; Paul Mason, First United Bancorporation, Inc., Fort Worth, Texas, and Donald L. Rogers, Washington, D.C., both on behalf of the Association of Bank Holding Companies; Robert L. McCormick, Jr., Stillwater, Oklahoma, on behalf of the Independent Bankers Association of America; Howard Mandelbaum, and Henry Polmer, Electronic Funds Transfer Association, Washington, D.C.; and Robert Reynolds, Pittsburgh, Pennsylvania, and Jeffrey M. Yates, Washington, D.C., both representing the Independent Insurance Agents of America.

Hearings continue tomorrow.

BUSINESS MEETING

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported the following measures:

An original bill authorizing $9,495,000 for each of fiscal years 1982 and 1983 for the Marine Mammal Protection Act;

An original bill, (S. 1191) authorizing funds for the Fishermen's Protection Act;

S. 1104, authorizing $3,842,000 for fiscal year 1982 for the International Investment Survey Act;

S. 1105, authorizing $8,600,000 for fiscal year 1982 for the U.S. Travel Service, with amendments;

S. 821, authorizing funds for the Federal Communications Commission, with an amendment in the nature of a substitute. As approved by the committee the bill authorizes $93,400,000 for fiscal year 1982, and $76,900,000 for each of fiscal years 1983 and 1984;

S. 1098, authorizing $6,222,900,000 for fiscal year 1982 for the National Aeronautics and Space Administration, with amendments; (S. 1194)

An original bill authorizing $1,047,500,000 for fiscal year 1982 for the National Science Foundation;

S. 960, authorizing $8,332,000 for each of fiscal years 1982 and 1983 for the Hazardous Materials Transportation Act, with an amendment in the nature of a substitute;

S. 1099, authorizing $7,064,000 for each of fiscal years 1982 and 1983 for the Natural Gas Pipeline Safety Act, and $1 million for each of fiscal years 1982 and 1983 for the Hazardous Liquid Pipeline Safety Act, with an amendment in the nature of a substitute;

An original bill (S. 1198), authorizing $118 million for fiscal year 1982, and $132 million for each of fiscal years 1983 and 1984 for Title II, proposed highway safety amendments of S. 841, authorizing funds through fiscal year 1986 for the construction and safety of Federal highways, with an amendment in the nature of a substitute; and

An original bill (S. 1192) authorizing $275,000 for each of fiscal years 1982 through 1987 for completion of Union Station, Washington, D.C.

Also, committee began consideration of S. 1100, authorizing funds to improve rail service in the Northeast region of the United States, but did not complete action thereon.

Committee will meet again on Tuesday, May 12.

BUSINESS MEETING

Committee on Energy and Natural Resources: Committee resumed consideration of S. 306, authorizing funds for fiscal year 1982 for the construction, operation, and maintenance of specified hydroelectric powerplants at various existing water projects, but did not complete action thereon, and will meet again tomorrow.

BUSINESS MEETING

Committee on Foreign Relations: Committee began consideration of S. 976, S. 848, S. 993, and S. 785, bills authorizing funds for fiscal year 1982 for certain foreign assistance programs, did not complete action thereon, and will meet again on Monday, May 11.

NOMINATION

Committee on Governmental Affairs: Committee concluded hearings on the nomination of Louis O. Giuffrida, of California, to be Director of the Federal Emergency Management Agency, after the nominee, who was introduced by Representative Shumway, testified and answered questions in his own behalf.

PRESIDENT'S REORGANIZATION AUTHORITY

Committee on Governmental Affairs: Committee concluded hearings on S. 893, extending for four years the reorganization authority of the President, after receiving testimony from Edwin Harper, Deputy Director, Office of Management and Budget; William J. Anderson, Director, General Government Division, General Accounting Office; George Jett, General Counsel, Federal Emergency Management Agency; and Donald Stone, representing the National Academy of Public Administration, Washington, D.C.

FEDERAL ASSISTANCE PROGRAMS

Committee on Governmental Affairs: Subcommittee on Intergovernmental Relations approved for full committee consideration with amendments S. 807, simplifying the administration of national policy requirements applicable to Federal assistance programs to State and local governments.

MUNICIPAL LIABILITY

Committee on the Judiciary: Subcommittee on the Constitution held hearings on S. 584 and S. 585, bills creating a Federal cause of action for the violation of a person's civil rights under State law relating to constitutional rights or laws providing for equal rights of citizens or all persons within U.S. jurisdiction, receiving testimony from Charles Abernathy, Georgetown University Law Center, and Steven H. Steinglass, National Legal Aid and Defender Association, both of Washington, D.C.; and Roy D. Bates, Columbia, South Carolina, Marvin J. Glink, Chicago, Illinois, and Roger F. Cutler, Salt Lake City, Utah, all on behalf of the National Institute of Municipal Law Officers.

Hearings continue tomorrow.

BUSINESS MEETING

Committee on Labor and Human Resources: Committee ordered favorably reported the following measures:

S. 1070, authorizing funds for fiscal year 1982 for youth employment/demonstration programs;

An original bill (S.1200) authorizing funds for fiscal year 1982 for the National Science Foundation;

S. 1029, authorizing funds for fiscal years 1982, 1983, and 1984 for health maintenance organizations (HMO's), with amendments;

S. 799, authorizing funds for fiscal years 1982, 1983, and 1984 for certain public health professional education and nurse training programs of the Department of Health and Human Services, with amendments; and

S. 801, authorizing funds for fiscal years 1982, 1983, and 1984 for the National Health Service Corps of the Department of Health and Human Services, with an amendment.

Also, committee considered, but failed to order reported, S. 800, authorizing funds for fiscal years 1982, 1983, and 1984 for health research programs.

VETERANS' PROGRAMS

Committee on Veterans' Affairs: Committee concluded hearings on numerous legistlative proposals limiting funds of certain services and programs for veterans, including S. 916, S. 918, S. 919, S. 920, S. 636, S. 1058, S. 1059, S. 1060, S. 1061, S. 1062, S. 1063, S. 1064, S. 1065, and S. 1066, after receiving testimony from Dorothy Starbuck, Chief Benefits Director, Department of Veterans' Benefits, and Robert E. Coy, Acting General Counsel, both of the Veterans Administration; Don Schwab, Veterans of Foreign Wars of the United States; Charles E. Joeckel, Disabled American Veterans; Paul Shafer, National Association of V.A. Physicians; L. Thomas Bowles, Association of American Medical Colleges; John F. Thompson, National Home Study Council; W. Lawrence Graves, Aircraft Owners and Pilots Association; Richard P. Cooley and James E. Barrett, Health Insurance Association of America; and Neil Hollander, Blue Cross and Blue Shield Association, all of Washington, D.C.

LANGUAGE TRAINING

Select Committee on Intelligence: Committee held a closed briefing on language training programs of the Department of Defense, receiving testimony from Craig Wilson, Special Assistant for Human Resources to the Assistant Secretary of Defense.

Committee will meet again on Tuesday, May 12.

Joint Meeting

IMMIGRATION-REFUGEE POLICY

Joint Hearing: Senate Judiciary Subcommittee on Immigration and Refugee Policy continued joint hearings with the House Judiciary Subcommittee on Immigration, Refugees, and International Law on public reaction to the recommendations of the final report of the Select Commission on Immigration and Refugee Policy, receiving testimony from Florida Governor Robert Graham, representing the National Governors' Conference; Mayor William Hanna, Rockville, Maryland, representing U.S. Conference of Mayors; James E. Huber, Lancaster County Board of Commissioners, Lancaster, Pennsylvania, representing National Association of Counties; Vilma Martinez, Mexican-American Legal Defense and Educational Fund, (MALDEF), representing Hispanic organizations; and Norman Kee, U.S.-Asia Institute; Althea Simmons, National Association for the Advancement of Colored People; David Carliner, American Bar Association; Stanley Mailman, Association of Immigration and Nationality Lawyers; Michael Semeler, Migrant Legal Action Program; and John Shattuck, American Civil Liberties Union, all of Washington, D.C.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 22 public bills, H.R. 3454–3475; 4 private bills, H.R. 3476–3479; and 3 resolutions, H.J. Res. 248 and 249, and H. Con. Res. 127 were introduced.

Pages 8736–8737

First Budget Resolution: House continued consideration of H. Con. Res. 115, revising the congressional budget for the United States Government for the fiscal year 1981 and setting forth the congressional budget for the United States Government for the fiscal years 1982, 1983, and 1984; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Thursday, May 7.

Pending when the Committee of the Whole rose was an amendment in the nature of a substitute that seeks to set fiscal year 1982 levels at $764.5 billion in budget authority, $688.8 billion in outlays, and $657.8 billion in revenues, with a deficit of $31 billion.

By a yea-and-nay vote of 406 yeas to 3 nays with 2 voting "present", Roll No. 31, the House agreed to resolve itself into the Committee of the Whole.

Rejected:

An amendment in the nature of a substitute that sought to set fiscal year 1982 levels at $777.9 billion in budget authority, $709.8 billion in outlays, and $717.7 billion in revenues, with a surplus of $7.8 billion (rejected by a recorded vote of 69 ayes to 356 noes, Roll No. 32); and

An amendment in the nature of a substitute that sought to set fiscal year 1982 levels at $793.7 billion in budget authority, $716.5 billion in outlays, and $717 billion in revenues, with a surplus of $500 million (rejected by a recorded vote of 119 ayes to 303 noes, Roll No. 33).

Pages 8667–8724

Meeting Hour: Agreed that the House will meet at 10 a.m. on Thursday, May 7.

Page 8724

Committee To Sit: Committee on Science and Technology received permission to sit during proceedings of the House under the 5-minute rule on Thursday, May 7.

Page 8724

Referrals: Three Senate-passed measures were referred to the appropriate House committees.

Page 8736

Quorum Calls—Votes: One yea-and-nay vote and two recorded votes developed during the proceed-

ings of the House today and appear on pages 8667, 8696–8697, 8716. There were no quorum calls.

Adjournment: Met at 1 p.m. and adjourned at 7:01 p.m.

Committee Meetings

FARM BILL

Committee on Agriculture: Continued markup of the 1981 farm bill.

Will continue tomorrow.

TONGASS NATIONAL FOREST TIMBER MANAGEMENT

Committee on Agriculture: Subcommittee on Forests, Family Farms, and Energy held a hearing on Tongass National Forest Timber Management. Testimony was heard from departmental witnesses.

COMMERCE-JUSTICE-STATE-THE JUDICIARY, AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce-Justice-State-the Judiciary and Related Agencies continued hearings on 1982 Budget. Testimony was heard from Members of Congress and public witnesses.

Hearings continue tomorrow.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held a hearing on Reprogrammings—National Guard Civilian Technicians. Testimony was heard from departmental and public witnesses.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations held a hearing on Security Assistance. Testimony was heard from James L. Buckley, Under Secretary of State for Security Assistance, Science and Technology and Lt. Gen. Ernest Graves, Director, Defense Security Assistance Agency.

HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held a hearing on NASA fiscal year 1982. Testimony was heard from Alan Lovelace, Acting Administrator, NASA.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on the Department of Energy: Fossil Energy R&D. Testimony was heard from Roger LeGassie, Acting Assistant Secretary of Energy for Fossil Energy.

LABOR-HHS AND EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS and Education held a hearing on Delegation for Basic Bimedical Research Group and on Employment and Training Administration. Testimony was heard from Al Angrisani, Assistant Secretary of Labor for Employment and Training.

TREASURY-POSTAL SERVICE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury-Postal Service held a hearing on the Postal Service, the Federal Election Commission, White House Office and Compensation of the President. Testimony was heard from William F. Bolger, Postmaster General and other departmental witnesses.

DOD AUTHORIZATION

Committee on Armed Services: Began markup of H.R. 2970, Department of Defense Authorization Act, 1982.

Will continue tomorrow.

DOD AUTHORIZATION

Committee on Armed Services: Subcommittee on Readiness approved for full Committee action as amended Title III—Operation and Maintenance of H.R. 2970, Department of Defense Authorization Act, 1982.

MISCELLANEOUS MEASURES

Committee on Banking, Finance and Urban Affairs: Ordered reported the following measures: H.R. 2612, to provide for continuing United States participation in the International Development Association, and to provide for United States participation in the African Development Bank; H.R. 3229, to authorize appropriations for the international affairs functions of the Department of the Treasury for fiscal years 1982 and 1983, and H. Con. Res. 95, to encourage the reduction of export credit subsidies in world trade.

HOUSING AND COMMUNITY DEVELOPMENT AMENDMENTS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development continued markup of the Housing and Community Development Amendments of 1981.

Will continue tomorrow.

DISTRICT OF COLUMBIA MEASURES

Committee on the District of Columbia: Ordered reported the following bills: H.R. 2818, as amended, to amend the District of Columbia Self-Government and Governmental Reorganization Act to extend the authority of the Mayor to accept certain interim loans from the United States and to extend the au-

thority of the Secretary of the Treasury to make such loans and H.R. 2819, to amend the District of Columbia Self-Government and Governmental Reorganization Act to increase the amount authorized to be appropriated as the annual Federal payment to the District of Columbia.

DOMESTIC VOLUNTEER SERVICE ACT AUTHORIZATION

Committee on Education and Labor: Subcommittee on Select Education approved for full Committee action as amended H.R. 3292, to amend the Domestic Volunteer Service Act of 1973 to extend certain authorizations of appropriations contained in such act.

TOXIC SUBSTANCES CONTROL ACT

Committee on Energy and Commerce: Subcommittee on Commerce, Transportation, and Tourism approved for full Committee action the Toxic Substances Control Act.

DEPARTMENT OF TRANSPORTATION AUTHORIZATION

Committee on Energy and Commerce: Subcommittee on Fossil and Synthetic Fuels approved for full Committee action H.R. 3420, to authorize appropriations for fiscal year 1982 for carrying out the Natural Gas Pipeline Safety Act of 1968 and the Hazardous Liquid Pipeline Safety Act of 1979.

DEPARTMENT OF ENERGY AUTHORIZATION

Committee on Energy and Commerce: Subcommittee on Fossil and Synthetic Fuels concluded hearings on Department of Energy authorization requests. Testimony was heard from George Bradley, Principal Deputy Assistant Secretary for International Affairs, Department of Energy; from the following officials of the Department of State: Edward Morse, Deputy Assistant Secretary for International Energy Policy, Bureau of Economic and Business Affairs and Martin Prochnik, Director, Office of Energy Technology Cooperation, Bureau of Oceans and International Environmental Scientific Affairs and a public witness.

CLEAN AIR ACT AMENDMENTS

Committee on Energy and Commerce: Subcommittee on Health and the Environment approved for full Committee action H.R. 3415, to amend the Clean Air Act to provide compliance date extensions for steelmaking facilities on a case-by-case basis to facilitate modernization.

NATIONAL TELECOMMUNICATIONS AND INFORMATION ADMINISTRATION AND FCC AUTHORIZATIONS

Committee on Energy and Commerce: Subcommittee on Telecommunications, Consumer Protection, and Finance approved for full Committee action the following bills: H.R. 3240, to authorize appropriations for fiscal year 1982 for the administration of the National Telecommunications and Information Administration and H.R. 3239, as amended, Federal Communications Commission Authorization Act of 1981.

The Subcommittee also began markup of H.R. 3238, Public Broadcasting Amendments Act of 1981.

Will continue tomorrow.

INTERNATIONAL SECURITY AND DEVELOPMENT COOPERATION ACT

Committee on Foreign Affairs. Continued markup of the International Security and Development Cooperation Act of 1981.

Will continue tomorrow.

DOD

Committee on Government Operations: Subcommittee on Legislation and National Security held a hearing on DOD's failure to recoup research, development and certain production costs under foreign military sales. Testimony was heard from Donald Scantlebury, Director, Accounts and Financial Management Division, GAO; Lt. Gen. Ernest Graves, Director, Defense Security Assistance Agency and Emmanuel Rosen, Deputy Assistant Secretary of Defense for Management Systems.

FEDERAL EMPLOYEES COMPENSATION ACT

Committee on Government Operations: Subcommittee on Manpower and Housing concluded hearings on investigation of the Federal Employees Compensation Act. Testimony was heard from Capt. Raymond Owens, Deputy Chief, Special Projects and Analysis Division, Director of Fraud Investigations, Air Force Office of Special Investigations and from the following representatives of the Department of Labor: A. M. Statham, Assistant Inspector General for Investigations, Office of Inspector General and Craig Berrington, Associate Deputy Under Secretary for Employment Standards Administration.

MISCELLANEOUS MEASURES; COMMITTEE BUSINESS

Committee on House Administration: Ordered reported H. Res. 127, authorizing the printing of a collection of statements in tribute to the late Representative Olin E. Teague and H.R. 3376, as amended, to authorize appropriations for the Federal Election Commission for fiscal year 1982.

The Committee also approved a Committee order dealing with adjustments to the official expense allowances and other pending business.

DEPARTMENT OF ENERGY AUTHORIZATION

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment approved for full Committee action as amended H.R. 3447, to authorize appropriations to the Department of Energy for civilian programs for fiscal year 1982 and fiscal year 1983.

VOTING RIGHTS ACT

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights held a hearing on extending the Voting Rights Act of 1965. Testimony was heard from public witnesses.

Hearings continue tomorrow.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice held an oversight hearing on the Federal Courts. Testimony was heard from Elmo B. Hunter, Chairman, Court Administration Committee, Judicial Conference of the United States and from the following officials of the Administrative Office of the U.S. Courts; William E. Foley, Director; James E. Macklin, Jr., Executive Assistant Director and William J. Weller, Legislative Affairs Office.

DEPARTMENT OF JUSTICE AUTHORIZATION

Committee on the Judiciary: Subcommittee on Monopolies and Commercial Law approved for full Committee action a clean bill to be introduced in lieu of H.R. 3111, Department of Justice Appropriation Authorization Act, Fiscal Year 1982.

MARITIME AUTHORIZATION

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine approved for full Committee action as amended H.R. 2526, to authorize appropriations for certain maritime programs of the Department of Commerce for fiscal 1982.

MISCELLANEOUS MEASURES

Committee on Public Works and Transportation: Subcommittee on Water Resources approved for full Committee action as amended the following bills: H.R. 779, to authorize the Secretary of the Army to contract with the Tarrant County Water Control and Improvement District No. 1 and the city of Weatherford, Tex., for the use of water supply storage in Benbrook Lake; H.R. 2957, to amend the Federal Water Pollution Control Act to delete the limitation on the use of public treatment works grants for treating, storing, or conveying the flow of industrial users into treatment works; and on an extension of authorization for the Federal Disaster Relief Act.

WATER RESOURCES COUNCIL AUTHORIZATION

Committee on Public Works and Transportation: Subcommittee on Water Resources continued hearings on extension of authorization for the Water Resources Council. Testimony was heard from Gerald D. Seinmill, Acting Director, Water Resources Council and public witnesses.

DEPARTMENT OF ENERGY AUTHORIZATION

Committee on Science and Technology: Met and approved Subcommittee reports concerning H.R. 3146, Department of Energy Civilian Research and Development Programs and Projects 1982 Authorization Act of 1982 and H.R. 3447, to authorize appropriations to the Department of Energy for civilian programs for fiscal year 1982 and fiscal year 1983.

AGENT ORANGE

Committee on Veterans' Affairs: Subcommittee on Investigations held a hearing to determine the current status of Agent Orange studies. Testimony was heard from Lt. Gen. Paul W. Myers, Surgeon General, U.S. Air Force; Dr. William J. Jacoby, Jr., Deputy Chief Medical Director, VA; Dr. Michael Gough, Senior Analyst, Health Program, Office of Technology Assessment and public witnesses.

MEDICARE PROGRAM BUDGET CUTS

Committee on Ways and Means: Subcommittee on Health continued consideration of spending reductions affecting the medicare program.

SPENDING REDUCTIONS

Committee on Ways and Means: Subcommittee on Public Assistance and Unemployment Compensation continued consideration of recommendations for fiscal year 1982 budget spending reductions.

SOCIAL SECURITY AMENDMENTS

Committee on Ways and Means: Subcommittee on Social Security began markup of H.R. 3207, Social Security Amendments of 1981.

Subcommittee rescessed subject to call.

TRADE ADJUSTMENT ASSISTANCE LEGISLATION

Committee on Ways and Means: Subcommittee on Trade approved for full Committee action a clean bill to be introduced on Trade Adjustment Assistance Programs for Workers, Firms and Communities authorization under Title II of the Trade Act of 1974.

COMMITTEE BUSINESS

Permanent Select Committee on Intelligence: Met in executive session to consider pending business.

Thursday, May 7, 1981

Senate

Chamber Action

Routine Proceedings, pages 8783–8888

Bills Introduced: Nine bills and one resolution were introduced, as follows: S. 1133–1141, and S. Con. Res. 20.

Pages 8860, 8870

Bills Reported: Reports were made as follows:

Received during the recess of the Senate, on May 6:

S. 815, authorizing funds for fiscal year 1982 for military procurement programs of the Department of Defense, with an amendment in the nature of a substitute (with additional and minority views) (S. Rept. No. 97–58).

Received today:

S. 1133, authorizing funds for fiscal year 1982 for the National Advisory Committee on Oceans and Atmosphere (S. Rept. No. 97–59).

S.J. Res. 46, requesting the President to designate May 21, 1981, as "U.S. Tennis Association Day."

S.J. Res. 47, requesting the President to designate the week beginning May 10, 1981, as "National Small Business Week."

Page 8859

Measures Passed:

Gratuities: Senate agreed to S. Res. 123, S. Res. 124, S. Res. 125, S. Res. 126, and S. Res. 127, paying gratuities to survivors of deceased Senate employees.

Page 8888

First Congressional Budget Resolution: Senate began consideration of S. Con. Res. 19, setting forth recommended levels of total budget outlays, Federal revenues, and new budget authority for fiscal years 1982, 1983, and 1984, and revising the congressional budget for the United States government for fiscal year 1981, taking action on amendments proposed thereto as follows:

By 24 yeas to 72 nays, Senate rejected Hatch unprinted amendment No. 72, to delete funding for the Legal Services Corporation.

Pages 8812, 8832

Pending is Thurmond unprinted amendment No. 73 (printed amendment No. 43), to increase funds for veterans programs. (Earlier, by 39 yeas to 52 nays, Senate rejected DeConcini unprinted amendment No. 74, in the nature of a substitute for unprinted amendment No. 73.)

Pages 8839, 8801, 8854

Vice Presidential Appointment: The Chair, in behalf of the Vice President, appointed Senators Mathias (Chairman), Pressler, Specter, Pell, (Vice Chairman), Hollings, Eagleton, Hart, and Leahy to the North Atlantic Assembly, Venice, Italy, May 22 to 26, 1981.

Page 8784

Confirmations: Senate confirmed the following nominations:

Thomas W. Pauken, of Texas, to be Director of the ACTION Agency.

Loret M. Ruppe, of Michigan, to be Director of the Peace Corps.

Nicholas A. Veliotes, of California, to be an Assistant Secretary of State.

Deane R. Ninton, of Illinois, to be Ambassador to El Salvador.

Donald T. Regan, of New Jersey, to be U.S. Governor of the International Monetary Fund, U.S. Governor of the International Bank for Reconstruction and Development, Governor of the Inter-American Development Bank, and U.S. Governor of the Asian Development Bank and U.S. Governor of the African Development Fund.

Page 8889

Messages from The House: Page 8855

Measures Referred: Page 8855

Communications: Page 8855

Statements on Introduced Bills: Pages 8860–8867

Amendments Submitted for Printing: Page 8868

Notices of Hearings: Pages 8870–8871

Committee Authority To Meet: Page 8871

Additional Statements: Pages 8871–8888

Confirmations: Page 8889

Record Votes: Two record votes were taken today. (Total –92).

Pages 8832, 8852

Recess: Senate met at 8:45 a.m., and recessed at 8:06 p.m., until 9:15 a.m., on Friday, May 8, 1981. (For Senate's program see remarks of Senator Baker in today's Record on page 8889.)

Committee Meetings

FARM BILL

Committee on Agriculture, Nutrition, and Forestry: Committee continued markup of S. 480, S. 884, S. 902, S. 943, S. 994, and S. 997, bills providing price and income protection for farmers and to assure consumers of an abundance of food and fiber at reasonable prices, did not complete action thereon, and will meet again tomorrow.

APPROPRIATIONS—AIR FORCE

Committee on Appropriations: Subcommittee on Defense continued hearings on proposed budget estimates for fiscal year 1982 for the defense establishment, receiving testimony in behalf of funds for Air Force research, development, test and evaluation, and aircraft and missile procurement programs from Lt. General Kelly H. Burke, Deputy Chief of Air Force Staff for Research, Development and Acquisition, who was accompanied by several of his associates.

Hearings continue on Wednesday, May 13.

APPROPRIATIONS—AIR FORCE CONSTRUCTION

Committee on Appropriations: Subcommittee on Military Construction held hearings on proposed budget estimates for fiscal year 1982 for Air Force Construction programs, receiving testimony from Brigadier General Clifton D. Wright, Deputy Director of Engineering and Services, U.S. Air Force.

Subcommittee will meet again on Wednesday, May 13.

APPROPRIATIONS—D.C. GOVERNMENT

Committee on Appropriations: Subcommittee on the District of Columbia held hearings on proposed budget estimates for fiscal year 1982 for the government of the District of Columbia, receiving testimony in behalf of funds for public safety and justice programs, and for transportation services and assistance from numerous officials of the District government.

Hearings continue on Tuesday, May 12.

APPROPRIATIONS—DOE FOSSIL ENERGY

Committee on Appropriations: Subcommittee on the Interior held hearings on proposed budget estimates for fiscal year 1982 for the Department of Energy, receiving testimony in behalf of funds for fossil energy programs, receiving testimony from Roger W. A. Legassie, Acting Assistant Secretary of Energy for Fossil Energy.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—FOREIGN ASSISTANCE

Committee on Appropriations: Subcommittee on Foreign Operations continued hearings on proposed budget estimates for fiscal year 1982 for the Agency for International Development, American Schools and Hospitals Abroad, International Disaster Assistance, Inter-American Foundation, and the Peace Corps, receiving testimony from David Santos, Director, Office of American Schools and Hospitals Abroad, and Martin Howell, Director, Office of U.S.-Foreign Disaster Assistance, both of the Agency for International Development; William G. Sykes, Acting Director, U.S. Peace Corps; and Peter D. Bell, Inter-American Foundation, Arlington, Virginia.

Subcommittee will meet again on Tuesday, May 12.

SUPPLEMENTAL APPROPRIATIONS—FOREIGN ASSISTANCE

Committee on Appropriations: Subcommittee on Foreign Operations approved for full committee consideration, with amendments, those provisions which fall within the subcommittee's jurisdiction of H.R. 3400, appropriating supplemental funds for fiscal year ending September 30, 1981, and rescinding certain budget authority (pending on House calendar).

SUPPLEMENTAL APPROPRIATIONS—HUD

Committee on Appropriations: Subcommittee on HUD-Independent Agencies approved for full committee consideration with an amendment, those provisions which fall within the subcommittee's jurisdiction of H.R. 3400, appropriating supplemental funds for fiscal year ending September 30, 1981, and rescinding certain budget authority (pending on House calendar).

SUPPLEMENTAL APPROPRIATIONS—LABOR, HHS, EDUCATION

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education approved for full committee consideration with amendments, those provisions which fall within the subcommittee's jurisdiction of H.R. 3400, appropriating supplemental funds for fiscal year ending September 30, 1981, and rescinding certain budget authority (pending on House calendar).

NOMINATIONS AND INTELLIGENCE BUDGET

Committee on Armed Services: Committee ordered favorably reported 5,643 routine military nominations in the Army, Navy, Marine Corps, and Air Force.

Also, committee, in closed session, began its review of the report of the Select Committee on Intelligence on budget recommendations for intelligence programs contained in S. 815, authorizing funds for fiscal year 1982 for military procurement programs of the Department of Defense (pending on Senate calendar) did not complete action thereon, and will meet again on Monday, May 11.

MILITARY PAY

Committee on Armed Services: Subcommittee on Manpower and Personnel concluded hearings on the proposed pay increase for members of the Armed Forces, after receiving testimony from Senator Armstrong; Lawrence J. Korb, Assistant Secretary of Defense for Manpower, Reserve Affairs and Logistics; Kenneth J. Coffey, Associate Director, Federal Per-

sonnel and Compensation Division, General Accounting Office; and Robert Hale, Deputy Assistant Director for National Security and International Affairs, Congressional Budget Office.

FINANCIAL INSTITUTIONS

Committee on Banking, Housing and Urban Affairs: Committee continued oversight hearings to review major banking and consumer protection laws, focusing on thrift industries and financial services, receiving testimony from Stuart Davis, Beverly Hills, California, representing the U.S. League of Savings Associations; Prescott H. Cowley, American Conference of Uniform Code States, Tulsa, Oklahoma; and Richard S. Lawton, on behalf of the National Savings and Loan League, Robert E. Bowdoin, on behalf of the American Savings and Loan League, Albert B. Hooke, on behalf of the National Association of Mutual Savings Banks, James C. Barr, on behalf of the Credit Union National Association, Vincent A. Lascara and Richard M. McConnell, both of the National Association of Federal Credit Unions, Angelo R. Bianchi, on behalf of the Conference of State Bank Supervisors, and Walter C. Madsen, on behalf of the National Association of State Savings and Loan Supervisors, all of Washington, D.C.

Hearings continue on Wednesday, May 13.

BUSINESS MEETING

Committee on Energy and Natural Resources: Committee ordered favorably reported with amendments S. 306, authorizing funds for fiscal year 1982 for the construction, operation, and maintenance of specified hydroelectric powerplants at various existing water projects.

Also, committee began consideration of S. 998, and S. 707, bills providing alternative financing mechanisms to fund the strategic petroleum reserve, did not complete action thereon, and will meet again on Monday, May 11.

AUTHORIZATIONS—NATIONAL PARKS, FORESTS, REFUGES AND BLM

Committee on Energy and Natural Resources: Subcommittee on Public Lands and Reserved Water held hearings on S. 910, authorizing funds for the restoration and improvement of units of the National Park System, National Forest System, National Wildlife Refuge System, and areas administered by the Bureau of Land Management, receiving testimony from James G. Watt, Secretary of the Interior; Gaylord Nelson, The Wilderness Society, and Destry Jarvis, National Parks and Conservation Association, both of Washington, D.C.; Elvis Stahr and Alice Wainwright, both representing the National Audubon Society, New York City; Charles Cushman, National Inholders Association, Sonoma, California; David Kinsey, New Jersey Pineland Commission, Trenton; James Redford, Miami, Florida, representing the Izaak Walton League; and Jenny Freeman, Tennessee Citizens for Wilderness Planning, Oak Ridge.

Hearings were recessed subject to call.

ARMS LIMITATIONS

Committee on Foreign Relations: Committee held closed hearings on arms limitations issues, focusing on SALT compliance and adherence, the agenda for the next SALT Standing Consultative Commission meeting, and recent NATO decisions on proceeding with negotiations on limiting land-based intermediate-range missiles in Europe, receiving testimony from Walter J. Stoessel, Jr., Under Secretary of State; Richard Burt, Director of Politico-Military Affairs, Department of State; and Thomas Graham, General Counsel, and James Timbie, Acting Assistant Director, International Security Programs Bureau, both of the Arms Control and Disarmament Agency.

Hearings were recessed subject to call.

RESOLUTIONS

Committee on the Judiciary: Committee approved for reporting the following resolutions:

S.J. Res. 46, requesting the President to designate May 21, 1981, as "U.S. Tennis Association Day"; and

S.J. Res. 47, requesting the President to designate the week beginning May 10, 1981, as "National Small Business Week."

FEDERAL BALANCED BUDGET

Committee on the Judiciary: Subcommittee on the Constitution approved for full committee consideration S.J. Res. 58, proposed Constitutional amendment to balance the Federal budget and limit taxation, with an amendment in the nature of a substitute.

CIVIL RIGHTS

Committee on the Judiciary: Subcommittee on the Constitution continued hearings on S. 584 and S. 585, bills creating a Federal cause of action for the violation of a person's civil rights under color of State law relating to constitutional rights or laws providing for equal rights of citizens or all persons within U.S. jurisdiction, receiving testimony from Thomas Madden, Kay, Scholar, Fierman, Hayes & Handler, and Althea Simmons, National Association for the Advancement of Colored People, both of Washington, D.C.; and Maryland State Senator J. Joseph Curran, Annapolis, representing the National Conference of State Legislatures.

Hearings were recessed subject to call.

AUTHORIZATIONS—DEVELOPMENTAL DISABILITIES

Committee on Labor and Human Resources: Subcommittee on the Handicapped approved for full committee consideration with amendments S. 1132, authorizing funds for fiscal year 1982 for direct services planning, advocacy, legal representation, research, demonstration, and special projects for the developmentally disabled.

EDUCATION CONSOLIDATION

Committee on Labor and Human Resources: Subcommittee on Education held hearings on S. 1103, authorizing funds through fiscal year 1986 for elementary and secondary education programs, and providing educational support at the State and local level, receiving testimony from Terrel H. Bell, Secretary of Education, who was accompanied by several of his associates.

Hearings continue tomorrow.

U.S. ELECTIONS

Committee on Rules and Administration: Committee held hearings on S. 55, S. 56, S. 57, and S. 58, proposals providing for uniform election poll closing times nationwide, prohibiting the release of election results until all polls are closed, and changing election day to Sunday in 1982, 1984, 1986, and 1988, and to examine the impact of election night media projections of election results prior to the closing of polls in some states, after receiving testimony from Senator Hayakawa; Representatives Biaggi and Heftel; John W. McGarry, Chairman, and Gary Greenhalgh, Director, National Clearinghouse on Election Administration, both of the Federal Election Commission; March Fong Eu, California Secretary of State, Sacramento; William J. Small, NBC News Division, Cory Dunham, and Richard Scammon, all of National Broadcasting Company, William A. Leonard and Warren J. Mitofsky, both of the Columbia Broadcasting System, and Richard C. Wald, American Broadcasting Company, all of New York City; Reese Schoefeld, Cable News Network, Atlanta, Georgia; Elizabeth Ullman, Kevin Calegari, and Susan E. Wallers, all of the Coro Foundation, San Francisco, California; and Larry Patrick, National Association of Broadcasters, and Ruth J. Hinerfeld, League of Women Voters of the United States, both of Washington, D.C.

Hearings were recessed subject to call.

SBA—POLLUTION CONTROL BOND PROGRAM

Committee on Small Business: Committee concluded hearings on S. 580, authorizing funds through fiscal year 1984 for pollution control facility payment guarantees of the Small Business Administration, after receiving testimony from Senator Pell; Michael Cardenas, Administrator, Peter McNeish, Acting Associate Administrator for Investment, and Vincent Fragnito, Office of Pollution Control Financing Division, all of the Small Business Administration; William Cochran, Job Development Authority, Lansing, Michigan; Ronald Bean, Illinois Environmental Facilities Financing Authority, Chicago; Bruce Gies, California Pollution Control Financing Agency, Sacramento, California;' Robert H. Fuller, Pollution Abatement Financing Department, Milwaukee, Wisconsin; Michael Gibbons, McDonald and Company, Cleveland, Ohio; Marion N. MacRae, Bank of America, San Francisco, California; Irving Rubin, Great Lakes Container Company, Southfield, Michigan; and Marvin Billow, Massillon Steel Casting Company, Massillon, Ohio.

House of Representatives

Chamber Action

Bills Introduced: 27 public bills, H.R. 3480–3506; 5 private bills, H.R. 3507–3511; and 3 resolutions, H.J. Res. 250 and 251, and H. Con. Res. 128 were introduced.

Pages 9031–9033

Report Filed: One report was filed as follows: H.R. 3376, to authorize appropriations for the Federal Election Commission for fiscal year 1982, amended (H. Rept. 97–30).

Committee to Sit: Committee on Armed Services received permission to sit during proceedings of the House under the 5-minute rule today.

Pages 8890

First Budget Resolution: By a yea-and-nay vote of 270 yeas to 154 nays, Roll No. 37, agreed to H. Con. Res. 115, revising the congressional budget for the United States Government for the fiscal year 1981 and setting forth the congressional budget for the United States Government for the fiscal years 1982, 1983, and 1984.

By a yea-and-nay vote of 400 yeas to 5 nays with 1 voting "present", Roll No. 34, the House agreed to resolve itself into the Committee of the Whole.

Agreed to an amendment in the nature of a substitute that sets fiscal year 1982 levels at $764.5 billion in budget authority, $688.8 billion in outlays, and $657.8 billion in revenues, with a deficit of $31 billion (agreed to by a recorded vote of 253 ayes to 176 noes, Roll No. 36).

The Clerk was authorized to make corrections in section numbers and punctuation in the engrossment of the bill.

Pages 8892–9017

Legislative Program: Majority leader announced the legislative program for the week beginning May 11. Agreed to adjourn from Friday, May 8, to Tuesday, May 12.

Page 9017

District of Columbia Business: Agreed that District of Columbia business be in order on Tuesday, May 12.

Page 9017

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of May 13.

Page 9018

Late Report: Committee on Science and Technology received permission to file a report by 5 p.m., Friday, May 8, on H.R. 1257, to authorize appropriations to the National Aeronautics and Space Administration for research and development, construction of facilities, and research and program management.

Page 9018

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 9034.

Quorum Calls—Votes: One quorum call, two yea-and-nay votes, and one recorded vote developed during the proceedings of the House today and appear on pages. 8892, 9005, 9016–9017.

Adjournment: Met at 10 a.m. and adjourned at 5:30 p.m.

Committee Meetings

FIFRA EXTENSION

Committee on Agriculture: Subcommittee on Department Operations, Research and Foreign Agriculture approved for full Committee action as amended H.R. 3271, to extend the Federal Insecticide, Fungicide, and Rodenticide Act, as amended, for 1 year.

COMMERCE-JUSTICE-STATE-THE JUDICIARY AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce-Justice-State-The Judiciary and Related Agencies concluded continued hearings on 1982 Budget. Testimony was heard from Members of Congress and public witnesses.

HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held a hearing on the fiscal year 1982 budget. Testimony was heard from Members of Congress and public witnesses.

Hearings continue tomorrow.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on National Endowment for the Arts. Testimony was heard from Livingston L. Biddle, Jr., Chairman, National Endowment for the Arts.

LABOR-HHS AND EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS and Education held a hearing on Occupational Safety and Health Administration. Testimony was heard from the following officials of the Department of Labor: William B. Lewis, Administrator, Unemployment Insurance Service and Thorne G. Auchter, Assistant Secretary for Occupational Safety and Health.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on Urban Mass Transportation Administration. Testimony was heard from Arthur E. Teele, Jr., Administrator, Urban Mass Transportation Administration, Department of Transportation.

DOD AUTHORIZATION

Committee on Armed Services: Continued markup of H.R. 2970, Department of Defense Authorization Act, 1982.

Will continue May 12.

GEORGE WASHINGTON COMMEMORATIVE COIN

Committee on Banking, Finance and Urban Affairs: Subcommittee on Consumer Affairs approved for full Committee action as amended H.R. 3133, to provide for the minting of half dollars with a design emblematic of the 250th anniversary of the birth of George Washington.

Prior to this action, the Subcommittee held a hearing on this legislation. Testimony was heard from Representative Barnard; Angela M. Buchanan, Treasurer of the United States and public witnesses.

FEDERAL CREDIT PROGRAMS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization held a hearing on Federal credit programs. Testimony was heard from Roger Mehle, Assistant Secretary of the Treasury for Domestic Finance and public witnesses.

OVERSIGHT

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education held an oversight hearing on reading and writing achievement. Testimony was heard from public witnesses.

PUBLIC BROADCASTING AMENDMENTS ACT

Committee on Energy and Commerce: Subcommittee on Telecommunications, Consumer Protection, and Finance continued markup of H.R. 3238, Public Broadcasting Amendments Act of 1981.

Will continue May 11.

INTERNATIONAL SECURITY AND DEVELOPMENT COOPERATION ACT

Committee on Foreign Affairs. Continued markup of the International Security and Development Cooperation Act of 1981.

MISCELLANEOUS MEASURES

Committee on Government Operations: Ordered reported the following bills: H.R. 1526, as amended, Federal Managers' Accountability Act of 1981; H.R. 2098, as amended, Inspector General Act Amendments of 1981; H.R. 2979, to extend the authorization of appropriations for the National Historical Publications and Records Commission, for fiscal years 1982 and 1983 and H.R. 2590, as amended, to amend the Privacy Act of 1974 to impose additional restrictions on the maintenance and disclosure of mailing lists by Government agencies.

MINERAL LEASES

Committee on Interior and Insular Affairs: Subcommittee on Mines and Mining held a hearing on H.R. 2826, to provide for a review of the policy relating to mineral leases on public lands (alien ownership). Testimony was heard from Representatives Emerson and Gephardt; William P. Pendley, Deputy Assistant Secretary for Energy and Minerals Department of Energy and John T. McCarthy, Acting Deputy Assistant Secretary, International Finance and Development, Bureau of Economic and Business Affairs, Department of State.

WILDERNESS LEGISLATION

Committee on Interior and Insular Affairs: Subcommittee on Public Lands and National Parks held a hearing on H.R. 2354, to designate national forest lands in the State of Washington as the Cougar Lakes Wilderness, and H.R. 2477, to designate certain lands in the Mount Baker-Snoqualine National Forest, Washington, for inclusion in the National Wilderness Preservation System. Testimony was heard from Representives Lowry, Pritchard, Swift, Morrison, from the following officials of the USDA: Richard E. Lyng, Deputy Secretary of Agriculture and Max Peterson, Chief, Forest Service and public witnesses.

Hearing continue tommorow.

DEPARTMENT OF ENERGY AUTHORIZATION

Committee on Interior and Insular Affairs: Subcommittee on Water and Power Resources approved for full Committee action as amended Section 401 of H.R. 3447, to authorize appropriations to the Department of Energy for civilian programs for fiscal year 1982 and fiscal year 1983.

REGULATORY PROCEDURE ACT

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations continued hearings on H.R. 746, Regulatory Procedure Act of 1981 and companion measures. Testimony was heard from Dr. James C. Miller, III, Administrator for Information and Regulatory Affairs, OMB and Executive Director, President's Task Force on Regulatory Relief; C. Boyden Gray, Counsel to the Vice President and Counsel, President's Task Force on Regulatory Relief and public witnesses.

Hearings continue May 14.

VOTING RIGHTS ACT

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued hearings on extending the Voting Rights Act of 1965. Testimony was heard from public witnesses.

Hearings continue May 13.

OVERSIGHT

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held an oversight hearing on the American Fisheries Promotion Act. Testimony was heard from Ted Kronmiller, Acting Deputy Assistant Secretary of State for Oceans and Fisheries Affairs and James P. Walsh, Acting Administrator, NOAA, Department of Commerce.

SENIOR EXECUTIVE SERVICE

Committee on Post Office and Civil Service: Subcommittee on Civil Service concluded hearings on Senior Executive Service. Testimony was heard from Peter B. Bensinger, Administrator, Drug Enforcement Administration, Department of Justice; Margaret Kahliff, Director, Export-Import Bank; Ann Caracristi, Deputy Director, National Security Agency; Oliver B. Revell, Assistant Director of Administrative Services Division, FBI, Department of Justice; Dr. Joan S. Wallace, Assistant Secretary for Administration, USDA; Cora P. Beebe, Assistant Secretary for Administration, Department of the Treasury; Clifford J. Parker, Deputy Assistant Secretary for Resources Management, Department of Commerce; William S. Heffelfinger, Director of Administration, Department of Energy; Edward J. Hanley, Deputy

Assistant Administrator for Management and Agency Services, EPA and a public witness.

FEDERAL COURT OF APPEALS FOR THE FEDERAL CIRCUIT ACT

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice met to consider H.R. 2405, to establish a U.S. Court of Appeals for the Federal circuit, to establish a U.S. Claims Court.

MARINE MAMMAL PROTECTION ACT AUTHORIZATION

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment approved for full Committee action as amended H.R. 2948, to authorize appropriations to carry out the Marine Mammal Protection Act of 1972 during fiscal year 1982.

COMMITTEE BUSINESS

Committee on Public Works and Transportation: Met to consider pending business.

GSA'S PUBLIC BUILDINGS SERVICE

Committee on Public Works and Transportation: Subcommittee on Investigations and Oversight held a hearing on the effectiveness of the GSA's Public Buildings Service in meeting space requirements by identifying and utilizing Government-owned and leased space. Testimony was heard from the following officials of GSA: Howard R. Davia, Assistant Inspector General for Auditing, Office of Inspector General and James G. Whitlock, Assistant Commissioner, Office of Space Management, Public Buildings Service.

PUBLIC BUILDINGS SERVICE

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds continued hearings on H.R. 1938, to establish public buildings policies for the Federal Government, to establish the Public Buildings Service in the General Services Administration. Testimony was heard from Ray Kline, Acting Administrator, GSA and public witnesses.

SUPPLEMENTAL APPROPRIATIONS AND RESCISSION BILL

Committee on Rules: Granted the Chairman of the Committee on Rules the authority to draft a rule providing for the consideration of a Supplemental Appropriations and Rescission Bill, 1981. The rule to be drafted and reported will include waivers of clauses 2 and 6 of Rule XXI against all provisions of the bill, excepting those provisions relating to the Nuclear Regulatory Commission, and waivers of section 303(a) and section 311(a) of the Budget Act against consideration of the bill. If necessary, a waiver of clause 2(1)(6) of Rule XI against consideration of the bill will be included in the rule. Testimony was heard from Chairman Whitten and Representative Yates, Bevill, Dingell, Ottinger, Udall, Jones of North Carolina, Biaggi, Fithian, Markey, Moffett, Boggs, Mikulski, Conte, McDade, Myers, Burgener, Broyhill, Clausen, Lujan, Deckhard, Marriott and Davis.

DEPARTMENT OF ENERGY AUTHORIZATION

Committee on Science and Technology: Began markup of H.R. 3146, Department of Energy Civilian Research and Development Programs and Projects 1982 Authorization Act of 1982.

Will continue May 12.

COMPUTER AND DATA PROCESSING INDUSTRY

Committee on Small Business: Subcommittee on Antitrust and Restraint of Trade Activities Affecting Small Business held a hearing on competition in the computer and data processing industry and its affect on small businesses. Testimony was heard from public witnesses.

MISCELLANEOUS MEASURES

Committee on Veterans' Affairs: Subcommittee on Education, Training and Employment approved for full Committee action the following bills: H.R. 1400, as amended, Veterans' Educational Assistance Act of 1981 and H.R. 3423, to amend title 38, United States Code, to provide vocational education and training opportunities for certain Vietnam-era veterans, to establish a small business loan program for Vietnam-era veterans and disabled veterans.

MISCELLANEOUS MEASURES

Committee on Veterans' Affairs: Subcommittee on Housing and Memorial Affairs approved for full Committee action the following measures: H. Con. Res. 76, expressing the sense of the Congress that the Secretary of the Army should place a plaque in Arlington National Cemetery honoring members of the U.S. Armed Forces who died during an attempt to rescue American hostages held in Iran; H.R. 1714, to amend title 38, United States Code, to authorize the Veterans' Administration to furnish memorial headstones or markers to commemorate veterans who by choice are buried at sea, who donate their bodies to science, or who are creamated and have their ashes scattered without interment; H.R. 2039, to amend chapter 37 of title 38, United States Code, to authorize the Administrator of Veterans' Affairs to guarantee home loans with provisions for variable payment plans; and H.R. 2136, to amend title 38, United States Code, to revise the provisions of such title relating to the construction and alter-

ation of, and acquisition of land for, national cemeteries.

INTELLIGENCE AND INTELLIGENCE-RELATED ACTIVITIES AUTHORIZATION

Permanent Select Committee on Intelligence: Met in executive session and ordered reported as amended H.R. 3454, to authorize appropriations for fiscal year 1982 for the intelligence and intelligence-related activities of the U.S. Government, for the Intelligence Community Staff and for the Central Intelligence Agency Retirement and Disability System, to authorize supplemental appropriations for fiscal year 1981 for the intelligence and intelligence-related activities of the U.S. Government.

Joint Meeting

IMMIGRATION/REFUGEE POLICY

Joint Hearing: Senate Judiciary Subcommittee on Immigration and Refugee Policy concluded joint hearings with the House Judiciary Subcommittee on Immigration, Refugees, and International Law on public reaction to the recommendations of the final report of the Select Commission on Immigration and Refugee Policy, after receiving testimony from Charles Sternberg, American Council of Voluntary Agencies for Foreign Service, Inc., Gladys E. Alesi, American Immigration and Citizenship Conference, Charles Keely, Population Council, and Michael Teitelbaum, Ford Foundation, all of New York City; Roger Connor, Federation for American Immigration Reform, Phyllis Eisen, Zero Population Growth, Inc., Leon Bouvier, Population Reference Bureau, Inc., and David North, New Transcentury Foundation, all of Washington, D.C.

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Friday, May 8, 1981

Senate

Chamber Action

Routine Proceedings, pages 9084–9154

Bills Introduced: Eleven bills and one resolution were introduced, as follows: S. 1142–1152, and S.J. Res. 79.

Pages 9118–9119

Bills Reported: Reports were made as follows:

S. 875, providing for the construction of a hydroelectric generating plant at the Palo Verde Diversion Dam on the Colorado River, with an amendment in the nature of a substitute. (S. Rept. No. 97–60).

Page 9118

S. 306, authorizing funds for fiscal year 1982 for the construction, operation, and maintenance of specified hydroelectric powerplants at various existing water projects, with amendments. (S. Rept. No. 97–61).

Page 9118

Measures Passed:

United States Tennis Association Day: Senate passed S.J. Res. 46, requesting the President to designate May 21, 1981, as "United States Tennis Association Day."

Page 9152

National Small Business Week: Senate passed S.J. Res. 47, requesting the President to designate the week beginning May 10, 1981, as "National Small Business Week."

Pages 9152–9153

CARE Week: Committee on the Judiciary was discharged from further consideration of S.J. Res. 51, requesting the President to issue a proclamation observing the thirty-fifth anniversary of CARE (Cooperative for American Relief Everywhere, Incorporated), and designating May 10 to 16, 1981, as "CARE Week," and the joint resolution was then passed.

Page 9154

First Congressional Budget Resolution: Senate continued consideration of S. Con. Res. 19, setting forth recommended levels of total budget outlays, Federal revenues, and new budget authority for fiscal years 1982, 1983, and 1984, and revising the congressional budget for the United States Government for fiscal year 1981, rejecting further amendments proposed thereto as follows:

(1) By 36 yeas to 55 nays, Thurmond amendment No. 43, to increase funds for veterans programs.

Page 9101

(2) By 42 yeas to 49 nays, modified Riegle unprinted amendment No. 75 to amendment No. 43, to restore assumed cuts in Social Security and other retirement benefits that would result from changes in the cost of living adjustment.

Page 9089

(3) By 42 yeas to 49 nays, DeConcini unprinted amendment No. 76, to effect savings totalling $3,900,000,000 in the areas of travel consultant services, public relations, advertising, audio visual-film-making activities, and debt collection in fiscal year 1982.

Page 9102

(4) By 29 yeas to 58 nays, Kennedy unprinted amendment No. 77, to increase funding for school lunch and other child nutrition programs.

Page 9105

Pending is Moynihan unprinted amendment No. 78 (printed amendment No. 46), to reduce funding for water projects by $200 million and increase funding for transportation and the guaranteed student loan program by $100 million each.

Page 9109

By 88 yeas to 2 nays, Senate agreed to a motion to instruct the Sergeant at Arms to request the attendance of absent Senators.

Page 9093

A unanimous consent agreement was reached concerning further consideration of S. Con. Res. 19, and certain amendments to be proposed thereto.

Page 9109

Pages 9086–9109

Vice Presidential Appointment: The Chair on behalf of the Vice President appointed Senators Tower, Packwood, Dole, Stevens, Percy, Pressler, Gorton, Pell, Hollings, and Johnston to the Advisory Committee on the Law of the Sea.

Page 9086

Confirmations: Senate confirmed the following nominations:

Lawrence S. Eagleburger, of Florida, to be an Assistant Secretary of State.

Five Army nominations in the rank of General.

Forty-four Navy nominations in the rank of Admiral.

Fifteen Air Force nominations in the rank of General.

Two Marine Corps nominations in the rank of General.

Routine lists of nominations in the Army, Navy, Air Force, and Marine Corps.

Pages 9154–9155

Messages From the House: Page 9118

Measures Ordered Placed on Calendar: Page 9118

Statements on Introduced Bills: Pages 9119–9132

Amendments Submitted for Printing: Pages 9133–9134

Notices of Hearings: Page 9134

Committee Authority To Meet: Page 9134

Additional Statements: Pages 9134–9152

Confirmations: Pages 9154–9155

Quorum Call: One quorum call was taken today. (Total—7.)

Page 9093

Record Votes: Five record votes were taken today. (Total—97.)

Pages 9033–9094, 9101, 9102, 9105, 9107

Recess: Senate met at 9:15 a.m., and recessed at 4:39 p.m., until 9:45 a.m., on Monday, May 11, 1981. (For Senate's program see remarks of Senator Baker in today's Record on page 9108.)

Committee Meetings

FARM BILL

Committee on Agriculture, Nutrition, and Forestry: Committee continued markup of S. 480, S. 884, S. 902, S. 943, S. 994, and S. 997, bills providing price and income protection for farmers and to assure consumers of an abundance of food and fiber at reasonable prices, did not complete action thereon, and will meet again on Monday, May 11.

SUPPLEMENTAL APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee on the Interior and Related Agencies began consideration of those provisions which fall within the subcommittee's jurisdiction of H.R. 3400, appropriating supplemental funds for fiscal year ending September 30, 1981, and rescinding certain budget authority (pending on House calendar), did not complete action thereon, and will meet again on Monday, May 11.

BUSINESS MEETING

Committee on Banking, Housing, and Urban Affairs: Committee concluded consideration of the following bills:

S. 1112, authorizing funds for fiscal years 1982 and 1983 to carry out the purposes of the Export Administration Act; and

S. 1116, authorizing funds for fiscal year 1982 for international affairs functions of the Department of the Treasury.

VIRGIN ISLANDS CONSTITUTION

Committee on Energy and Natural Resources: Committee concluded hearings on S.J. Res. 71 and H.J. Res 238, approving the Constitution of the Virgin Islands, after receiving testimony from Delegate de Lugo; Ruth G. Van Cleve, Deputy Assistant Security (Policy), Territorial and International Affairs, Department of the Interior; and Rupert Ross and John James, both representing the Fourth Virgin Islands Constitution Convention.

STRATEGIC PETROLEUM RESERVE

Committee on Energy and Natural Resources: Subcommittee on Energy and Mineral Resources concluded hearings on S. 707 and S. 998, bills providing alternative financing mechanisms to fund the strategic petroleum reserve, after receiving testimony from Donald T. Regan, Secretary of the Treasury; James B. Edwards, Secretary of Energy; David A. Stockman, Director, Office of Management and Budget; and Robert Hormats, Assistant Secretary of State for Economic and Business Affairs.

WATER POLICY BOARD

Committee on Environment and Public Works: Subcommittee on Water Resources approved for full committee consideration with amendments S. 1095, establishing a National Board of Water Policy for the development of a comprehensive water management program.

AUTHORIZATIONS—NRC

Committee on Environment and Public Works: Subcommittee on Nuclear Regulation approved for full committee consideration proposed legislation authorizing funds for fiscal years 1982 and 1983 for the Nuclear Regulatory Commission.

MISCELLANEOUS TAX BILLS

Committee on Finance: Subcommittee on Taxation and Debt Management concluded hearings on the following tax proposals:

S. 702, providing a reduction for loss in value of motor carrier operating rights resulting from trucking deregulation, after receiving testimony from Senator Baucus; Marvin Lourie, Rentar Industries, Inc., LaGrange, Illinois; Roger Burbage, O'Boyle Tank Lines, Rockville, Maryland, on behalf of the American Trucking Associations, Inc.; and Laurence A. Pierce, The First National Bank of Boston, Boston, Massachusetts;

S. 639, restoring favorable tax treatment for stock options, after receiving testimony from W. A. Anderson, Jr., Alaska Interstate Company, Houston, Texas; C. Norman Winningstad, Floating Point Systems, Inc., Portland, Oregon, on behalf of the American Electronics Association; Wilbur D. Mills and James C. Heinhold, both of Shea & Gould, Washington, D.C.; and Morton Collins, DSV Associates, Princeton, New Jersey, on behalf of National Venture Capital Association; and

S. 738, permitting the Port Authority of St. Paul, Minnesota, to advance refund prior to issuance of industrial revenue bonds, after receiving testimony from Eugene A. Kraut, Port Authority of the City of St. Paul, and Steve Wellington, St. Paul Department of Planning and Economic Development, both of St. Paul, Minnesota; and F. Warren Preeshl, Miller & Schroeder Municipal, Inc., Minneapolis, Minnesota.

FOREIGN INTELLIGENCE AGENTS

Committee on the Judiciary: Subcommittee on Security and Terrorism, held hearings on S. 391, establishing criminal penalties for the disclosure of classified information identifying an individual engaged in foreign intelligence activities for the U.S. Government, receiving testimony from Senator Chafee; William J. Casey, Director, and John Stein, Acting Deputy Director of Operations, both of the Central Intelligence Agency; Richard K. Willard, Counsel for Intelligence Policy, Department of Justice; and Morton H. Halperin, American Civil Liberties Union, Jerry J. Berman, American Civil Liberties Union, and John M. Maury, Association of Former Intelligence Officers, all of Washington, D.C.

Hearings were recessed subject to call.

ALCOHOL/DRUG ABUSE PROGRAMS

Committee on Labor and Human Resources: Subcommittee on Alcoholism and Drug Abuse approved for full committee consideration with amendments S. 755, authorizing funds for fiscal year 1982 for Federal alcohol and drug abuse programs.

AUTHORIZATIONS—EDUCATION

Committee on Labor and Human Resources: Subcommittee on Education continued hearings on S. 1103, authorizing funds through fiscal year 1986 for elementary and secondary education programs, and providing educational support at the State and local level, receiving testimony from Marian W. Edelman, Children's Defense Fund, William Taylor, Leadership Conference on Civil Rights, Norman Chachkin, Lawyer's Committee for Civil Rights, and Holly Knox, National Coalition for Women and Girls in Education, all of Washington, D.C.; William Keene, Delaware Superintendent of Schools, Dover; Wayne Teague, Alabama Superintendent of Education, Montgomery; Vermont State Senator David Gibson, Montpelier; and New York Assemblyman Leonard P. Stavisky, Albany.

Hearings continue on Tuesday, June 16.

House of Representatives

Chamber Action

Bills Introduced: 5 public bills, H.R. 3512–3516 were introduced.

Pages 9082–9083

Bills Reported: Reports were filed as follows:

H.R. 2819, to amend the District of Columbia Self-Government and Governmental Reorganization Act to increase the amount authorized to be appropriated as the annual Federal payment to the District of Columbia (H. Rept. 97–31); and

H.R. 1257, to authorize appropriations to the National Aeronautics and Space Administration for research and development, construction of facilities, and research and program management, amended (H. Rept. 97–32).

Page 9082

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Wright to act as Speaker pro tempore for today.

Page 9081

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 9082

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Adjourned at 11:11 a.m.

Committee Meetings

HUD—INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies continued hearings on the fiscal year 1982 budget. Testimony was heard from Members of Congress and public witnesses.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior continued hearings on National Endowment for the Arts. Testimony was heard from Livingston L. Biddle, Jr., Chairman, National Endowment for the Arts.

LABOR-HHS AND EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS and Education held a hearing on the Employment Standards Administration. Testimony was heard from Craig Barrington, Administrator, Employment Standards Administration, Department of Labor.

WILDERNESS LEGISLATION

Committee on Interior and Insular Affairs: Subcommittee on Public Lands and National Parks concluded hearings on H.R. 2354, to designate national forest lands in the State of Washington as the Cougar Lakes Wilderness, and H.R. 2477, to designate certain lands in the Mount Baker-Sno-qualine National Forest, Washington, for inclusion in the National Wilderness Preservation System. Testimony was heard from public witnesses.

Joint Meeting

EMPLOYMENT/UNEMPLOYMENT

Joint Economic Committee: Committee held hearings on the employment/unemployment situation for the month of April, receiving testimony from Janet L. Norwood, Commissioner of Labor Statistics, Department of Labor; and Isabel Sawhill, The Urban Institute, Washington, D.C.

Committee recessed subject to call.

Monday, May 11, 1981

Senate

Chamber Action

Routine Proceedings, pages 9160–9259

Bills Introduced: Nine bills and four resolutions were introduced, as follows: S. 1153–1161, and S.J. Res. 80–83.

Pages 9225–9226

First Congressional Budget Resolution: Senate continued consideration of S. Con. Res. 19, setting forth recommended levels of total budget outlays, Federal revenues, and new budget authority for fiscal years 1982, 1983, and 1984, and revising the congressional budget for the United States Government for fiscal year 1981, rejecting further amendments proposed thereto as follows:

(1) By 30 yeas to 55 nays, Moynihan unprinted amendment No. 78 (printed amendment No. 46), to reduce funding for water projects by $200 million, and increase funding for transportation and the guaranteed student loan program by $100 million each.

Page 9164

(2) By 39 yeas to 52 nays, Metzenbaum-Heinz unprinted amendment No. 79, to reduce budget authority and outlays for water projects.

Page 9171

(3) By 81 yeas to 13 nays, Senate tabled Proxmire unprinted amendment No. 80, to provide a balanced budget in fiscal year 1982.

Page 91807

(4) By 26 yeas to 69 nays, Bradley unprinted amendment No. 81, providing that by October 1, 1981, the President should prepare a report outlining a five-year plan on the strategic framework of defense increases.

Page 9185

(5) By 14 yeas to 74 nays, Hollings-Biden unprinted amendment No. 82, to permit supply oriented tax reductions in fiscal years 1982, 1983, and 1984.

Page 9192

Pending is Metzenbaum unprinted amendment No. 83 (printed amendment No. 50), to eliminate the use of commodity tax straddles.

Page 9208

A unanimous consent agreement was reached considering further consideration of S. Con. Res. 19, and certain amendments to be proposed thereto, with a final vote to occur on Tuesday, May 12, at not later than 7 p.m.

Pages 9209, 9164–9212

Vice Presidential Appointment: The Chair, on behalf of the Vice President, appointed Senators McClure and Andrews to the Canada-United States

Interparliamentary Conference, to be held in Halifax, Nova Scotia, May 22–26, 1981.

Page 9164

Executive Reports: Senate received the following Executive Reports:

(1) James L. Malone, of Virginia, to be Assistant Secretary of State for Oceans, International Environmental and Scientific Affairs. (Exec. Rept. No. 97–9)

(2) John H. Holdridge, of Maryland, to be Assistant Secretary of State for Eastern Asian and Pacific Affairs. (Exec. Rept. No. 97–10).

Pages 9224–9225

Nominations: Senate received the following nominations:

Henry D. McMaster, of South Carolina, to be U.S. Attorney for the District of South Carolina.

One Army nomination in the rank of General.

Two Air Force nominations in the rank of General.

One Marine Corps nomination in the rank of General.

Routine list of Navy nominations.

Pages 9259–9260

Messages from the President: **Page 9224**

Statements on Introduced Bills: **Pages 9226–9244**

Amendments Submitted for Printing: **Page 9246**

Notices of Hearings: **Pages 9246**

Additional Statements: **Pages 9246–9259**

Nominations: **Pages 9246–9259**

Record Votes: Five record votes were taken today (Total—102).

Pages 9171, 9179, 9185, 9192, 9208

Recess: Senate met at 9:45 a.m., and recessed at 8:05 p.m., until 9:15 a.m., on Tuesday, May 12, 1981. (For Senate's program, see remarks of Senator Baker in today's record on page 9259.)

Committee Meetings

SUPPLEMENTAL APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee on the Interior and Related Agencies approved for full committee consideration with amendments those provisions which fall within the subcommittee's jurisdiction of H.R. 3512, appropriating supplemental funds for fiscal year ending Septemper 30, 1981, and rescinding certain budget authority (pending on House calendar).

INTELLIGENCE BUDGET

Committee on Armed Services: Committee completed its review of the report of the Select Committee on Intelligence on budget recommendations for intelligence programs contained in S. 815, authorizing funds for fiscal year 1982 for military procurement programs of the Department of Defense (pending on Senate calendar).

COMMITTEE BUSINESS

Committee on Energy and Natural Resources: Committee met to discuss pending calendar items, took no action thereon, and will meet again tomorrow.

BUSINESS MEETING

Committee on Environment and Public Works: Committee ordered favorably reported the following business items:

S. 736, making it illegal to import or trade in live fish or wildlife or animal products which are taken, transported, or sold in violation of state or foreign laws, with amendments;

An original bill S. 1213) authorizing funds for fiscal year 1982 for the Marine Protection Research and Sanctuaries Act;

An original bill (S. 1206) authorizing funds for fiscal year 1982 for the Clean Air Act; and

The nomination of G. Ray Arnett, of California, to be Assistant Secretary of the Interior for Fish, Wildlife and Parks.

BUSINESS MEETING

Committee on Foreign Relations: Committee resumed markup of S. 976, authorizing funds for fiscal year 1982 for certain foreign development and security assistance programs, S. 848, authorizing funds for fiscal year 1982 for the Peace Corps, S. 993, authorizing funds for the Overseas Private Investment Corporation (OPIC) and directing OPIC to support developmental projects having trade benefits for the United States, S. 785, authorizing funds for fiscal year 1982 for the International Bank for Reconstruction and Development, and S. 728 and S. 869, bills prohibiting the provision of military personnel to and the furnishing of security assistance for El Salvador, did not complete action thereon, and will meet again on Wednesday, May 13.

FEDERAL PAYMENT OF D.C.

Committee on Governmental Affairs: Subcommittee on Governmental Efficiency and the District of Columbia concluded hearings on S. 1040, increasing the amount authorized as Federal payment to the District of Columbia, to compensate for lost revenue due to the presence of the Federal government within the city, after receiving testimony from Philip Dearborn, Financial Counselor to Mayor Marion Barry.

ANTITRUST CONTRIBUTION

Committee on the Judiciary: Committee held hearings on S. 995, providing for contribution of damages in antitrust price-fixing suits, receiving testimony from Charles Monk, II, representing the Maryland Attorney General's Office, Baltimore; Kenneth R. Reed, Phoenix, Arizona; Josef D. Cooper, San Francisco, California; Harold E. Kohn, Kohn, Savett, Marion & Graf, Philadelphia, Pennsylvania; and Granvil I. Specks, Specks & Goldberg, Ltd., Chicago, Illinois.

Hearings were recessed subject to call.

HIGHER EDUCATION

Committee on Labor and Human Resources: Subcommittee on Education concluded hearings on S. 1108 and S. 1109, bills to effect target savings in the student financial assistance programs, and to discuss the impact of the Budget Committee recommendations to the full committee in relation to spending proposals for fiscal year ending September 30, 1981, and fiscal years 1982, 1983, and 1984, on matters which fall within the committee's jurisdiction, as mandated by Title III of the Budget Act of 1974, after receiving testimony from Alice M. Rivlin, Director, Congressional Budget Office; Charles Saunders, American Council on Education, Peter Gossens, National Association of Independent Colleges and Universities, Steven Leifman, National Coalition of Independent College and University Students, Dallas Martin, National Association of Student Financial Aid Administrators, and Eduardo Wolle, United States Student Association, all of Washington, D.C.; Jean Miller, Pasadena City College, Pasadena, California; Douglas R. Seipelt, Colorado Guaranteed Student Loan Program, Denver; John Barrett, Chemical Bank, New York City; Robert Spiller, Boston Five Cent Savings Bank, Boston, Massachusetts; and Gordon K. Davies, Virginia State Council of Higher Education, Richmond.

Subcommittee will begin consideration of these proposals and recommendations on Thursday, May 14.

INDIAN CLAIMS AND JURISDICTION

Select Committee on Indian Affairs: Committee concluded hearings on S. 262, providing for the payment of a specified sum to a named individual in full satisfaction of a claim against the United States, S. 478, providing for the partition or sale of certain restricted Indian lands in the State of Kansas, S. 547, providing for permanent improvements to certain lands belonging to the Siletz Indian Tribe in the State of Oregon, and S. 563, authorizing the States and Indian tribes to enter into mutual agreements and compacts respecting jurisdiction and governmental operations in Indian country, after receiving testimony from James F. Canan, Acting Deputy Assistant Secretary of the Interior for Indian Affairs; and Anthony C. Liotta, Deputy Assistant Attorney General, Land and Natural Resources Division, Department of Justice.

Committee will consider the aforementioned bills on Friday, May 15.

INTELLIGENCE BUDGET

Select Committee on Intelligence: Committee met to further discuss certain provisions of S. 1127, authorizing funds for fiscal year 1982 for intelligence activities of the U.S. Government. (The bill, as reported by the committee, is now pending before the Committees on Armed Services, Governmental Affairs, and Judiciary.)

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Tuesday.

Committee Meetings

FARM BILL

Committee on Agriculture: Continued markup of the 1981 farm bill.

Will continue tomorrow.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to hold a hearing on fiscal year 1981 reprogrammings. Testimony was heard from representatives of the U.S. Army and U.S. Air Force.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on FDR Memorial Commission, on Holocaust Commission and on the Office of Territorial Affairs, Department of the Interior. Testimony was heard from departmental and public witnesses.

Hearings continue tomorrow.

LABOR-HHS AND EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS and Education held a hearing on Labor Management Services Administration-Salaries and Expenses and on the Pension Benefit Guaranty Corporation. Testimony was heard from departmental witnesses.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation concluded hearings on Urban Mass Transportation Administration. Testimony was heard from Arthur E. Teele, Jr., Administrator, Urban Mass Transportation Administration, Department of Transportation.

HOUSING AND COMMUNITY DEVELOPMENT AMENDMENTS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development continued markup of the Housing and Community Development Amendments of 1981.

Will continue tomorrow.

STATEGIC PETROLEUM RESERVE

Committee on Energy and Commerce: Subcommittee on Fossil and Synthetic Fuels held a hearing on the Administration's position on the financing of the Strategic Petroleum Reserve. Testimony was heard from James B. Edwards, Secretary of Energy; David A. Stockman, Director, Office of Management and Budget and R. Tim McNamar, Deputy Secretary, Department of the Treasury.

PUBLIC BROADCASTING AMENDMENTS ACT

Committee on Energy and Commerce: Subcommittee on Telecommunications, Consumer Protection, and Finance approved for full Committee action as amended H.R. 3238, Public Broadcasting Amendments Act of 1981.

JUSTICE ASSISTANCE ACT

Committee on the Judiciary: Subcommittee on Crime continued hearings on H.R. 3359, Justice Assistance Act of 1981. Testimony was heard from William Webster, Director, FBI, Department of Justice; Sylvia Bacon, Judge, Superior Court, District of Columbia and public witnesses.

IRS

Committee on Ways and Means: Subcommittee on Oversight held a hearing on budget proposals relat-

ing to staff of the IRS. Testimony was heard from William J. Anderson, Director, General Government Division, GAO; from the following officials of the Department of Treasury: Roscoe L. Egger, Jr., Commissioner, IRS; Cora P. Beebe, Assistant Secretary for Administration, and Michael D. Pecovish, Deputy Director for Budget, Office of Policy and Program Analysis; and other departmental and public witnesses.

Joint Meeting

U.S. ECONOMY

Joint Economic Committee: Committee resumed hearings on the effect of business management practices on productivity of the American economy, receiving testimony from Arthur Levitt, Jr., American Business Conference, New York City; Don L. Gevirtz, The Foothill Group, Inc., Los Angeles, California; Dimitri d' Arbeloff, Millipore Corp., Bedford, Massachusetts; Abraham Krasnoff, Pall Corp., Glenn Cove, New York; and Melvin N. Klein, Altamil Corp., Corpus Christi, Texas.

Hearings continue on Monday, June 1.

♦♦♦♦♦♦♦♦♦♦♦♦

Tuesday, May 12, 1981

Senate

Chamber Action

Routine Proceedings, pages 9363–9513

Bills Introduced: Eleven bills and one resolution were introduced, as follows: S. 1162–1172, and S. Res. 131.

Pages 9461–9462, 9483–9484

Bills Reported: Reports were made as follows:

S. Res. 119, commending Peter Salmon for his service to the cause of the blind.

Page 9482

Measures Passed:

Computer Programing Services: Senate passed S. 1124, authorizing the Senate Sergeant at Arms and Doorkeeper to enter into contracts which provide for the making of advanced payments for computer programing services.

Page 9462

Developments in Aging, 1980: Senate agreed to S. Res. 93, authorizing the printing of additional copies of part I of the Senate report entitled "Developments in Aging: 1980."

Page 9462

History of the Committee on Finance: Senate agreed to S. Res. 26, authorizing the printing of a revised edition of the "History of the Committee on Finance" as a Senate document.

Page 9462

Standing Rules of Senate: Senate agreed to S. Res. 122, authorizing the printing of a revised edition of the Standing Rules of the Senate as a Senate document.

Pages 9462–9463

Senior Center Week: Senate passed S.J. Res. 79, designating the second week in May, beginning with Mothers Day, May 10, 1981, as "Senior Center Week."

Page 9463

Youth Employment/Demonstration Programs: Senate passed S. 1070, authorizing funds for fiscal year 1982 for youth employment/demonstration programs.

Page 9463

Anatoly Shcharansky: Senate agreed to S. Res. 131, relating to the imprisonment of Anatoly Shcharansky.

Pages 9461–9462

First Congressional Budget Resolution: By 78 yeas to 20 nays, Senate agreed to H. Con. Res. 115, setting forth recommended levels of total budget outlays, Federal revenues, and new budget authority for fiscal years 1982, 1983, and 1984, and revising the congressional budget for the United States Government for fiscal year 1981, after agreeing to Domenici unprinted amendments No. 94, substituting en bloc the effect of the language agreed to in S. Con. Res. 19, the Senate companion concurrent resolution.

Earlier, Senate considered further amendments proposed to S. Con. Res. 19, as follows:

Rejected:

(1) By 32 yeas to 62 nays, Metzenbaum unprinted amendment No. 83 (printed amendment No. 50), to eliminate the use of commodity tax straddles.

Page 9391

(2) By 12 yeas to 84 nays, Metzenbaum unprinted amendment No. 85, to eliminate the expensing of intangible drilling and exploration and development costs.

Page 9389

(3) By 22 yeas to 76 nays, Bradley unprinted amendment No. 86, to restore funds for various programs.

Page 9392

(4) By 39 yeas to 59 nays, modified Melcher-Burdick unprinted amendment No. 87, to increase budget authority by $200 million and budget outlays by $200 million for Function 350 (Agriculture), and decrease budget authority by $200 million and budget outlays by $200 million for Function 150 (International Affairs).

Page 9403

79-059 O - 86 - 10 (Pt. 26)

(5) By 34 yeas to 63 nays, Moynihan unprinted amendment No. 88, to set revenue figures at higher levels to accommodate an alternative tax cut in fiscal year 1982.

Page 9410

(6) By 17 yeas to 81 nays, Riegle unprinted amendment No. 89, to reduce defense spending and to accommodate additional funding for education and income security programs.

Page 9419

(7) By 44 yeas to 54 nays, Riegle unprinted amendment No. 91 (to unprinted amendment No. 90), to restore certain cuts in Social Security and other retirement benefits that would result from changes in the cost of living adjustment.

Page 9427

(8) By 56 yeas to 42 nays, Senate tabled Metzenbaum unprinted amendment No. 92, to reduce outlays for tobacco price supports for fiscal year 1982.

Pages 9432, 9380–9460

Adopted:

(1) By 96 yeas to 2 nays, Stevens unprinted amendment No. 90, to annualize cost of living allowances for Federal retirees.

Page 9425

(2) Domenici unprinted amendments No. 93, of a technical and clarifying nature.

Page 9441

Senate insisted on its amendments to H. Con. Res. 115, requested a conference with the House, and appointed as conferees Senators Domenici, Armstrong, Kassebaum, Boschwitz, Hatch, Tower, Andrews, Hollings, Chiles, Biden, Metzenbaum, and Exon.

Page 9455

Indefinitely Postponed: S. 648, authorizing funds for fiscal year 1982 for certain youth programs under the Comprehensive Employment Training Act (CETA), was indefinitely postponed.

Page 9463

Defense Procurement: Senate began consideration of S. 815, authorizing funds for fiscal year 1982 for military procurement programs of the Department of Defense, agreeing to the committee amendment in the nature of a substitute, which was treated as original text for the purpose of further amendment.

Pending at the recess was Levin amendment No. 49, to require approval by both Houses of Congress with regard to the basing mode for the MX missile.

Pages 9463–9479

Time Agreement/Interest Rates: A unanimous consent agreement was reached for consideration of an original resolution on interest rates beginning at 12:30 p.m., on Wednesday, under a 2-hour time limitation.

Pages 9460–9461

Confirmation: Senate confirmed the nomination of Gerald B. Carmen, of New Hampshire, to be Administrator of General Services.

Page 9513

Nominations: Senate received the following nominations:

Thomas O. Enders, of Connecticut, to be an Assistant Secretary of State.

Daniel J. Terra, of Illinois, to be Ambasador at Large for Cultural Affairs.

Lawrence F. Davenport, of California, to be an Associate Director of the ACTION Agency.

Fred J. Villella, of California, to be an Associate Director of the Federal Emergency Management Agency.

Paul. R. Boucher, of Virginia, to be Inspector General, Small Business Administration.

Donald E. Sowle, of Virginia, to be Administrator for Federal Procurement Policy.

Tidal W. McCoy, of Virginia, to be an Assistant Secretary of the Air Force.

Shelby T. Brewer, of Maryland, to be an Assistant Secretary of Energy (Nuclear Energy).

Charles M. Butler, III, of Maryland, to be a Member of the Federal Energy Regulatory Commission.

Philip F. Johnson, of Illinois, to be Chairman, and a Commissioner of the Commodity Futures Trading Commission.

Mary Ann W. Dawson, of the District of Columbia, to be a Member of the Federal Communications Commission.

Page 9513

Nomination withdrawn: Senate received the withdrawal of the nomination of Fred J. Villella, of California, to be Deputy Director of the Federal Emergency Management Agency.

Page 9513

Messages From the President: Page 9481

Communications: Pages 9481–9482

Statements on Introduced Bills: Pages 9484–9501

Amendments Submitted for Printing: Page 9502

Notices of Hearings: Page 9502

Committee Authority To Meet: Page 9502

Additional Statements: Pages 9502–9513

Nominations: Page 9513

Confirmations: Page 9513

Record Votes: Ten record votes were taken today. (Total —112)

Pages 9408, 9415, 9425, 9431, 9432, 9441, 9459–9460

Recess: Senate met at 9:15 a.m., and recessed at 9:32 p.m., until 9:30 a.m., on Wednesday, May 13, 1981.

(For Senate's program see remarks of Senator Baker in today's Record on pages 9460, 9513.)

Committee Meetings

FARM BILL

Committee on Agriculture, Nutrition, and Forestry: Committee resumed markup of S. 480, S. 884, S. 902, S. 943, S. 994, and S. 997, bills providing price and income protection for farmers and to assure consumers of an abundance of food and fiber at reasonable prices, did not complete action thereon, and will meet again tomorrow.

APPROPRIATIONS—D.C. PUBLIC EDUCATION

Committee on Appropriations: Subcommittee on the District of Columbia resumed hearings on proposed budget estimates for fiscal year 1982 for the government of the District of Columbia, receiving testimony in behalf of funds for the Department of Environmental Services and the public education system from numerous officials of the D.C. government.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—NASA

Committee on Appropriations: Subcommittee on HUD–Independent Agencies held hearings on proposed budget estimates for fiscal year 1982 for the National Aeronautics and Space Administration, receiving testimony from Alan M. Lovelace, Acting Administrator, who was accompained by several of his associates, all of the National Aeronautics and Space Administration.

Subcommittee will meet again on Wednesday, May 20.

APPROPRIATIONS—STATE/FOREIGN ASSISTANCE

Committee on Appropriations: Subcommittee on Foreign Operations resumed hearings on proposed budget estimates for fiscal year 1982 for the Department of State, receiving testimony in international security assistance programs, the Economic Support Fund, military assistance program, international military education and training programs, foreign military credit sales and peacekeeping operations from James L. Buckley, Under Secretary of State for Security Assistance, Science and Technology; and Erich von Marbod, Acting Director, Defense Security Assistance Agency.

Hearings continue tomorrow.

AUTHORIZATIONS—EXPORT ADMINISTRATION & TREASURY

Committee on Banking, Housing, and Urban Affairs: Committee approved for reporting the following bills:

S. 1112, authorizing funds for fiscal years 1982 and 1983 to carry out the purpose of the Export Administration Act, with amendments; and

S. 1116, authorizing funds for fiscal year 1982 for international affairs functions of the Department of the Treasury, with amendments.

BUSINESS MEETING

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported the following bills:

S. 1100, authorizing $465 million for fiscal year 1982 to improve rail service in the Northeast region of the United States, with an amendment in the nature of a substitute; and

S. 1155, authorizing $33 million for each of fiscal years 1982 and 1983 for the Consumer Product Safety Commission, with amendments.

BUSINESS MEETING

Committee on Energy and Natural Resources: Committee ordered favorably reported the following business items:

S. 998, providing alternative financing mechanisms to fund the strategic petroleum reserve, with an amendment in the nature of a substitute;

H.J. Res. 238, approving the Constitution of the Virgin Islands, with amendments; and

The nominations of R. Tenney Johnson, of Maryland, to be General Counsel, Department of Energy, Robert C. Odle, Jr., of Virginia, to be Assistant Secretary of Energy for Congressional, Intergovernmental and Public Affairs, and William S. Heffelfinger, of Virginia, to be Assistant Secretary of Energy for Management and Administration.

Also, committee began consideration of the Budget Committee recommendations to the committee in relation to spending proposals for fiscal year ending September 30, 1981, and fiscal years 1982, 1983, and 1984, on matters which fall within the committee's jurisdiction, as mandated by Title III of the Congressional Budget Act of 1974, and S. Con. Res. 9, did not complete its budget recommendations, and will meet again tomorrow.

BUSINESS MEETING

Committee on Foreign Relations: Committee concluded consideration of the following business items:

An original executive resolution for return to the President the East Coast Fishery Resources Agreement with Canada (Exec. V, 96th Cong., 1st sess.); and

The nominations of Robert G. Neumann, of California, to be Ambassador to the Kingdom of Saudi Arabia, Robert D. Nesen, of California, to be Ambassador to Australia, and to serve concurrently and without additional compensation as Ambassador to the Republic of Nauru, and Joan M. Clark, of New

York, to be Career Member of the Foreign Service, Class of Minister-Counselor.

Prior to this action, the committee concluded hearings on the nomination of Mr. Nesen, after the nominee, who was introducted by Representative Lagomarsino, testified and answered questions in his own behalf.

CIA BRIEFING

Committee on Foreign Relations: Committee met in closed session to receive a briefing from officials of the Central Intelligence Agency on nuclear proliferation and potential problem areas, but made no announcements.

REGULATORY REFORM

Committee on Governmental Affairs: Committee held hearings on S. 1080 and S. 344, bills to improve and modify the Federal regulatory process, receiving testimony from James C. Miller III, Administrator for Information and Regulatory Affairs, Office on Management and Budget; Murray L. Weidenbaum, Chairman, Council of Economic Advisors; Alan Greenspan, Townsend, Greenspan and Company, Inc., New York City; and Richard B. Smith, American Bar Association, Washington, D.C.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following measures:

S. 816, placing certain conditions on the ability for foreign governments to sue for damages for antitrust violations in U.S. courts, and limiting the amount of antitrust damages recoverable by a foreign government to that amount which the U.S. Government would be entitled to recover;

S. 823, providing for the payment of losses incurred as a result of the ban on the use of the chemical Tris in certain fabrics;

S. 1033, establishing a lateral seaward boundary between the States of North Carolina and South Carolina;

S. 951, authorizing funds for fiscal year 1982 for the Department of Justice, with amendments; and

S. Res. 119, commending Peter Salmon for his service to the cause of the blind.

Also, committee resumed consideration of S. 923, establishing pretrial services in each Federal district to assist judicial officers in making pretrial release decisions and to supervise and monitor conditions of pretrial release, but did not complete action thereon.

Prior to this action, committee met in closed session, but made no announcements.

SPACE SHUTTLE

Select Committee on Intelligence: Committee met in closed session to receive a briefing on the space shuttle program, receiving testimony from numerous officials of the National Aeronautics and Space Administration.

Committee will meet again tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 46 public bills, H.R. 3517–3562; 3 private bills, H.R. 3563–3565; and 7 resolutions, H.J. Res. 252 and 253, H. Con. Res. 129–132, and H. Res. 138 were introduced.

Pages 9360–9362

Report Filed: One report was filed as follows: H. Res. 137, waiving certain points of order against H.R. 3512, making supplemental and further continuing appropriations for the fiscal year ending September 30, 1981, rescinding certain budget authority (H. Rept. 97–33, filed on May 11, 1981).

Page 9360

Federal Election Commission Authorization: House voted to suspend the rules and pass H.R. 3376, amended to authorize appropriations for the Federal Election Commission for fiscal year 1982.

Pages 9268–9272

Supplemental Appropriations and Rescissions: House completed all general debate and began reading for amendment on H.R. 3512, making supplemental and further continuing appropriations for the fiscal year ending September 30, 1981, and rescinding certain budget authority; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Wednesday, May 13.

Pending when the Committee of the Whole rose was an amendment that seeks to reduce by $3 billion the fiscal year 1982 appropriation for expenses for the Strategic Petroleum Reserve; and a substitute to the foregoing amendment which would provide $3.9 billion for the fiscal year 1982, to remain available until expended or until the Strategic Petroleum Reserve financing is acted upon as an off-budget item.

Agreed to:

An amendment that reduces by $5.4 million the contribution to the International Development Association (agreed to by a recorded vote of 272 ayes to 126 noes, Roll No. 39);

An amendment that reduces by $376 million the limitation of the principal amount of direct loans and by $500 million the total commitment to guaranteed loans made by the Export-Import Bank in fiscal year 1981 (agreed to by a recorded vote of 231 ayes to 166 noes, Roll No. 40); and

An amendment that reduces by $1.6 million the appropriation for the operation of Indian programs of the Bureau of Indian Affairs.

Rejected:

An amendment that sought to delete the $62,000 for salaries and expenses for the Office of the Solicitor of the Department of the Interior; and

An amendment that sought to restore the rescinded $1.9 million to the Rural Water Treatment and Distribution System of the Interior and Related Agencies Appropriations for 1981.

A point of order was sustained against an amendment that sought to increase by $108 million the appropriations for Payments In Lieu of Taxes.

H. Res. 137, waiving certain points of order against the bill, was agreed to earlier by a voice vote.

Pages 9274–9324

Referrals: Four Senate-passed measures were referred to the appropriate House committees.

Page 9350

Quorum Calls—Votes: One quorum call and two recorded votes developed during the proceedings of the House today and appear on pages 9274, 9305–9306, 9307–9308.

Adjournment: Met at noon and adjourned at 7 p.m.

Committee Meetings

FARM BILL

Committee on Agriculture: Continued markup of the 1981 farm bill.

Will continue tomorrow.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations held a hearing on International Organizations and Programs, United Nations. Testimony was heard from Jeane J. Kirkpatrick, Ambassador to the United Nations.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior continued hearings on the Office of Territorial Affairs, Department of the Interior. Testimony was heard from departmental and public witnesses.

Hearings continue tomorrow.

LABOR-HHS AND EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS and Education held a hearing on Mine Safety and Health Administration-Salaries and Expenses. Testimony was heard from departmental witnesses.

TREASURY-POSTAL SERVICE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury-Postal Service continued hearings on Treasury-Postal Service appropriations. Testimony was heard from public witnesses.

MISCELLANEOUS MEASURES

Committee on Armed Services: Ordered reported the following bills: H.R. 3519, Department of Defense Authorization Act, 1982; H.R. 3413, as amended, Department of Energy National Security and Military Applications of Nuclear Energy Authorization Act of 1982; H.R. 3023, to authorize appropriations to the Department of Energy for fiscal year 1982 for conservation, exploration, development, production, sale, and use of the naval petroleum reserves and naval oil shale reserves; H.R. 3455, Military Construction Authorization Act, 1982 and H.R. 3380, Armed Forces Pay Act of 1981.

DEFENSE PRODUCTION ACT EXTENSION; GEORGE WASHINGTON COMMEMORATIVE COIN

Committee on Banking, Finance and Urban Affairs: Ordered reported the following bills: H.R. 2903, to extend by 1 year the expiration date of the Defense Production Act of 1950 and H.R. 3484, to provide for the minting of half dollars with a design emblematic of the 250th anniversary of the birth of George Washington.

HOUSING AND COMMUNITY DEVELOPMENT AMENDMENTS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development approved for full Committee action the Housing and Community Development Act of 1981.

DOMESTIC VOLUNTEER SERVICE ACT AUTHORIZATION

Committee on Education and Labor: Ordered reported as amended H.R. 3292, to amend the Domestic Volunteer Service Act of 1973 to extend certain authorizations of appropriations contained in such act.

MISCELLANEOUS MEASURES

Committee on Energy and Commerce: Ordered reported the following bills: H.R. 1311, as amended, National Tourism Policy Act; H.R. 3403, Hazardous Materials Transportation Act Amendments of 1981; H.R. 3404, to amend the Independent Safety Board Act of 1974 to authorize appropriations for fiscal years 1981, 1982, and 1983; H.R. 3495, to amend the Toxic Substances Control Act to authorize appropriations for fiscal years 1982 and 1983; H.R. 3420, Pipeline Safety Authorization Act of 1981; H.R. 3240, as amended, to authorize appropriations for fiscal year 1982 for

the administration of the National Telecommunications and Information Administration; H.R. 3239, as amended, Federal Communications Commission Authorization Act of 1981; H.R. 3071, as amended, Quiet Communities Act; H.R. 3398, as amended, Health Maintenance Organization Amendments of 1981 and H.R. 3399, as amended, to amend titles XVIII and XIX of the Social Security Act with respect to payments to health maintenance organizations.

CONRAIL PRIVATE SECTOR OWNERSHIP ACT

Committee on Energy and Commerce: Subcommittee on Commerce, Transportation, and Tourism approved for full Committee action the introduction of the Conrail Private Sector Ownership Act of 1981.

CONSUMER PRODUCT SAFETY AMENDMENTS

Committee on Energy and Commerce: Subcommittee on Health and the Environment began markup of the Consumer Product Safety amendments.

Will continue tomorrow.

MISCELLANEOUS MEASURES

Committee on Foreign Affairs: Ordered reported the following bills: H.R. 3518, fiscal years 1982 and 1983 authorizations for State Department, International Communication Agency, and the Board for International Broadcasting and H.R. 3467, to authorize appropriations under the Arms Control and Disarmament Act.

The Committee also approved the introduction of the International Security and Development Cooperation Act of 1981.

MISCELLANEOUS MEASURES AND REPORTS

Committee on Government Operations: Ordered reported as amended the following bills: H.R. 2811, Debt Collection Act of 1981, and H.R. 1957, to reorganize the international communications activities of the Federal Government.

The Committee also approved the following reports: "Implementation of the NATO Long-Term Defense Program (LTDP)," and "Oversight of the Energy Security Act: Implementation of the Synthetic Fuels Corporation."

OVERSIGHT—YCC/YACC PROGRAMS

Committee on Interior and Insular Affairs: Subcommittee on Public Lands and National Parks concluded oversight hearing on the Department of the Interior and Department of Agriculture Youth Conservation programs. Testimony was heard from Richard Hite, Principle Deputy Assistant Secretary for Policy, Budget, and Administration, Department of the Interior; Jerome Miles, Deputy Chief of Administration, Forest Service, USDA and public witnesses.

LEGAL SERVICES CORPORATION ACT AMENDMENTS

Committee on the Judiciary: Began markup of H.R. 3480, Legal Services Corporation Act Amendments of 1981.

Will continue tomorrow.

REVISION OF THE FEDERAL CRIMINAL CODE

Committee on the Judiciary: Subcommittee on Criminal Justice held an oversight hearing on proposed revision of the Federal Criminal Code. Testimony was heard from a public witness.

Hearings continue tomorrow.

PRIVATE IMMIGRATION BILLS

Committee on the Judiciary: Subcommittee on Immigration, Refugees, and International Law met to consider private immigration bills.

GLOBAL 2000 REPORT

Committee on Post Office and Civil Service: Subcommittee on Census and Population held a hearing on Global 2000 Report. Testimony was heard from Representative Ottinger and public witnesses.

NINE-DIGIT ZIP CODE SYSTEM

Committee on Post Office and Civil Service: Subcommittee on Postal Operations and Services held a hearing on nine-digit ZIP Code System. Testimony was heard from the following officials of the Postal Service: Neil Benson, Deputy Postmaster General, and James Jellison, Senior Assistant Postmaster General, Operations; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Public Works and Transportation: Ordered reported the following bills: H.R. 3377, authorizing appropriations to the Secretary of the Interior for services necessary to the nonperforming arts functions of the John F. Kennedy Center for the Performing Arts; H.R. 3420, to authorize appropriations for fiscal year 1982 for carrying out the Natural Gas Pipeline Safety Act of 1968 and the Hazardous Liquid Pipeline Safety Act of 1979; H.R. 3404, as amended, to amend the Independent Safety Board Act of 1974 to authorize appropriations for fiscal years 1981, 1982, and 1983; H.R. 779, as amended, to authorize the Secretary of the Army to contract with the Tarrant County Water Control and Improvement District No. 1 and the city of Weatherford, Tex., for the use water supply storage in Benbrook Lake, and H.R. 2957, as amended, to amend the Federal Water Pollution Control Act to delete the limitation on the use of public treatment works

grants for treating, storing, or conveying the flow of industrial users into treatment works.

The Committee also began markup of H.R. 2643, the Airport and Airway Improvement Act of 1981.

Will continue May 14.

RADIOLOGICAL HEALTH HAZARDS

Committee on Science and Technology: Subcommittee on Investigations and Oversight held a hearing on Potential Health Effects of Video Display Terminals and Radiofrequency Heaters and Sealers. Testimony was heard from John C. Villforth, Director, Bureau of Radiological Health, FDA, Department of Health and Human Services; Dr. Joe Elder, EPA; Col. Philip E. Winter, Military Assistant for Medical and Life Sciences, Office of the Under Secretary of Defense for Research and Engineering; and public witnesses.

Hearings continue tomorrow.

MISCELLANEOUS MEASURES

Committee on Veterans' Affairs: Ordered reported the following measures: H.R. 2156, to amend title 38, United States Code, to extend by 12 months the period during which funds appropriated for grants by the Veterans' Administration for the establishment and support of new State medical schools may be expended; H.R. 3499, to amend title 38, United States Code, to extend the Vietnam-era veterans' readjustment counseling program, to provide medical care for Vietnam veterans exposed to herbicide defoliants (including Agent Orange), to recover the cost of certain health care provided by the Veterans' Administration; H.R. 3502, to amend title 38, United States Code, to provide for greater coordination and sharing of the medical facilities of the Veterans' Administration and the Department of Defense; H.R. 1400, as amended, Veterans' Educational Assistance Act of 1981; H.R. 3423, to amend title 38, United States Code, to provide vocational educational and training opportunities for certain Vietnam-era veterans to establish a small business loan program for Vietnam-era veterans and disabled veterans; H. Con. Res. 76, expressing the sense of the Congress that the Secretary of the Army should place a plaque in Arlington National Cemetery honoring members of the U.S. Armed Forces who died during an attempt to rescue American hostages held in Iran; H.R. 1714, as amended, to amend title 38, United States Code, to authorize the Veterans' Administration to furnish memorial headstones or markers to commemorate veterans who by choice are buried at sea, who donate their bodies to science, or who are cremated and have their ashes scattered without interment; H.R. 2039, as amended, to amend chapter 37 of title 38, United States Code, to authorize the Administrator of Veterans' Affairs to guarantee home loans with provisions for variable payment plans; and H.R. 2136, to amend title 38, United States Code, to revise the provisions of such title relating to the construction and alteration of, and acquisition of land for, national cemeteries.

The Committee also approved a Committee resolution on VA major medical construction projects for fiscal year 1982.

Joint Meeting

CASH DISCOUNTS

Conferees of the Senate Committee on Labor and Human Resources and House Committee on Energy and Commerce met to resolve the differences with respect to Section 303 of Senate Amendment No. 10, permitting the nomination of a Surgeon General who may be more than 64 years of age, of H.R. 31, permitting merchants to offer unlimited discounts to cash-paying customers, and providing a three-year extention of law prohibiting merchants from penalizing credit card customers by imposing surcharges made by credit cards, did not complete action thereon, and recessed subject to call.

♦♦♦♦♦♦♦♦♦♦♦♦

Wednesday, May 13, 1981

Senate

Chamber Action

Routine Proceedings, pages 9568–9636

Bills Introduced: Eight bills and three resolutions were introduced, as follows: S. 1173–1180, and S. Res. 132–134.

Pages 9584, 9598, 9626–9627

Bills Reported: Reports were made as follows:

Special Report entitled "Problems of the Aged and Aging." (S. Rept. No. 97–62).

Page 9626

Measure Passed:

Attack on Pope John Paul II: Senate agreed to S. Res. 133, expressing the deep concern of the Senate over the attack on His Holiness Pope John Paul II, and offering prayers for his recovery.

Pages 9598–9600

Measure Rejected:

Interest Rates: By 37 yeas to 57 nays, Senate failed to agree to S. Res. 132, concerning the monetary policies of the Federal Reserve Board.

Page 9584

DEFENSE PROCUREMENT: Senate continued consideration of S. 815, authorizing funds for fiscal year 1982 for military procurement programs of the

Department of Defense, taking action on further amendments proposed thereto as follows:

Adopted:

(1) Proxmire unprinted amendment No. 95, increasing the maximum amount of servicemen's Group Life Insurance and Veterans' Group Life Insurance from $20,000 to $35,000.

Page 9595

(2) Simpson unprinted amendment No. 96, providing that any person who is originally appointed or enlisted in the Armed Forces after September 7, 1980, whose initial obligated period of active duty is two or more years, and who fails to complete at least 24 months of such person's obligated period of active duty, shall not be eligible, nor shall the dependents or survivors of such person be eligible, for any right, privilege, or benefit for which any individual becomes eligible under any Federal program by reason of serving on active duty in the armed forces, or by reason of being a dependent or suvivor of any such individual, if the claim for the eligibility for such right, privilege, or benefit is based upon all or any part of the service performed by such person during such period of active duty.

Page 9596

(3) Hart uprinted amendment No. 97, declaring support for the President in reopening nuclear arms control talks to enhance our national security, and that the Senate and the President should work together and take every step possible to achieve the President's goal of resuming nuclear arms control talks.

Page 9601

(4) Schmitt unprinted amendment No. 98, providing $13 million for the deployment of 50 Minuteman III missiles as substitutes for Minuteman II missiles.

Page 9603

(5) Cohen unprinted amendment No. 99, prohibiting the Department of Defense from entering into contracts with any offeror or contractor who has been debarred or suspended by any other agency.

Page 9605

(6) Jepson-Exon unprinted amendment No. 100, striking language relating to the enforcement of Selective Service registration.

Page 9608

(7) Pryor unprinted amendment No. 102, relating to the rewarding of sole-source contracts in the procurement of personal or professional services in an amount less than $500,000, to the extent that a determination is made that only one source can provide the desired service.

Page 9611

(8) By 91 yeas to 3 nays, Wallop unprinted amendment No. 103, authorizing $30 million for the Air Force and $20 million for the activities of DARPA for space-based laser weapons research and to direct the Air Force to establish a Program Management Office, and to provide a detailed system definition report to the Armed Services Committees.

Page 9612

(9) Tower unprinted amendment No. 104, adjusting funds authorized for certain purposes and to authorize the Air Force research and development account to be credited with $60 million realized from the foreign sale of aircraft.

Page 9617

Rejected:

By 59 yeas to 39 nays, Senate tabled Levin amendment No. 49, requiring approval by both Houses of Congress with regard to the basing mode for the MX missile.

Page 9573

A unanimous consent agreement was reached concerning further consideration of the bill and certain amendments to be proposed thereto, with a vote on passage to occur at not later than 5 p.m., on Thursday, May 14.

Page 9618

Pages 9569–9584, 9593–9598, 9601–9618

Authority for Committees to File: All committees were authorized to file reports on Friday, May 15, between 9 a.m. and 7 p.m.

Page 9623

Confirmations: Senate confirmed the following nominations:

Kenneth L. Smith, of Oregon, to be an Assistant Secretary of the Interior.

G. Ray Arnett, of California, to be Assistant Secretary for Fish and Wildlife, Department of the Interior.

William S. Heffelfinger, of Virginia, to be an Assistant Secretary of Energy (Management and Administration).

Robert C. Odle, Jr., of Virginia, to be an Assistant Secretary of Energy (Congressional, Intergovernmental and Public Affairs).

Page 9636

Messages From the House: Page 9626

Measures Ordered Placed on Calendar: Page 9626

Communications: Page 9626

Statements on Introduced Bills: Pages 9627–9630

Amendments Submitted for Printing: Page 9631

Notices of Hearings: Page 9631

Committee Authority To Meet: Page 9631–9635

Additional Statements: Pages 9631–9635

Confirmations: Page 9636

Record Votes: Three record votes were taken today (Total 115).

Pages 9582, 9593, 9617

Recess: Senate met at 9:30 a.m., and recessed at 7:55 p.m., until 9:15 a.m., on Thursday, May 14, 1981.

(For Senate's program see remarks of Senator Baker in today's Record on page 9635.)

Committee Meetings

BUSINESS MEETING

Committee on Agriculture, Nutrition, and Forestry: Committee ordered favorably reported the following business items:

S. 1007, authorizing funds for fiscal years 1982 through 1985 for the Food Stamp program, with an amendment in the nature of a substitute;

S. 884, authorizing funds for fiscal years 1982 through 1985 for commodity price support programs administered by the Department of Agriculture, for agriculture research, soil conservation, and agriculture exports, with an amendment in the nature of a substitute. (As approved by the committee, the bill incorporates the provisions of S. 480, S. 902, S. 943, S. 994, and S. 997.); and

The nominations of Frank W. Naylor, Jr., of California, to be Under Secretary of Agriculture for Small Community and Rural Development, Mary C. Jarratt, of Virginia, to be Assistant Secretary of Agriculture for Food and Consumer Services, and A. James Barnes, of the District of Columbia, to be General Counsel of the Department of Agriculture.

Prior to this action, the committee concluded hearings on the above nominations, after the nominees testified and answered questions in their own behalf. Mr. Naylor was introduced by Representative Shumway, and Ms. Jarratt was introduced by Representative Wampler.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee on Defense resumed hearings on proposed budget estimates for fiscal year 1982 for the defense establishment, receiving testimony on Air Force manpower and reserve programs from Major General Richard Bodycombe, Chief of Air Force Reserve, Joe F. Meis, Acting Assistant Secretary of the Air Force for Manpower, Reserve Affairs and Installations, and Major General John B. Conaway, Director, Air National Guard, U.S. Air Force.

Subcommittee will meet again on Monday, May 18.

APPROPRIATIONS—D.C. ECONOMIC DEVELOPMENT

Committee on Appropriations: Subcommittee on the District of Columbia resumed hearings on proposed budget estimates for fiscal year 1982 for the government of the District of Columbia, receiving testimony in behalf of funds for economic development and regulations of the District of Columbia from numerous officials of the D.C. government.

APPROPRIATIONS—MILITARY CONSTRUCTION

Committee on Appropriations: Subcommittee on Military Construction held hearings on proposed budget estimates for fiscal year 1982 for military construction programs of the U.S. Navy and Marine Corps, receiving testimony from Rear Admiral W.M. Zobel, Commander, Naval Facilities Engineering Command, and Brigadier General F.E. Petersen, Director, Marine Corps Facilities and Services Division, Office of the Deputy Chief of Marine Corps Staff for Installations and Logistics.

Subcommittee will meet again on Monday, May 18.

APPROPRIATIONS—STATE/FOREIGN ASSISTANCE

Committee on Appropriations: Subcommittee on Foreign Operations continued hearings on proposed budget estimates for fiscal year 1982 for the Department of State, receiving testimony in behalf of funds for their respective activities from Elliott Abrams, Assistant Secretary of State for International Organizations, Joseph Linneman, Acting Assistant Secretary of State for International Narcotic Matters, and Richard Smyser, Acting Director, Office of Refugee Programs, Department of State.

Subcommittee will meet again tomorrow.

DEFENSE PRODUCTION ACT

Committee on Banking, Housing and Urban Affairs: Committee approved for reporting with an amendment S. 1135, extending by one year the expiration date of the Defense Production Act.

FINANCIAL INSTITUTIONS

Committee on Banking, Housing and Urban Affairs: Committee resumed oversight hearings to review major banking and consumer protection laws, focusing on money market mutual funds and securities regulators, receiving testimony from John S. R. Shad, Chairman, and John R. Evans, Commissioner, both of the Securities and Exchange Commission; and Edward I. O'Brien, Securities Industry Association, and David Silver, Investment Company Institute, both of Washington, D.C.

Hearings continue tomorrow.

BUSINESS MEETING

Committee on Energy and Natural Resources: Committee ordered favorably reported the nominations of W. Kenneth Davis, of California, to be Deputy Secretary of Energy, Joseph J.Tribble, of Georgia, to be Assistant Secretary of Energy for Conservation and Renewable Energy, Rosslee Green Douglas, of South Carolina, to be Director of the Office of Minority Economic Impact, Department of Energy,

and Edward E. Noble, of Oklahoma, to be Chairman of the Board of Directors of the U.S. Synthetic Fuels Corporation.

Also, committee continued consideration of the Budget Committee recommendations to the committee in relation to spending proposals for fiscal year ending September 30, 1981, and fiscal years 1982, 1983, and 1984, on matters which fall within the committee's jurisdiction, as mandated by Title III of the Congressional Budget Act of 1974, and began consideration of S. 1021, authorizing funds for fiscal year 1982 for civilian programs of the Department of Energy.

Prior to this action, the committee concluded hearings on the aforementioned nominations, after the nominees testified and answered questions in their own behalf. Mr. Davis was introduced by Senator Hayakawa, with testimony on his nomination from John Gilbertson, Fusion Energy Foundation, New York City; Ms. Douglas was introduced by Senator Thurmond; Mr. Tribble was introduced by Senator Mattingly; and Mr. Noble was introduced by Senator Nickles, with testimony on his nomination from Walter Flowers, National Council on Synthetic Fuels Production, and Robert L. Roach, Environmental Policy Center, both of Washington, D.C.

BUSINESS MEETING

Committee on Environment and Public Works: Committee ordered favorably reported the following measures:

S. 1095, establishing a National Board of Water Policy for the development of a comprehensive water management program, with amendments;

An original bill (S. 1205) authorizing funds for fiscal year 1982 for environmental research and development programs;

An original bill (S. 1210) authorizing funds for fiscal year 1982 for the Council on Environmental Quality;

An original bill (S. 1211) authorizing funds for fiscal year 1982 for the control of toxic substances;

An original bill (S. 1204) authorizing funds for fiscal year 1982 for noise control abatement program;

An original bill (S. 1207) authorizing funds for fiscal years 1982 and 1983 for the Nuclear Regulatory Commission;

An original bill (S. 1208) authorizing funds for fiscal years 1982 through 1985 for Federal-aid Highway programs;

An original bill (S. 1212) authorizing funds for fiscal year 1982 for disaster relief programs administered by the Federal Emergency Management Agency; and

An original bill (S. 1209) authorizing funds for the U.S. Park Service for non-performing arts functions of the John F. Kennedy Center for the Performing Arts.

TAX REDUCTIONS

Committee on Finance: Committee began hearings on the tax reduction proposals in the Administration's program for economic recovery, focusing on individual rate reductions, changes in the capital gains rate, maximum tax on unearned income, and accelerated cost recovery system for businesses, receiving testimony from Donald T. Regan, Secretary of the Treasury.

Hearings continue tomorrow.

BUSINESS MEETING

Committee on Foreign Relations: Committee resumed markup of S. 976, authorizing funds for fiscal year 1982 for certain foreign development and security assistance programs, S. 848, authorizing funds for fiscal year 1982 for the Peace Corps, S. 993, authorizing funds for the Overseas Private Investment Corporation (OPIC) and directing OPIC to support development projects having trade benefits for the United States, and S. 785, authorizing funds for fiscal year 1982 for the International Bank for Reconstruction and Development, did not complete action thereon, and will meet again on tomorrow.

LATE FEDERAL PAYMENTS TO CONTRACTORS

Committee on Governmental Affairs: Subcommittee on Federal Expenditures, Research and Rules concluded hearings on S. 30 and S. 1131, bills requiring the Federal Government to pay interest on late payments to contractors, after receiving testimony from Senators Weicker and Sasser; Representative Lagomarsino; Donald L. Scantlebury, Division Director and Chief Accountant, Accounting and Financial Management Division, General Accounting Office; Kenton Pattie, National Audio-Visual Association, Forrest I. Rettgers, National Association of Manufacturers, William Lazarus, American Logistics Association, Michael J. Timbers, Coalition for Common Sense in Government Procurement, and William C. McCamant, National Association of Wholesaler-Distributors, all of Washington, D.C.; Charles H. Zurheide, Zurheide-Herrmann, Inc., St. Louis, Missouri; and Frank Bauer, Max Bauer Meat Packer, Inc., Miami, Florida.

REVENUE SHARING—ALLOCATION OF PAYMENTS

Committee on Governmental Affairs: Subcommittee on Intergovernmental Relations held oversight hearings to review the current Federal allocation formula process of assistance to State and local governments, and on fiscal disparities within the Federal budget system, receiving testimony from Edwin Harper,

Deputy Director, Office of Management and Budget; Robert W. Rafuse, Jr., Deputy Assistant Secretary of the Treasury for State and Local Finance; William Anderson, Director, General Government Division, General Accounting Office; John Shannon, Assistant Director, Advisory Commission on Intergovernmental Relations; Friedrich J. Grasberger, Center for Governmental Research; Joseph W. Duncan, Office of Federal Statistical Policy and Standards; and Richard P. Nathan, Princeton University, Princeton, New Jersey.

Hearings were recessed subject to call.

HOME HEALTH CARE

Committee on Governmental Affairs: Permanent Subcommittee on Investigations began oversight hearings on alleged fraud and abuse in the home health care programs administered by the Department of Health and Human Services, focusing on methods and means by which operators seek to abuse and profit from the operation of these agencies, receiving testimony from Charles Morley, Chief Investigator, Permanent Subcommittee on Investigations; and Terry Brunner and Michael Lyons, both of the Better Government Association, and Martin Scanlon, Jean Williams, and Carol Radatz, all of Chicago, Illinois.

Hearings continue tomorrow.

NOMINATION

Committee on the Judiciary: Committee concluded hearings on the nomination of Jonathan C. Rose, of Virginia, to be Assistant Attorney General, Department of Justice, after the nominee testified and answered questions in his own behalf.

SMALL BUSINESS INNOVATION RESEARCH

Committee on Small Business: Subcommittee on Innovation and Technology concluded hearings on S. 881, to stimulate technological innovation and to increase economic productivity by using small businesses more effectively in Federal research and development programs, after receiving testimony from Sherman Abrahamson, Control Data Corp., Arlington, Virginia; Robert Benjamin, DeLorean Motor Company, New York City; Orrie Friedman, Collaborative Research, Inc., Waltham, Massachusetts; Lee Shevel, The Whitehall Group, Campbell, California; Walter Syniuta, Advanced Mechanical Technology, Inc., Newton, Massachusetts; Stan Mason, Simco, Inc., Weston, Connecticut; Peter Meldrum, Native Plants, Salt Lake City, Utah; and James Watts, NASBICs, Washington, D.C.

BUSINESS MEETING

Committee on Veterans' Affairs: Committee ordered favorably reported the following bills:

S. 468, establishing an advisory committee on former prisoners of war, making such veterans eligible for certain health care and compensation benefits, with an amendment in the nature of a substitute;

S. 1008, exempting by law the retired-recalled military personnel assigned to the American Battle Monuments Commission from the end strengths and grade limitations that are authorized to the military departments which furnish them, with an amendment in the nature of a substitute;

S. 921, improving certain programs provided by the Federal government to veterans, with an amendment in the nature of a substitute. (As approved by the committee, the bill incorporates provisions of S. 458, S. 872, and title III of S. 26.)

TERRORISM

Select Committee on Intelligence: Committee met in closed session to receive a briefing from officials of the Federal Bureau of Investigation on terrorism.

Committee recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 24 public bills, H.R. 3566–3589; 5 private bills, H.R. 3590–3594; and 5 resolutions, H.J. Res. 254 and 255, and H. Con. Res. 133–135 were introduced.

Page 9684

Bills Reported: Reports were filed as follows:

H.R. 1520, to authorize appropriations for activities for the National Science Foundation for the fiscal year 1982, amended (H. Rept. 97–34);

H. Res. 127, authorizing the printing of a collection of statements in tribute to the late Representative Olin E. Teague (H. Rept. 97–35); and

H.R. 3337, to extend the authorization for youth employment and demonstration programs (H. Rept. 97–36).

Pages 9683–9684

First Budget Resolution: House disagreed to the Senate amendments to H. Con. Res. 115, revising the congressional budget for the United States Government for the fiscal year 1981 and setting forth the congressional budget for the United States Government for the fiscal years 1982, 1983, and 1984; and agreed to a conference. Appointed as conferees: Representatives Jones of Oklahoma, Simon, Mineta, Mattox, Solarz, Panetta, Gephardt, Hefner, Gramm, Latta, Regula, Shuster, Frenzel, Kemp, and Martin of North Carolina.

Agreed to a motion to instruct conferees to insist on the House-passed numbers for the Defense function for fiscal year 1982 (agreed to by a yea-and-nay vote of 247 yeas to 162 nays, Roll No. 41).

Subsequently, conferees received permission to have until midnight Friday, May 15, to file a conference report on H. Con. Res. 115.

Pages 9643–9644

Supplemental Appropriations and Rescissions: By a yea-and-nay vote of 329 yeas to 70 nays, Roll No. 46, the House passed H.R. 3512, making supplemental and further continuing appropriations for the fiscal year ending September 30, 1981, and rescinding certain budget authority.

On a demand for a separate vote, rejected an amendment that sought to reduce by $376 million the limitation on gross obligations for the principal amount of direct loans and by $500 million the total commitment to guaranteed loans made by the Export-Import Bank in fiscal year 1981 (rejected by a recorded vote of 162 ayes to 237 noes, Roll No. 45). This amendment had previously been agreed to in the Committee of the Whole on Tuesday, May 12, by a recorded vote of 231 ayes to 166 noes, Roll No. 40.

Agreed To:

An amendment that reduces by $3 billion the fiscal year 1982 appropriation for expenses for the Strategic Petroleum Reserve (agreed to by a recorded vote of 260 ayes to 152 noes, Roll No. 42). A substitute to this amendment, that sought to provide $3.9 billion for the Strategic Petroleum Reserve for 1982 to remain available until expended or until the Strategic Petroleum Reserve was acted upon as an off-budget item, was withdrawn;

An amendment that prohibits use of Labor-HHS-Education funds in connection with the issuance, implementation, or enforcement of any rule which includes any numerical requirement related to race, creed, color, national origin, or sex, and which requires any individual or entity to take action with respect to hiring or promotion practices, or admissions policies;

An amendment that defers an additional $28.5 million in urban discretionary grants for new systems and downtown people movers (agreed to by a recorded vote of 244 ayes to 156 noes, Roll No. 43); and

An amendment that prohibits use of funds to pay for an abortion or the administrative expenses in connection with any Federal employee health plan which provides any benefits or coverage for abortions under such negotiated plan after the last day of the contracts currently in force (agreed to by a recorded vote of 242 ayes to 155 noes, Roll No. 44).

A point of order was sustained against an amendment that sought to prohibit funds appropriated by this bill or any other Act to be made available for payment of subsidies for operation of either the Senate or House restaurants.

Pages 9645–9675

Late Reports: Committee on Government Operations received permission to have until midnight Friday, May 15, to file reports on H.R. 1526, Federal Managers' Accountability Act of 1981; H.R. 2098, Inspector General Act Amendments of 1981; H.R. 2979, to reauthorize the National Historical Publications and Records Commission; and H.R. 2811, Debt Collection Act of 1981; and

All committees received permission to have until 5 p.m. Tuesday, May 19, to file reports, and that such reports be considered to have been filed within the time permitted by the Budget Act with respect to fiscal year 1981 authorizations.

Page 9675

Capitol Concerts: House agreed to H. Con. Res. 133, authorizing concerts by the National Symphony on Capitol Grounds.

Page 9675

Trade Conferences: Upon recommendation of the chairman of the Committee on Ways and Means, the Speaker selected the following members of that Committee, to be accredited by the President, as official advisers to the United States delegations to international conferences, meetings, and negotiations sessions relating to trade agreements during the 1st session of the 97th Congress: Representatives Rostenkowski, Gibbons, Jones of Oklahoma, Vander Jagt, and Frenzel.

Page 9676

Select Committee on Aging: The Speaker appointed Representative Boner of Tennessee as an additional member of the Select Committee on Aging.

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Quorum Calls—Votes: Two yea-and-nay votes and four recorded votes developed during the proceedings of the House today and appear on pages 9643–9644, 9653, 9667–9668, 9670–9671. There were no quorum calls.

Adjournment: Adjourned at 8:41 p.m.

Committee Meetings

FARM BILL

Committee on Agriculture: Continued markup of the 1981 farm bill.

Will continue tomorrow.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations held a hearing on Private Voluntary Organizations in Foreign Assistance Programs. Testimony was heard from Tom Fox, Director,

Office of Private and Voluntary Cooperation, AID; Peter D. Bell, President, Inter-American Foundation and public witnesses.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior concluded hearings on the Office of Territorial Affairs, Department of the Interior. Testimony was heard from departmental and public witnesses.

LABOR-HHS, AND EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS and Education held a hearing on Departmental Management, Salaries and Expenses, Special Foreign Currency Program and on Bureau of Labor Statistics Salaries and Expenses. Testimony was heard from departmental witnesses.

TREASURY-POSTAL SERVICE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury-Postal Service held a hearing on Office of Management and Budget and on Unanticipated Needs. Testimony was heard from David A. Stockman, Director, Office of Management and Budget.

OVERSIGHT—PRIVATE SCHOOLS

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education held an oversight hearing on private schools. Testimony was heard from Marie Eldridge, Administrator, National Center for Educational Statistics, Department of Education and public witnesses.

Hearings continue tomorrow.

CLEAN AIR ACT AMENDMENTS; PUBLIC BROADCASTING AMENDMENTS ACT

Committee on Energy and Commerce: Ordered reported the following bills: H.R. 3520, to amend the Clean Air Act to provide compliance date extensions for steelmaking facilities on a case-by-case basis to facilitate modernization, and H.R. 3238, as amended, Public Broadcasting Amendments Act of 1981.

NRC AUTHORIZATION

Committee on Energy and Commerce: Subcommittee on Energy Conservation and Power approved for full Committee action as amended H.R. 2330, to authorize appropriations to the Nuclear Regulatory Commission in accordance with section 261 of the Atomic Energy Act of 1954, as amended, and section 305 of the Energy Reorganization Act of 1974, as amended.

CONSUMER PRODUCT SAFETY AMENDMENTS

Committee on Energy and Commerce: Subcommittee on Health and the Environment approved for full Committee action the introduction of the Consumer Product Safety amendments.

INTERNATIONAL SECURITY AND DEVELOPMENT COOPERATION ACT; EXPORT ADMINISTRATION ACT

Committee on Foreign Affairs: Ordered reported the following bills: H.R. 3566, International Security and Development Cooperation Act of 1981 and H.R. 3567, to amend the Export Administration Act of 1979 to authorize appropriations.

U.S. AUTO INDUSTRY

Committee on Government Operations: Subcommittee on Government Activities and Transportation held a hearing on the Administration's proposals to help the U.S. auto industry. Testimony was heard from Andrew L. Lewis, Jr., Secretary of Transportation and Michael Walsh, Deputy Assistant Administrator for Mobile Source Air Pollution Control, EPA.

Hearings continue tomorrow.

AMERICAN FEDERALISM

Committee on Government Operations: Subcommittee on Intergovernmental Relations and Human Resources continued hearings on current condition of American federalism. Testimony was heard from public witnesses.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Accounts met in executive session to consider pending business.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Contracts and Printing met and approved pending business.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Office Systems met and approved pending business.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Ordered reported as amended the following bills: H.R. 3505, to authorize appropriations for the Department of Energy for fiscal year 1982, and H.R. 3356, to amend the Earthquake Hazards Reduction Act of 1977 and the Federal Fire Prevention and Control Act of 1974 to authorize the appropriation of funds to the Director of the Federal Emergency Management Agency to carry out the earthquake hazards reduction programs and the fire prevention and control program.

The Committee also adopted a Committee resolution waiving the 60 day waiting period for the grant-

ing of a right-of-away to Columbia Gas Transmission Corporation.

MISCELLANEOUS MEASURES; COMMITTEE BUSINESS

Committee on the Judiciary: Ordered reported the following bills: H.R. 3480, as amended, Legal Services Corporation Act Amendments of 1981; H.R. 3462, as amended, to authorize appropriations to carry out the activities of the Department of Justice for fiscal year 1982; H.R. 3275, to amend the Civil Rights Act of 1957 to authorize appropriations for the Civil Rights Commission; H.R. 3481, as amended, Pretrial Services Act of 1981 and H.R. 1371, as amended, to amend section 12 of the Contract Disputes Act of 1978.

The Committee also acted on two private immigration bills. The Committee also approved Rules of Procedure of the Subcommittees on Immigration and Administrative Law regarding private bills.

VOTING RIGHTS ACT

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued hearings on extending the Voting Rights Act of 1965. Testimony was heard from Roberto Mondragon, Lt. Gov., New Mexico and public witnesses.

Hearings continue May 19.

REVISION OF THE FEDERAL CRIMINAL CODE

Committee on the Judiciary: Subcommittee on Criminal Justice continued oversight hearings on proposed revision of the Federal Criminal Code. Testimony was heard from a public witness.

MISCELLANEOUS MEASURES

Committee on Merchant Marine and Fisheries: Ordered reported as amended the following bills: H.R. 2948, to authorize appropriations to carry out the Marine Mammal Protection Act of 1972 during fiscal year 1982; H.R. 3319 to amend and extend title I of the Marine Protection, Research and Sanctuaries Act, as amended; H.R. 2596, Panama Canal Appropriations Authorization Act, fiscal year 1982; and H.R. 2526, to authorize appropriations for certain maritime programs of the Department of Commerce for fiscal 1982.

BUDGET RECONCILIATION-POSTAL SERVICE PROGRAMS

Committee on Post Office and Civil Service: Held a hearing on Budget Reconciliation and Instructions affecting Postal Service Programs. Testimony was heard from public witnesses.

Hearings continue tomorrow.

FEDERAL DISASTER RELIEF

Committee on Public Works and Transportation: Subcommittee on Investigations and Oversight held a hearing on the manner in which Federal Disaster Assistance has been and is being administered. Testimony was heard from Representative Gunderson; D. Robert Graham, Governor, Florida; Joseph L. LaFleur, Administrator, Division of Emergency Government, Wisconsin; Henry Eschwege, Director, Community and Economic Development Division, GAO and public witnesses.

MISCELLANEOUS MEASURES

Committee on Science and Technology: Ordered reported the following bills: H.R. 3356, to amend the Earthquake Hazards Reduction Act of 1977 and the Federal Fire Prevention and Control Act of 1974 to authorize the appropriation of funds to the Director of the Federal Emergency Management Agency to carry out the earthquake hazards reduction programs and the fire prevention and control program; H.R. 3115, as amended, Environmental Research, Development, and Demonstration Act of 1982; and H.R. 2803, as amended, Atmospheric, Climatic, and Ocean Pollution Act of 1982.

RADIOLOGICAL HEALTH HAZARDS

Committee on Science and Technology: Subcommittee on Investigations and Oversight concluded hearings on Potential Health Effects of Video Display Terminals and Radiofrequency Heaters and Sealers. Testimony was heard from departmental and public witnesses.

USDA's COMMODITY PROCUREMENT PROCESS

Committee on Small Business: Subcommittee on Export Opportunities and Special Small Business Problems continued hearings on the role of small business in the USDA's commodity procurement process. Testimony was heard from public witnesses.

EMPLOYEE FRINGE BENEFITS

Committee on Ways and Means: Subcommittee on Select Revenue Measures held a hearing on the tax treatment of employee fringe benefits. Testimony was heard from the following officials of the Department of the Treasury: John E. Chapoton, Assistant Secretary (Tax Policy) and Roscoe L. Egger, Jr., Commissioner, IRS.

SOCIAL SECURITY FINANCING LEGISLATION; BUDGET REPORT

Committee on Ways and Means: Subcommittee on Social Security approved certain sections of H.R. 3207, Social Security Amendments of 1981, needed to meet the First Concurrent Budget Resolution.

Thursday, May 14, 1981

Senate

Chamber Action

Routine Proceedings, pages 9752–9875

Bills Introduced: Ten bills were introduced, as follows: S. 1181–1190.

Page 9827

Bills Reported: Reports were made as follows:

S. 1186, authorizing funds for each of fiscal years 1982 and 1983 for the Marine Mammal Protection Act. (S. Rept. No. 97–63).

S. 1017, authorizing funds for fiscal year 1982 for certain maritime programs of the Department of Commerce, with amendments (together with minority views). (S. Rept. No. 97–64).

S. 1105, authorizing funds for fiscal year 1982 for the U.S. Travel Service, with amendments. (S. Rept. No. 97–65).

H.J. Res. 238, approving the Constitution of the Virgin Islands, with amendments. (S. Rept. No. 97–66).

H.R. 3512, appropriating supplemental funds for fiscal year ending September 30, 1981, and rescinding certain budget authority, with amendments. (S. Rept. No. 97–67).

Page 9827

Measures Passed:

Funds for Official Expenses: Senate passed S. 1123, permitting rental, lease, or purchase of office equipment for use in District of Columbia and State Senate offices.

Pages 9869–9870

National Advisory Committee on Oceans and Atmosphere: Senate passed S. 1133, authorizing funds for fiscal year 1982 for the National Advisory Committee on Oceans and Atmosphere.

Page 9870

Palo Verde Irrigation District Diversion Dam: Senate passed, with an amendment, S. 875, providing for the construction of a hydroelectric generating plant at the Palo Verde Diversion Dam on the Colorado River.

Pages 9870–9871

Commending Peter Salmon: Senate agreed to S. Res. 119, commending Peter Salmon for his long, faithful, and exemplary service to the cause of the blind.

Page 9871

Defense Procurement Authorization, 1982: By 92 yeas to 1 nay, Senate passed S. 815, authorizing funds for fiscal year 1982 for military procurement programs of the Department of Defense, after taking action on further amendments proposed thereto as follows:

Adopted:

(1) By unanimous vote of 96 yeas, modified Nunn unprinted amendment No. 105, providing for unit cost reports to help control the increasing costs of major defense systems.

Page 9761

(2) By 87 yeas to 9 nays, Warner unprinted amendment No. 107, permitting, for a period of one additional year, the use of Department of Defense funds to be used under certain types of contracts to relieve economic dislocations.

Page 9781

(3) Moynihan unprinted amendment No. 108 (to unprinted amendment No. 107), providing that, not later than April 15, 1982, the President shall report to Congress on the implementation and results of test programs authorized, together with an assessment of the costs and benefits of the test programs.

Page 9781

(4) Domenici unprinted amendment No. 109, providing funds for research and development on a Survivable Optical Forward Acquisition System (SOFAS).

Page 9793

(5) Tower unprinted amendment No. 110, reducing Defense authorizations by the amount added in Senate floor action.

Page 9796

(6) Tower unprinted amendment No. 111, of a technical and clarifying nature.

Page 9097

Rejected:

By 66 yeas to 29 nays, Senate tabled Levin amendment No. 48, reducing the amount of funds that may be expended in fiscal year 1982 for operations and maintenance.

Page 9772

Pages 9760–9816

Crowell Nomination/Agreement: A unanimous consent agreement was reached concerning the nomination of John B. Crowell, of Oregon, to be an Assistant Secretary of Agriculture, with a vote thereon to occur at 12 noon, on Wednesday, May 20.

Page 9780

Authority to Receive Messages: The Secretary of the Senate was authorized to receive and appropriately refer messages from the President of the United States and the House of Representatives during the recess of the Senate over until Monday, May 18, 1981.

Page 9874

Authority to Sign Measures: The President of the Senate, the President pro tempore, and the acting President pro tempore were authorized to sign duly

enrolled bills and joint resolutions during the recess of the Senate over until Monday, May 18, 1981.
Page 9874

Vice Presidential Appointments: The Chair, on behalf of the Vice President, appointed Senators Hatch and Kennedy to the Sixty-Seventh Conference of the International Labor Organization (ILO), to be held in Geneva, Switzerland, June 3–24, 1981.
Page 9780

President Pro Tempore Appointments: The Chair, on behalf of the President pro tempore, appointed Robert K. Thomas, Brigham Young University, Frank Newman, President, University of Rhode Island, Caroline Shaw Bell, Department of Economics, Wellesley College, Massachusetts, Joyce Holmes Benjamin, Oregon State Board of Education, James C. Summers, Director and Program Leader, West Virginia University, Father Charles L. Currie, President, Wheeling College, West Virginia, Dr. James M. Kraby, President, Westark Community College, Arkansas, and Reverend William J. Sullivan, President, Seattle University, to the Commission on National Development in Postsecondary Education.
Page 9874

Confirmations: Senate confirmed the following nominations:

Mark S. Fowler, of Virginia, to be a Member of the Federal Communications Commission.

W. Kenneth Davis, of California, to be Deputy Secretary of Energy.

Joseph J. Tribble, of Georgia, to be an Assistant Secretary of Energy (Conservation and Renewable Energy).

Rosslee G. Douglas, of South Carolina, to be Director of the Office of Minority Economic Impact.

Edward E. Noble, of Oklahoma, to be Chairman of the Board of Directors of the U.S. Synthetic Fuels Corporation.
Page 9875

Nominations: Senate received the following nominations:

Craig A. Nalen, of Florida, to be President of the Overseas Private Investment Corporation.

Georgianna H. Sheldon, of Virginia, to be a Member of the Federal Energy Regulatory Commission.

Francis A. Keating, II, of Oklahoma, to be U.S. Attorney for the Northern District of Oklahoma.

David L. Russell, of Oklahoma, to be U.S. Attorney for the Western District of Oklahoma.
Page 9875

Messages From the President: Page 9826

Messages From the House: Pages 9826–9827

Measures Referred: Page 9827

Statements on Introduced Bills: Pages 9827–9846

Notices of Hearings: Page 9847

Committee Authority to Meet: Page 9848

Additional Statements: Pages 9848–9869

Nominations: Page 9875

Confirmations: Page 9875

Record Votes: Four record votes were taken today. (Total—119).
Pages 9767, 9780, 9788, 9808–9809

Recess: Senate met at 9:15 a.m., and recessed at 4:45 p.m., until 12 Noon, on Monday, May 18, 1981. (For Senate's program see remarks of Senator Baker in today's Record on pages 9874–9875.)

Committee Meetings

REA PROGRAMS

Committee on Agriculture, Nutrition, and Forestry: Subcommitee on Agricultural Credit and Rural Electrification held hearings on S. 950, eliminating the two percent interest rate for insured loans currently available to specified electric and telephone borrowers, and related proposed reforms in programs of the Rural Electrification Administration, receiving testimony from Richard Lyng, Deputy Secretary of Agriculture; Robert Taft and Leroy Carlson, both representing the Telephone and Data Systems, Inc., Chicago, Illinois; James M. Hubbard, North Carolina Association of Electric Cooperatives, Raleigh; Glenn Lovig, Iowa Association of Electric Cooperatives, Des Moines; Burgee Andahl, St. Paul Bank for Cooperatives, St. Paul, Minnesota; Jerome S. Katzin, Lehman Brothers, Kuhn and Loeb, and H. Russell Fraser, American Municipal Bond Insurance Corporation, both of New York City; Merrill J. Millett, Deseret Generation and Transmission Cooperative, Sandy, Utah; and Robert Partridge and Angus Hastings, both of the National Rural Electric Cooperative Association, A. Harold Peterson, National Rural Electric Telephone Association, David C. Fullarton, National Telephone Cooperative Association, and Reuben Johnson, National Farmers Union, all of Washington, D.C.

Hearings were recessed subject to call.

SUPPLEMENTAL APPROPRIATIONS

Committee on Appropriations: Committee ordered favorably reported with amendments H.R. 3512, appropriating supplemental funds for fiscal year ending September 30, 1981, and rescinding certain budget authority.

APPROPRIATIONS—FOREIGN ASSISTANCE

Committee on Appropriations: Subcommittee on Foreign Operations continued hearings on proposed budget estimates for fiscal year 1982 for foreign as-

sistance programs, receiving testimony from numerous public witnesses.

Hearings continue tomorrow.

FINANCIAL INSTITUTIONS

Committee on Banking, Housing and Urban Affairs: Committee continued oversight hearings to review major banking and consumer protection laws, focusing on money market mutual funds and financial industry representatives, receiving testimony from Andrew L. Lewis, Secretary of Transportation; Mayor Lionel Wilson, Oakland, California, representing the U.S. Conference of Mayors; William Oliver, Dade County, Florida Commissioner, representing the National Association of Counties; Ken Slapin, Norwalk, Connecticut, representing the National League of Cities; and Leonard Ronis, Greater Cleveland Regional Transit Authority, Cleveland, Ohio.

Hearings continue on Monday, May 18.

DOE AUTHORIZATIONS AND RECONCILIATION

Committee on Energy and Natural Resources: On Wednesday, May 13, the committee took the following actions:

Ordered favorably reported S. 1021, authorizing funds for fiscal year 1982 for civilian programs of the Department of Energy, with an amendment in the nature of a substitute; and

Agreed on recommendations which it will make to the Budget Committee in relation to spending proposals for fiscal year ending September 30, 1981, and fiscal years 1982, 1983, and 1984, on matters which fall within the committee's jurisdiction, as mandated by Title III of the Budget Act of 1974, and S. Con. Res. 9.

NOMINATION

Committee on Environment and Public Works: Committee concluded hearings on the prospective nomination of Charles H. Dean, Jr., of Tennessee, to be a Member of the Tennessee Valley Authority, after the nominee-designate, who was introduced by Senator Baker and Representative Duncan, testified and answered questions in his own behalf. Testimony was also received from Representative Ottinger.

TAX REDUCTIONS

Committee on Finance: Committee continued hearings on the tax reductions proposals in the Administration's program for economic recovery, focusing on individual rate reductions, changes in the capital gains rate, maximum tax on unearned income, and accelerated cost recovery system for businesses, receiving testimony from David I. Meiselman, Virginia Polytechnic Institute, Reston; Alan Greenspan, Townsend-Greenspan & Co., and Gary L. Ciminero, Merrill-Lynch Economics, Inc., both of New York City; Martin Feldstein, Harvard University, Cambridge, Massachusetts; Joseph Pechman, The Brookings Institution, Washington, D.C.; and Oswald Brownlee, University of Minnesota, Minneapolis.

Hearings continue on Monday, May 18.

BUSINESS MEETING

Committee on Foreign Relations: Committee ordered favorably reported the following business items:

An original bill (S. 1196) authorizing funds for fiscal year 1982 for certain foreign development and security assistance programs, for the Peace Corps, for the Overseas Private Investment Corporation (OPIC) and directs OPIC to support developmental projects having trade benefits for the U.S., separating the Peace Corps from the ACTION Agency, and prohibiting the provision of military personnel to and the furnishing of security assistance to El Salvador. (As approved by the committee, the original bill incorporates certain provisions of S. 976, S. 848, S. 993, S. 728, S. 869, and S. 1015.);

An original bill (S. 1195) providing for the continued participation by the U.S. in the International Bank for Reconstruction and Development and the Inter-American Development Bank. (As approved by the committee the bill incorporates provisions of S. 785 and S. 786);

S. 1015, separating the Peace Corps from the ACTION Agency;

The Protocol Amending the Interim Convention on Conservation of North Pacific Fur Seals, between the United States, Canada, Japan, and the Soviet Union (Exec. S, 96th Cong., 2d sess.); and

The nominations of Robert G. Neumann, of California, to be Ambassador to the Kingdom of Saudi Arabia, Robert D. Nesen, of California, to be Ambassador to Australia, and to serve concurrently and without additional compensation as Ambassador to the Republic of Nauru, and Joan M. Clark, of New York, to be Career Member of the Foreign Service, Class of Minister-Counselor.

NOMINATION

Committee on Governmental Affairs: Committee concluded hearings on the nomination of Alex Kozinski, of California, to be Special Counsel of the Merit Systems Protection Board, after the nominee, who was introducted by Senator Hayakawa, testified and answered questions in his own behalf.

COLA PROGRAM

Committee on Governmental Affairs: Subcommittee on Civil Service, Post Office, and General Services held hearings on the cost of living allowance for Federal employees in non-foreign areas and consideration of locality pay as a substitute for cost of living allowances, receiving testimony from Senator Murkowski; Representative Don Young; Clifford I. Gould, Di-

rector, Federal Personnel and Compensation Division, General Accounting Office; Frederick A. Kistler, Deputy Associate Director, Compensation Group, Office of Personnel Management; Jane McMichael, American Federation of Government Employees; and Helen Giroux, Fort Richardson, Alaska.

Hearings were recessed subject to call.

HOME HEALTH CARE

Committee on Governmental Affairs: Permanent Subcommittee on Investigations concluded oversight hearings on alleged fraud and abuse in the home health care programs administered by the Department of Health and Human Services, focusing on methods and means by which operators seek to abuse and profit from the operation of these agencies, after receiving testimony from Gregory Ahart, Director, Human Resources Division, General Accounting Office; Paul Wilging, Deputy Administrator, Health Care Finance Administration, Martin Rappert, Director, Bureau of Quality Control, Peter Bouxsein, Deputy Director Bureau of Program Policy, and Edward L. Kelly, Acting Director, Health Standards and Quality Bureau, all of the Department of Health and Human Services; Hadley Hall, National Association of Home Health Agencies, Washington, D.C.; Ronald Reck, American Federation of Home Health Agencies, Verona, Pennsylvania; and Peter Manikas, Better Government Association, Chicago, Illinois.

SCHOOL BUSING

Committee on the Judiciary: Subcommittee on the Constitution began oversight hearings to explore the state of the law with respect to school busing, and the constitutional and legal aspects of alternative remedies, receiving testimony from James Turner, Acting Assistant Attorney General for Civil Rights, Department of Justice; David J. Armor, Rand Corporation, santa Monica, California; William Taylor, Catholic University of America, and Julius Chambers, representing the National Association for the Advancement of Colored People, both of Washington, D.C.; Lino Graglia, University of Texas, Austin; and Nathan Glazer, Harvard University, Cambridge, Massachusetts.

Hearings continue on wednesday, June 3.

REGULATORY REFORM

Committee on the Judiciary: Subcommittee on Regulatory Reform concluded hearings on S. 1080, improving and modifying the Federal regulatory process after receiving testimony from Representative Danielson; Murray L. Weidenbaum, Chairman, Council of Economic Advisers; James C. Miller, III, Administrator for Information and regulatory Affairs, Office of Management and Budget; C. Boyden Gray, Counsel, Presidential Task Force on Regulatory Relief; Howard Marlowe and Laurence Gold, both of the AFL–CIO, David Mallino, United Steelworkers of America, Robert Muth, representing the American Mining Congress, John Post, The Business Roundtable, Richard J. Leighton, representing the Chamber of Commerce of the United States, Nancy Drabble, and Carolyn Brickey, both of the Public Citizen's Congress Watch, Robert W. Nichols, Consumers Union, Frances Dubrowski, Natural Resources Defense Council, Raymond M. Momboisse, Pacific Legal Foundation, Nicholas E. Calio, Washington Legal Foundation, Lester B. Lave and Robert W. Crandall, both of The Brookings Institution, George C. Freeman, Jr., Hunton & Williams, and Robert R. Nordhaus, Van Ness, Feldman, Sutcliffe, Curtis & Levenberg, all of Washington, D.C.; Lawrence White, New York University, New York City; Nicholas Ashford, Massachusetts Institute of Technology, Cambridge; Thomas G. Moore, Hoover Institution, Stanford University, Stanford, California; Bruce Yandle, New York City, representing the American Bar Association; F. Thomas Westcott, Westcott Construction Corporation, North Attleboro, Massachusetts representing the Associated General Contractors of America; and Maurice H. Winger, Jr., Asheville, North Carolina, representing the National Association of Manufacturers.

EDUCATION—RECONCILIATION

Committee on Labor and Human Resources: Subcommittee on Education met to further discuss the impact of the Budget Committee recommendations to the full committee in relation to spending proposals for fiscal year ending September 30, 1981, and fiscal years 1982, 1983, and 1984, on those matters which fall within the subcommittee's jurisdiction, as mandated by Title III of the Budget Act of 1974, and S. Con. Res. 9, and agreed on recommendations which it will make thereon to the full committee.

Joint Committee Meeting

FIRST CONCURRENT BUDGET RESOLUTION

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H. Con. Res. 115, setting forth recommended levels of total budget outlays, Federal revenues, and new budget authority for fiscal years 1982, 1983, and 1984, and revising the Congressional Budget for the United States Government for fiscal year ending September 30, 1981.

House of Representatives

Chamber Action

Bills Introduced: 6 public bills, H.R. 3595–3600; 1 private bill, H.R. 3601; and 1 resolution, H.J. Res. 256 were introduced.

Page 9750

Bills Reported: Reports were filed as follows:

Report entitled "The Implementation of the NATO Long-Term Defense Program (LTDP) (H. Rept. 97–37);

H.R. 1526, Federal Managers' Accountability Act of 1981, amended (H. Rept. 97–38);

H.R. 2979, to reauthorize the National Historical Publications and Records Commission (H. Rept. 97–39);

H.R. 2098, Inspector General Act Amendments of 1981, amended (H. Rept. 97–40);

H.R. 3023, to authorize appropriations to the Department of Energy for fiscal year 1982 for conservation, exploration, development, production, sale, and use of the naval petroleum reserves and naval oil shale reserves (H. Rept. 97–41);

H.R. 2811, Debt Collection Act of 1981, amended (H. Rept. 97–42; and

H.R. 2818, to extend District of Columbia borrowing authority, amended (H. Rept 97–43).

Page 9750

Late Reports: Committee on Armed Services received permission to have until midnight, Friday, May 15, to file reports on: H.R. 3519, Department of Defense Authorization Act of 1982, H.R. 3413, Department of Energy National Security and Military Applications of Nuclear Energy Authorization Act of 1982, H.R. 3023, to authorize appropriations to the Department of Energy for fiscal year 1982 for conservation, exploration, development, production, sale, and use of the naval petroleum reserves and naval oil shale reserves, H.R. 3455, Military Construction Authorization Act of 1982, and H.R. 3380, Armed Forces Pay Act of 1981; and

Committee on the District of Columbia received permission to have until midnight tonight to file a report on H.R 2818, to extend District of Columbia borrowing authority.

Pages 9729, 9735, 9736

Legislative Program: The Acting Majority Leader announced the legislative program for the week of May 18. Agreed to adjourn from Thursday until 11 a.m. on Monday.

Page 9736

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of May 20.

Page 9736

Meeting Hour: Agreed that the House meet at 11 a.m. on Wednesday, May 20.

Page 9736

Former Members: Agreed that it be in order for the Speaker to declare a recess, subject to the call of the Chair, at any time on Monday, May 18, to receive former Members of Congress

Page 9736

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 9746

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Adjourned at 12:12 p.m.

Committee Meetings

FARM BILL

Committee on Agriculture: Continued markup of the 1981 farm bill.

Will continue May 19.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations held a hearing on Latin America and Carribean. Testimony was heard from Edward Coy, Acting Administrator, Bureau for Latin America and the Carribean, AID.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Advisory Council on Historic Preservation, on Woodrow Wilson Center, on Federal Inspector for the Alaska Pipeline and on the National Capitol Planning Commission. Testimony was heard from departmental witnesses.

LABOR-HHS AND EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS and Education heard testimony from Terrel H. Bell, Secretary of Education.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on 1981 Reprogrammings. Testimony was heard from departmental witnesses.

OVERSIGHT—PRIVATE SCHOOLS

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education continued oversight hearings on private schools. Testimony was heard from public witnesses.

Hearings continue May 19.

AMTRAK IMPROVEMENT ACT: CONRAIL PRIVATE SECTOR OWNERSHIP ACT

Committee on Energy and Commerce: Ordered reported as amended H.R. 3568, Amtrak Improvement Act of 1981.

The Committee also began markup of H.R. 3559, ConRail Private Sector Ownership Act of 1981.

Recessed subject to call.

LAW OF THE SEA

Committee on Foreign Affairs: Held a hearing on the United States and the law of the Sea. Testimony was heard from Elliot Richardson, President, U.S. Public Advisory Committee on Law of the Sea.

U.S. AUTO INDUSTRY

Committee on Government Operation: Subcommittee on Government Activities and Transportation continued hearings on the Administration's proposals to help the U.S. auto industry. Testimony was heard from public witnesses.

AMERICAN FEDERALISM

Committee on Government Operations: Subcommittee on Intergovernmental Relations and Human Resources continued hearings on current condition of American Federalism. Testimony was heard from public witnesses.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Personnel and Police approved requests from the Office of the Doorkeeper and the Office of the Postmaster.

OVERSIGHT

Committee on Interior and Insular Affairs: Subcommittee on Public Lands and National Parks held an oversight hearing on public land policies. Testimony was heard from James G. Watt, Secretary of the Interior.

REGULATORY PROCEDURE ACT

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations continued hearings on H.R. 746, Regulatory Procedure Act of 1981 and companion measures. Testimony was heard from the following officials of the Department of the Treasury: John E. Chapoton, Assistant Secretary (Tax Policy) and Roscoe L. Egger, Jr., Commissioner, IRS and Edward C. Schmults, Deputy Attorney General, Department of Justice.

Hearings continue May 19.

COPYRIGHT/CABLE TV

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice held a hearing on H.R. 3560, to amend the copyright law respecting the limitations on exclusive rights to secondary transmissions. Testimony was heard from public witnesses.

Hearings continue May 20.

BUDGET RECONCILIATION-POSTAL SERVICE PROGRAMS

Committee on Post Office and Civil Service: Concluded hearings on Budget Reconciliation and Instructions affecting Postal Service Programs. Testimony was heard from William F. Bolger, Postmaster General and public witnesses.

Hearings continue May 19.

MISCELLANEOUS MEASURES

Committee on Public Works and Transportation: Ordered reported the following bills: H.R. 3403, as amended, Hazardous Materials Transportation Act Amendments of 1981; H.R. 3537, to amend the Disaster Relief Act of 1974 relating to the State and local governmental share of the cost of disaster assistance, the rental of temporary housing, and to authorize funds for fiscal year 1982; and H.R. 3432, as amended, to amend the Water Resources Development Act of 1974 relating to planning and evaluating water resources projects.

The Committee also ordered reported H.R. 2643, the Airport and Airway Improvement Act of 1981, but subsequently the bill was scheduled for reconsideration.

DEPARTMENT OF ENERGY AUTHORIZATIONS

Committee on Science and Technology: Ordered reported as amended the following bills: H.R. 3146, Department of Energy Civilian Research and Development Programs and Projects 1982 Authorization Act of 1982, and H.R. 3447, Department of Energy Civilian Programs Authorization Act for fiscal years 1982 and 1983.

MEDICARE PROGRAM BUDGET CUTS

Committee on Ways and Means: Subcommittee on Health continued consideration of spending reductions affecting the medicare program.

SPENDING REDUCTIONS

Committee on Ways and Means: Subcommittee on Public Assistance and Unemployment Compensation approved for full Committee action recommendations from fiscal yea. 1982 budget spending reductions.

Monday, May 18, 1981

Senate

Chamber Action

Routine Proceedings, pages 9896–9917

Bills Introduced: Twenty-seven bills and two resolutions were introduced, as follows: S. 1191–1217, and S. Res. 135–136.

Pages 9896–9897, 9906–9907, 9909–9910

Bills Reported: Reports were made as follows:

Received Friday, May 15, 1981, during the recess of the Senate:

S. 1104, authorizing funds for fiscal year 1982 for the International Investment Survey Act, with an amendment (together with additional views) (S. Rept. No. 97–68).

S. 1191, reimbursing commercial fishermen of the United States for certain losses incurred as the result of the seizure of their vessels by foreign nationals (S. Rept. No. 97–69).

S. 1192, authorizing funds for each of fiscal years 1982 through 1987 for completion of Union Station, Washington, D.C. (S. Rept. No. 97–70). Referred to the Committee on Environment and Public Works.

S. 1193, authorizing funds for fiscal years 1982 and 1983 for the Department of State, authorizing funds for fiscal year 1982 for the Arms Control and Disarmament Agency, authorizing funds for fiscal years 1982 and 1983 for the International Communication Agency, and authorizing funds for fiscal years 1982 and 1983 for the Board for International Broadcasting (S. Rept. No. 97–71).

S. 1194, authorizing funds for fiscal year 1982 for the National Science Foundation (S. Rept. No. 97–72).

S. 821, authorizing funds for fiscal years 1982, 1983, and 1984, for the Federal Communications Commission, with an amendment in the nature of a substitute (S. Rept. No. 97–73).

S. 1099, authorizing funds for fiscal years 1982 and 1983 for the National Gas Pipeline Safety Act, and the Hazardous Liquid Pipeline Safety Act, with an amendment in the nature of a substitute (S. Rept. No. 97–74).

S. 1036, authorizing funds for fiscal year 1982 for the Federal Insecticide, Fungicide and Rodenticide Act (FIFRA), with an amendment in the nature of a substitute (S. Rept. No. 97–75).

S. 1195, providing for the continued participation by the United States in the International Bank for Reconstruction and Development and the Inter-American Development Bank (S. Rept. No. 97–76).

S. 923, establishing pretrial services in each Federal district to assist judicial officers in making pretrial release decisions and to supervise and monitor conditions of pretrial release (S. Rept. No. 97–77).

S. 816, placing certain conditions on the ability for foreign governments to sue for damages for antitrust violations in U.S. courts, and limiting the amount of antitrust damages recoverable by a foreign government to that amount which the U.S. government would be entitled to recover (together with supplemental views) (S. Rept. No. 97–78).

S. 640, extending through fiscal year 1983 the authority of the District of Columbia to borrow U.S. Treasury funds for capital improvement projects (S. Rept. No. 97–79).

S. 1040, increasing the amount authorized as Federal payment to the District of Columbia, to compensate for lost revenue due to the presence of the Federal government within the City (S. Rept. No. 97–80).

S. 1021, authorizing funds for fiscal year 1982 for civilian programs of the Department of Energy, with an amendment in the nature of a substitute (S. Rept. No. 97–81).

S. 998, providing alternative financing mechanisms to fund the strategic petroleum reserve, with an amendment in the nature of a substitute (together with additional and minority views). (S. Rept. No. 97–82).

S. 1196, authorizing funds for fiscal year 1982 for certain foreign development and security assistance programs, for the Peace Corps, for the Overseas Private Investment Corporation (OPIC) and directs OPIC to support developmental projects having trade benefits for the U.S., separating the Peace Corps from the ACTION Agency, and prohibiting the provision of military personnel to and the furnishing of security assistance to El Salvador (S. Rept. No. 97–83).

S. 1015, separating the Peace Corps from the ACTION Agency, with an amendment in the nature of a substitute (S. Rept. No. 97–84).

S. 1050, authorizing funds for fiscal years 1982 and 1983 for the National Historical Publications and Records Commission (S. Rept. No. 97–85).

Conference Report, on H. Con. Res. 115, setting forth recommended levels of total budget outlays, Federal revenues, and new budget authority for fiscal years 1982, 1983, and 1984, and revising the Congressional budget for the United States government for fiscal year 1981 (S. Rept. No. 97–86).

S. 1197, authorizing funds for fiscal year 1982 for Federal Housing, community and economic development, and related programs (S. Rept. No. 97–87).

S. 468, establishing an advisory committee on former prisoners of war, making such veterans eligible for certain health care and compensation benefits, with an amendment in the nature of a substitute (S. Rept. No. 97–88).

S. 921, improving certain programs provided by the Federal government to veterans, with an amendment in the nature of a substitute, (together with additional views) (S. Rept. No. 97–89).

S. 1008, exempting by law the retired-recalled military personnel assigned to the American Battle Monuments Commission from the end strengths and grade limitations that are authorized to the military departments which furnish them with an amendment in the nature of a substitute (S. Rept. No. 97–90).

S. 1112, authorizing funds for fiscal years 1982 and 1983 to carry out the purposes of the Export Administration Act, with an amendment (S. Rept. No. 97–91).

S. 1116, authorizing funds for fiscal year 1982 for international affairs functions of the Department of the Treasury, with amendments (S. Rept. No. 97–92).

S. 1135, extending by one year the expiration date of the Defense Production Act, with an amendment (together with additional views) (S. Rept. No. 97–93).

S. 951, authorizing funds for fiscal year 1982 for the Department of Justice, with amendments (S. Rept. No. 97–94).

S. 1198, authorizing funds for fiscal years 1982, 1983, and 1984 for Title II, proposed highway safety amendments of S. 1198, authorizing funds through fiscal year 1986 for the construction and safety of Federal highways. (S. Rept. No. 97–95).

S. 1199, authorizing funds for fiscal years 1982 and 1983 for Amtrak (together with additional, minority, and supplemental views) (S. Rept. No. 97–96).

S. 508, authorizing funds for fiscal years 1982, 1983, 1984, and 1985, supplemental funds for fiscal year 1981, and authorizing new spending authority for fiscal years 1981 through 1985 for airport and airway system development programs, with an amendment in the nature of a substitute (S. Rept. No. 97–97).

S. 720, authorizing additional funds for fiscal years 1984, 1985, and 1986, for the Corporation for Public Broadcasting with an amendment in the nature of a substitute together with additional views (S. Rept. No. 97–98).

S. 960, authorizing funds for each of fiscal years 1982 and 1983 for the Hazardous Materials Transportation Act, with an amendment in the nature of a substitute (S. Rept. No. 97–99).

S. 1098, authorizing funds for fiscal year 1982 for the National Aeronautics and Space Administration, with amendments (S. Rept. No. 97–100).

S. 1100, authorizing funds for fiscal year 1982 to improve rail service in the Northeast region of the United States, with an amendment in the nature of a substitute (together with additional minority, and supplemental views) (S. Rept. No. 97–101).

S. 1155, authorizing funds for each of fiscal years 1982 and 1983 for the Consumer Product Safety Commission, with an amendment in the nature of a substitute (S. Rept. No. 97–102).

S. 1201, requiring a worker to exhaust all State unemployment insurance payments before receiving trade readjustment allowance payments (S. Rept. 97–103).

S. 1202, authorizing funds for fiscal year 1982 for the United States Customs Service (S. Rept. No 97–104).

S. 1203, authorizing funds for fiscal year 1982 for the United States International Trade Commission and the Office of the United States Trade Representatives (S. Rept. No. 97–105).

S. 262, providing for the payment of a specified sum to a named individual in full satisfaction of a claim against the United States, with amendments (S. Rept. No. 97–106).

S. 478, providing for the partition or sale of certain restricted Indian lands in the State of Kansas, with amendments (S. Rept. No. 97–107).

S. 547, providing for permanent improvements to certain lands belonging to the Siletz Indian Tribe in the State of Oregon, with an amendment in the nature of a substitute (S. Rept. No. 97–108).

S. 1088, promoting the goal of economic and social selfsufficiency for American Indians, Hawaiian Natives, and Alaskan Natives, with amendments (S. Rept. No. 97–109).

S. 1204, authorizing funds for fiscal year 1982 for noise control abatement program (S. Rept. No. 97–110).

S. 1205, authorizing funds for fiscal year 1982 for environmental research and development programs (S. Rept. No. 97–111).

S. 1206, authorizing funds for fiscal year 1982 for the Clean Air Act (S. Rept. No. 97–112).

S. 1207, authorizing funds for fiscal years 1982 and 1983 for the Nuclear Regulatory Commission (S. Rept. No. 97–113).

S. 1208, authorizing funds for fiscal years 1982 through 1985 for Federal-aid Highway programs (S. Rept. No. 97–114).

S. 1209, authorizing funds for the U.S. Park Service for nonperforming arts functions of the John F. Kennedy Center for the Performing Arts (S. Rept. No. 97–115).

S. 1210, authorizing funds for fiscal year 1982 for the Council on Environmental Quality (S. Rept. No. 97–116).

S. 1211, authorizing funds for fiscal year 1982 for the control of toxic substances (S. Rept. No. 97–117).

S. 1212, authorizing funds for fiscal year 1982 for disaster relief programs administered by the Federal

Emergency Management Agency (S. Rept. No. 97–118).

S. 1213, authorizing funds for fiscal year 1982 for the Marine Protection Research and Sanctuaries Act (S. Rept. No. 97–119).

S. 1095, establishing a National Board of Water Policy for the development of a comprehensive water management program, with amendments (together with additional views) (S. Rept. No. 97–120).

S. 799, authorizing funds for fiscal years 1982, 1983, and 1984 for certain public health professional education and nurse training programs of the Department of Health and Human Services, with amendments.

S. 801, authorizing funds for fiscal years 1982, 1983, and 1984 for the National Health Service Corps of the Department of Health and Human Services, with amendments.

S. 1029, authorizing funds for fiscal years 1982, 1983, and 1984 for health maintenance organizations (HMO's), with amendments.

S. 1200, authorizing funds for fiscal year 1982 for the National Science Foundation.

Pages 9904–9905

Received Today:

S. Res. 136, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the supplemental funds for fiscal year 1981 as contained in S. 508, authorizing funds for fiscal years 1982, 1983, 1984, and 1985, supplemental funds for fiscal year 1981, and authorizing new spending authority for fiscal years 1981 through 1985 for airport and airway system development programs. Referred to the Committee on the Budget.

Page 9909

Measure Passed:

Alaska Eagle: Senate agreed to S. Res. 135, commending the Alaska Eagle.

Pages 9896–9897

Executive Report: On Friday, May 15, Senate received an Executive Report, filing supplemental material on the nomination of James L. Malone, of Virginia, to be Assistant Secretary of State for Oceans, International Environmental and Scientific Affairs. (Ex. Rept. No. 97–11).

Page 9906

Presidential Message: On May 15, Senate received a message from the President transmitting the second Annual Report describing actions of each Federal agency with respect to the conservation and use of petroleum and natural gas in Federal facilities. Referred to the Committee on Energy and Natural Resources. (PM–53).

Page 9903

Messages from the President: Page 9903

Communications: Pages 9903–9904

Statements on Introduced Bills: Pages 9907–9909

Amendments Submitted for Printing: Page 9910

Notices of Hearings: Page 9910

Additional Statements: Pages 9910–9916

Recess: Senate met at 12 noon, and recessed at 12:18 p.m., until 11 a.m., on Tuesday, May 19, 1981.

Page 9917

Committee Meetings

FOREIGN ASSISTANCE—APPROPRIATIONS

Committee on appropriations: On Friday, May 15, the Subcommittee on Foreign Operations continued hearings on proposed budget estimates for fiscal year 1982 for foreign assistance programs, receiving testimony from numerous public witnesses.

Hearings were recessed subject to call.

APPROPRIATIONS—AIR FORCE PROGRAMS

Committee on Appropriations: Subcommittee on Defense resumed hearings on proposed budget estimates for fiscal year 1982 for the defense establishment, receiving testimony on Air Force operations and maintenance programs from Brig. General Richard D. Murray, Deputy Director of Air Force Budget.

Subcommittee will meet again on Monday, June 1.

APPROPRIATIONS—GUARD AND RESERVE FORCES

Committee on Appropriations: Subcommittee on Military Construction resumed hearings on proposed budget estimates for fiscal year 1982 for military construction programs, receiving testimony in behalf of funds for the Guard and Reserve Forces construction program from Thomas V. Bee, Office of Deputy Assistant Secretary of Defense for Installations and Housing, Major General Emmet H. Walker, Jr., Director, Army National Guard, Major General William R. Berkman, Chief, Army Reserve, RADM C.A.E. Johnson, Jr., Deputy Director, Naval Reserve, Major General John B. Conaway, Director, Air National Guard, and Brig. General Sloan R. Gill, Deputy Chief, Air Force Reserve.

Hearings were recessed subject to call.

AUTHORIZATIONS—U.M.T.A.

Committee on Banking, Housing, and Urban Affairs: On Friday, May 15, Subcommittee on Housing and Urban Affairs held hearings on S. 1160, authorizing funds through fiscal year 1986 for the Urban Mass Transportation Administration, receiving testimony from Andrew L. Lewis, Secretary of Transportation; Mayor Lionel Wilson, Oakland, California, repre-

senting the U.S. Conference of Mayors; William Oliver, Commissioner, Dade County, Florida, representing the National Association of Counties; Ken Slapin, Norwalk, Connecticut, representing the National League of Cities; and Leonard Ronis, Greater Cleveland Regional Transit Authority, Cleveland, Ohio.

Hearings continue on Wednesday, May 20.

FINANCIAL INSTITUTIONS

Committee on Banking, Housing, and Urban Affairs: Committee resumed oversight hearings to review major banking and consumer protection laws, focusing on consumer credit regulators and consumer group and industry representatives, receiving testimony from Linda Colvard Dorian, Deputy Director, and Lewis H. Goldfarb, Assistant Director, both of the Bureau of Consumer Protection, Federal Trade Commission; Leonard F. O'Conner, Consumer Bankers Association, Robert B. Evans, National Consumer Finance Association, M. W. Proudfoot and Milton Schober, both of The American Retail Federation, Wendell H. Miller, National Automobile Dealers Association, James G. Boyle, Consumer Federation of America, Ellen Broadman, Consumers Union, James M. Hacking, National Retired Teachers Association/American Association of Retired Persons, and Henry B. Schechter, AFL-CIO, all of Washington, D.C.; Robert D. Goodwin, National Association of Credit Management, New York City; and Gale Cincotta, National People's Action, Chicago, Illinois.

Hearings continue tomorrow.

TAX REDUCTIONS

Committee on Finance: Committee resumed hearings on the tax reduction proposals in the Administration's program for economic recovery, focusing on individual rate reductions, changes in the capital gains rate, maximum tax on unearned income, and accelerated cost recovery system for businesses, receiving testimony from Harvie Branscomb, John S. Nolan, and Edward N. Delaney, all of the American Bar Association, Dirk A. VanDongen, National Association of Wholesaler-Distributors, Harry R. Sullivan, Food Marketing Institute, Thomas J. Donohue, Citizen's Choice, Margaret Cox Sullivan, Stockholders of America, Inc., Steven Brobeck, Consumer Federation of America, Robert S. McIntyre, Citizens for Tax Justice, James Dale Davidson, National Taxpayer's Union, Frederick J. Napolitano, National Association of Home Builders, Jack Carlson, National Association of Realtors, Stanley Taube, National Apartment Association, Thomas W. White, Council of State Housing Agencies, Cushing N. Dolbeare, National Low Income Housing Coalition, Stephen B. Smith, on behalf of the National Leased Housing Association and the Coalition for Low and Moderate Income Housing, and Stuart Simon, Standard Brands, Inc., all of Washington, D.C.; Howard Ruby, Los Angeles, California, on behalf of National Multi-Housing Council; James A. Stoll, National Association of Retail Grocers, Reston, Virginia; George E. Barnes, Wayne Hummer & Company, Chicago, Illinois; and David B. Bostian, Bostian Research Associates, and Oscar S. Pollock, Ingalls and Snyder, both of New York City.

Hearings continue tommorrow.

PENSION POLICY REPORT

Committee on Finance: On Friday, May 15, the Subcommittee on Savings, Pensions, and Investment Policy concluded hearings on the President's Commission on Pension Policy's report on the national retirement income policy, after receiving testimony from Thomas Woodruff, Executive Director, President's Commission on Pension Policy; Dallas L. Salisbury, Employee Benefit Research Institute, William C. Greenough, Committee for Economic Development, James M. Hasking, National Retired Teachers Association/American Association of Retired Persons, Stephen Bruce, Pension Rights Center, Charles M. Loveless, American Federation of State, County and Municipal Employees, Jeff Hart, Association of Private Pension and Welfare Plans, Inc., and James O'Hara, American Bar Association, all of Washington, D.C.; George J. Pantos, Vedder, Price, Caufman, Kammholz, & Day, Washington, D.C., representing the ERISA Industry Committee (ERIC); Irvine H. Dearnley, Citibank, North America, representing the National Association of Manufacturers, and Charles A. Moran, Manufacturer's Hanover Trust Company, on behalf of the American Bankers Association, both of New York City; Frank H. David, The Prudential Insurance Company of America, Fort Washington, Pennsylvania, on behalf of the American Council of Life Insurance; and Henry S. Woodbridge, Jr., Kenneth L. Holmes, and James D. Hutchinson, all on behalf of the Hospital Trust Investors, Providence, Rhode Island; and Edwin A. Klose, Klose Associates, Inc., Philadephia, Pennsylvania.

NOMINATION

Committee on Foreign Relations: Committee began hearings on the nomination of Ernest W. Lefever, of Maryland, to the Assistant Secretary of State for Human Rights and Humanitarian Affairs, where the nominee who was introduced by Senator HAYAKAWA, testified and answered questions in his own behalf.

Hearings continue tomorrow.

AUTHORIZATIONS—D.C. AND RECORDS COMMISSION

Committee on Governmental Affairs: On Friday, May 15, the Committee approved for reporting the following bills:

S. 640, extending through fiscal year 1983 the authority of the District of Columbia to borrow U.S. Treasury funds for capital improvement projects;

S. 1040, increasing the amount authorized as federal payment to the District of Columbia, to compensate for lost revenue due to the presence of the Federal government within the city; and

S. 1050, authorizing funds for fiscal years 1982 and 1983 for the National Historical Publications and Records Commission.

FEDERAL PROCUREMENT

Committee on Governmental Affairs: On Friday, May 15, Subcommittee on Federal Expenditures, Research, and Rules held oversight hearings on the operation of the Federal procurement system, receiving testimony from O. S. Hiestand, and Paul G. Dembling, both of Washington, D.C., and David L. Hirsch, Long Beach, California, all of the American Bar Association; Wallace H. Robinson, Jr., National Security Industrial Association, and Hugh Witt, United Technologies Corporation, both of Washington, D.C.; Walter O'Neil, Hazeltine Corporation, Arlington, Virginia; and Harvey Kushner, ORI, Inc., Silver Spring, Maryland.

REGULATORY REFORM

Committee on the Judiciary: On Friday, May 15, the Subcommittee on Agency Administration concluded hearings on section 5, modifying current law governing judicial review of Federal agencys action, of S. 1080, proposed Regulatory Reform Act, after receiving testimony from Senator BUMPERS; Representative MCCLORY; Richard B. Smith, American Bar Association, Jim Hanson, representing the National Association of Manufacturers, and Kendall Fleeharty, Chamber of Commerce of the United States, all of Washington, D.C.; and William F. Kennedy, General Electric Company, Fairfield, Connecticut.

BANKRUPTCY REFORM/FEDERAL COURTS IMPROVEMENT/STATE JUSTICE INSTITUTE

Committee on the Judiciary: Subcommittee on the Courts concluded hearings on the following bills:

S. 839, to alleviate the hardships created for farm producers when a commodity warehouse in which their crops are stored files a petition for bankruptcy, after receiving testimony from Merrill Marxman, Acting Director, Mid-West Division of the Agricultural Stabilization and Conservation Service, Department of Agriculture; William Keating, National Grain and Feed Association, and Reuben L. Johnson, National Farmers Union, both of Washington, D.C.; and Leslie W. Peterson, Farmers State Bank, Trimont, Minnesota, representing the American Bankers Association;

S. 21, establishing a U.S. Court of Appeals for the Federal Circuit, and establishing a U.S. Claims Court, after receiving testimony from Chief Judge Howard T. Markey, United States Court of Customs and Patent Appeals; Chief Judge Daniel M. Friedman, United States Court of Claims; Benjamin Zelendo, Landis, Cohen, Singman, and Raub, Washington, D.C., Fletcher C. Mann, Leatherwood, Walker, Todd & Mann, Greenville, South Carolina, and Albert E. Jenner, Jr., Jenner & Block, and Sindney Neuman, Neuman, Williams, Anderson & Olson, both of Chicago, Illinois, all on behalf of the Committee to Preserve the Patent Jurisdiction of the United States Court of Appeals; James W. Geriak, Lyon & Lyon, Los Angeles, California, and Herbert E. Hoffman, Washington, D.C., both on behalf of the American Bar Association; Pauline Newman, FMC Corporation, Philadelphia, Pennsylvania, Richard C. Witte, The Proctor & Gamble Company, Cincinnati, Ohio, and Donald Banner, Schuyler, Banner, Birch, McKie & Beckett, Washington, D.C., all on behalf of the Ad Hoc Committee of Corporate Patent Counsels; Donald R. Dunner, Finnegan, Henderson, Farabow, Garrett & Dunner, Washington, D.C., on behalf of the American Patent Law Association; and Clarence T. Kipps, Jr., Miller & Chevalier, Washington, D.C., representing the Bar Association of the District of Columbia; and

S. 537, establishing the State Justice Institute to strengthen and improve the judicial administration in U.S. State courts, after receiving testimony from New York State Chief Judge Lawrence H. Cooke, Albany, and Washington State Justice Robert F. Utter, Olympia, both on behalf of the Conference of Chief Justices; and William H. Adkins II, Maryland State Administrator for the Courts of Maryland, Annapolis, on behalf of the National Conference of State Court Administrators.

CRIMINAL JUSTICE REFORM

Committee on the Judiciary: Subcommittee on Criminal Law held hearings on S. 186, authorizing funds through fiscal year 1988 for the Department of Justice to provide assistance to State and local governments for the improvement of the States' criminal justice system, receiving testimony from Martin Horn, New York Department of Correctional Services, and New York State Senator Leon Bogues,

both of Albany; Mark Corrigan, New York City Department of Corrections; Perry M. Johnson, Michigan Department of Corrections, Lansing; Hal Farrier, Iowa Division of Adult Corrections, Des Moines; George F. Denton, Ohio Department of Rehabilitation and Correction, Columbus; Amos E. Reed, Washington Adult Corrections Division, Olympia; Ronald J. Marks, Pennsylvania Bureau of Correction, Harrisburg; W. Joseph McCoy, West Virginia Department of Corrections, Charleston; Robert G. Britton, Alabama Department of Corrections, Montgomery; Anthony P. Travisono, American Correctional Association, College Park, Maryland; and Frederic Moyer, Moyer Associates Criminal Justice Planners and Architects, Chicago, Illinois.

Hearings were recessed subject to call.

SBA—DISASTER LOANS

Committee on Small Business: On Friday, May 15, the Committee concluded oversight hearings on the implementation of the Small Business Administration's disaster loan programs and other cost-saving proposals, after receiving testimony from Michael Cardenas, Administrator, Paul R. Boucher, Inspector General, Ed Holloway, Acting Associate, Administrator for Finance, Harry Carver, Comptroller, Charles Hetyberg, Acting Director, Office of Assistance Operations, and Martin Teckler, Deputy General Counsel for Legislation, all of the Small Business Administration; and Robert Nash, Georgia Farm Bureau Federation, Macon.

BUSINESS MEETING

Select Committee on Indian Affairs: On Friday, May 15, the committee ordered favorably reported the following bills:

S. 262, providing for the payment of a specified sum to a named individual in full satisfaction of a claim against the United States, with amendments;

S. 478, providing for the partition or sale of certain restricted Indian lands in the State of Kansas, with amendments;

S. 547, providing for permanent improvements to certain lands belonging to the Siletz Indian Tribe in the State of Oregon, with an amendment in the nature of a substitute; and

S. 1088, promoting the goal of economic and social self-sufficiency for American Indians, Hawaiian Natives, and Alaskan Natives, with amendments.

Also, committee began consideration of S. 563, authorizing the States and Indian tribes to enter into mutual agreements and compacts respecting jurisdiction and governmental operations in Indian country.

Committee recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 8 public bills, H.R. 3602–3609; 1 private bill, H.R. 3610; and 3 resolutions, H.J. Res. 257 and 258, and H. Res. 139 were introduced.

Pages 9972–9973

Bills Reported: Reports were filed as follows:

H.R. 3455, to authorize certain construction at military installations for fiscal year 1982 (H. Rept. 97–44);

H.R. 3413, to authorize appropriations for the Department of Energy for national security programs for fiscal year 1982, amended (H. Rept. 97–45);

Conference report on H. Con. Res. 115, revising the congressional budget for the United States Government for the fiscal year 1981 and setting forth the congressional budget for the United States Government for the fiscal years 1982, 1983, and 1984 (H. Rept. 97–46, foregoing filed on May 15);

H.R. 1371, to amend section 12 of the Contract Disputes Act of 1978, amended (H. Rept. 97–47);

H.R. 2903, to extend by one year the expiration date of the Defense Production Act of 1950 (H. Rept. 97–48);

H.R. 1952, to authorize appropriations to carry out conservation programs on military reservations and public lands during fiscal years 1982, 1983, and 1984, amended (H. Rept. 97–49);

H.R. 1953, to authorize appropriations for the operations of the Office of Environmental Quality and the Council on Environmental Quality during fiscal years 1982, 1983, and 1984, amended (H. Rept. 97–50);

H.R. 2448, to authorize appropriations to carry out the National Advisory Committee on Oceans and Atmosphere Act of 1977 during fiscal years 1982, 1983, and 1984, amended (H. Rept. 97–51);

H.R. 2449, to amend title III of the Marine Protection, Research, and Sanctuaries Act of 1972, as amended, to authorize appropriations for such title for fiscal years 1982, 1983, and 1984, amended (H. Rept. 97–52);

H.R. 2948, to authorize appropriations to carry out the Marine Mammal Protection Act of 1972 during fiscal year 1982, amended (H. Rept. 94–53); and

H.R. 3016, to give permanent effect to the provisions of the Fishermen's Protective Act of 1967 relating to the reimbursement of United States commercial fishermen for certain losses incurred incident to the seizure of their vessels by foreign nations, amended (H. Rept. 97–54).

Page 9972

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Foley to act as Speaker pro tempore for today.

Page 9918

Former Members: House recessed at 11:04 a.m. to receive former Members in the House Chamber; and reconvened at 12:04 p.m.

Pages 9918–9922

Joint Committee on Taxation: Read a letter from the chairman of the Committee on Ways and Means wherein he advises that the following members of that committee have been designated to serve on the Joint Committee on Taxation during the 97th Congress: Representatives Rostenkowski, Gibbons, Pickle, Conable, and Duncan.

Page 9923

Presidential Message—Powerplant and Industrial Fuel Use: Read a message from the President wherein he transmits the second annual report describing actions of each Federal agency with respect to the conservation and use of petroleum and natural gas in Federal facilities—referred to the Committee on Energy and Commerce.

Page 9923

First Budget Resolution: It was made in order to consider on Tuesday, May 19, or any day thereafter, the conference report on H. Con. Res. 115, revising the congressional budget for the United States Government for the fiscal year 1981 and setting forth the congressional budget for the United States Government for the fiscal years 1982, 1983, and 1984.

Page 9923

Suspensions: House voted to suspend the rules and pass the following bills:

Federal managers' accountability: H.R. 1526, amended, to amend the Accounting and Auditing Act of 1950 to require ongoing evaluations and reports on the adequacy of the systems of internal accounting and administrative control of each executive agency; and

Pages 9924–9927

Debt collection: H.R. 2811, amended, to amend the Privacy Act of 1974 to increase the efficiency of Government-wide efforts to collect debts owed the United States, and to require the reporting to Congress of information on debts owed the United States.

Pages 9941–9944

Suspensions—Votes Postponed: House completed all debate on motions to suspend the rules and pass the following bills, on which votes were postponed until Tuesday, May 19:

Inspector General Act amendments: H.R. 2098, amended, to amend the Inspector General Act of 1978 to establish offices of inspector general in certain departments and agencies; and

Pages 9927–9937

Historical publications and records: H.R. 2979, to extend the authorization of appropriations for the National Historical Publications and Records Commission for fiscal years 1982 and 1983.

Pages 9937–9940

Lobbyists: The compilation by the Clerk of the House and the Secretary of the Senate of all new registrations and reports for the first calendar quarter of 1981, and reports for the fourth calendar quarter of 1980 received too late to be previously published, that were filed by persons engaged in lobbying activities appears in this issue of the Congressional Record.

Pages 9974–10103

Referrals: Two Senate-passed measures were referred to the appropriate House committees.

Page 9971

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Adjourned at 1:45 p.m.

Committee Meetings

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations held a hearing on Asia Regional. Testimony was heard from the following officials of the Department of State: John H. Holdridge, Assistant Secretary (Designate), Bureau of East Asian and Pacific Affairs; and Jane A. Coon, Deputy Assistant Secretary, Bureau of Near East and South Asian Affairs; and Frederick W. Schieck, Acting Assistant Administrator, Bureau for Asia, AID.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Institute of Museum Services, on Fine Arts Commission, on National Gallery, on Navajo-Hopi Relocation Commission, and on Pennsylvania Avenue Development Corporation. Testimony was heard from departmental witnesses.

On May 15, the Subcommittee held a hearing on the National Endowment for the Humanities. Testimony was heard from Joseph D. Duffey, Chairman, National Endowment for the Humanities.

LABOR-HHS AND EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS and Education held a hearing on School Assistance in Federally Affected Areas and on Vocational Education. Testimony was heard from departmental witnesses.

On May 15, the Subcommittee held a hearing on Education Block Grants (including Secondary Edu-

cation and Equal Educational Opportunity). Testimony was heard from departmental witnesses.

OVERSEAS PRIVATE INVESTMENT CORPORATION AMENDMENTS

Committee on Foreign Affairs: Subcommittee on International Economic Policy and Trade held a hearing on H.R. 3136, Overseas Private Investment Corporation Amendments Act of 1981. Testimony was heard from public witnesses.

COMMITTEE BUSINESS

Committee on House Administration: Met and approved pending business from the Subcommittee on Office Systems and the Subcommittee on Personnel and Police.

COMPENSATION PROGRAM

Committee on Veterans' Affairs: Subcommittee on Compensation, Pension and Insurance held a hearing on general oversight of the compensation program for service-connected veterans and survivors. Testimony was heard from Dorothy L. Starbuck, Chief Benefits Director, Veterans Administration, and representatives of various veterans and service organizations.

MEDICARE PROGRAM BUDGET CUTS

Committee on Ways and Means: Subcommittee on Health reconsidered earlier action and approved for full Committee action spending reductions affecting the medicare program.

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Tuesday, May 19, 1981

Senate

Chamber Action

Routine Proceedings, pages 10134–10227

Bills Introduced: Seven bills and four resolutions were introduced, as follows: S. 1218–1224, and S. Res. 137–140.

Pages 10190, 10177, 10178, 10197–10199

Bills Reported: Reports were made as follows:

S. Res. 120, disapproving the proposed deferral of budget authority for Veterans' Administration medical care (S. Rept. No. 97–121).

Page 10187

Measures Passed:

Boston Celtics: Senate agreed to S. Res. 137, congratulating the Boston Celtics professional basketball team for winning the 1981 world basketball championship.

Pages 10176–10177

Solidarity Sunday: Senate agreed to S. Res. 138, supporting "Solidarity Sunday" in an effort to achieve freedom for Soviet Jews and beleaguered people everywhere.

Page 10178

U.S.O. Week: Committee on the Judiciary was discharged from the further consideration of S.J. Res. 80, authorizing and requesting the President to designate the week of May 17, 1981, through May 23, 1981, as "U.S.O. Week," and the measure was then passed.

Page 10226

Supplemental Appropriations, 1981: Senate began consideration of H.R. 3512, appropriating supplemental funds for the fiscal year ending September 30, 1981, and rescinding certain budget authority.

A unanimous consent agreement was reached concerning further consideration of the bill and amendments proposed thereto, with a vote on passage to occur on Thursday, May 21.

In accordance with section 904(b) of the Congressional Budget Act (Public Law 93–344), Senate agreed to a motion to waive any point of order that might be raised under Titles III and IV of the Act with regard to H.R. 3512, and amendments thereto reported with the bill from the Committee on Appropriations.

Pages 10222–10226

Crowell Nomination: Senate began consideration of the nomination of John B. Crowell, Jr., of Oregon, to be an Assistant Secretary of Agriculture.

Senate will continue the consideration of the nomination on Wednesday, May 20, with a vote to occur thereon at 12 o'clock noon.

Page 10224

Vice Presidential Appointment: The Chair, on behalf of the Vice President, appointed Senator Cranston to the Advisory Committee on the Law of the Sea.

Page 10185

Confirmations: Senate confirmed the following nominations:

John H. Holdridge, of Maryland, to be an Assistant Secretary of State.

Louis O. Giuffrida, of California, to be Director of the Federal Emergency Management Agency.

Joan M. Clark, of New York, to be a Career Member of the Senior Foreign Service, Class of Minister-Counselor.

Robert G. Neumann, of California, to be Ambassador to the Kingdom of Saudi Arabia.

Robert D. Nesen, of California, to be Ambassador to Australia, and to serve concurrently as Ambassador to the Republic of Nauru.

Jonathan C. Rose, of Virginia, to be an Assistant Attorney General.

Mary Claiborne Jarratt, of Virginia, to be an Assistant Secretary of Agriculture.

A. James Barnes, of the District of Columbia, to be General Counsel of the Department of Agriculture.

Frank W. Naylor, Jr., of California, to be Under Secretary of Agriculture for Small Community and Rural Development.

Page 10230

Nominations: Senate received the following nominations:

Ronald D. Palmer, of Maryland, to be Ambassador to Malaysia.

James A. Belson, to be an Associate Judge of the District of Columbia Court of Appeals.

Two Army nominations in the rank of General.

Three Navy nominations in the rank of Admiral.

Two Air Force nominations in the rank of General.

One Marine Corps nomination in the rank of General.

Routine list of Navy nominations.

Pages 10227–10230

Messages From the President: Page 10187

Messages From the House: Page 10187

Measures Referred: Page 10187

Statements on Introduced Bills: Pages 10190–10196

Amendments Submitted for Printing: Page 10199

Notices of Hearings: Pages 10199–10200

Committee Authority to Meet: Page 10200

Additional Statements: Pages 10200–10222

Nominations: Pages 10227–10230

Confirmations: Page 10230

Recess: Senate met at 11 a.m., and recessed at 7:51 p.m., until 8:50 a.m., on Wednesday, May 20, 1981. (For Senate's program see, remarks of Senator Baker in today's RECORD on page 10227.)

Committee Meetings

FINANCIAL INSTITUTIONS

Committee on Banking, Housing and Urban Affairs: Committee concluded oversight hearings to review major banking and consumer protection laws, focusing on former thrift industry regulators and academicians, after receiving testimony from Garth Marston, Boston, Massachusetts, former Chairman of the Federal Home Loan Bank Board; William L. Silber, New York University, and Franklin R. Edwards, Columbia University, both of New York City; George J. Benston, University of Rochester, Rochester, New York; and Howard J. Russ, The Ruff Times, Springville, Utah.

STANDBY OIL CONTROLS

Committee on Energy and Natural Resources: Committee began oversight hearings on the implementation of standby oil controls, focusing on the role the Federal government should play in a major petroleum supply shortage and whether the President will have adequate statutory authority to fulfill that role after the Emergency Petroleum Allocation Act expires on September 30, 1981, receiving testimony from James H. DeNike, Shell Oil Company, Houston, Texas, on behalf of the National Petroleum Council; C. Wes Shouse, American Petrofina, Dallas, Texas, on behalf of the Independent Refiners Association of America; John Allen Chalk, LaJet, Inc., Abilene, Texas, on behalf of the American Petroleum Refiners Association; Robert G. Reed, III, Clark Oil, Milwaukee, Wisconsin, on behalf of the Committee for Equitable Access to Crude Oil; Robert A. Batchelor, San Joaquin Refining Company, Inc., Newport Beach, California, and Joseph A. Helyer, Arlington, Virginia, both on behalf of the Independent Refiners Association of California; Richard C. Perry, Union Carbide Corporation, Danbury, Connecticut, on behalf of the Petrochemical Energy Group; L. William Sessions, American Can Co., Greenwich, Connecticut, on behalf of The Society of the Plastics Industry, Inc.; James G. Affleck, American Cyanamid, Wayne, New Jersey, and James S. Rubin, Allied Chemical, and Mark O. Decker, both of Washington, D.C., all on behalf of the National Association of Manufacturers; Allen C. Sheldon, Aluminum Company of America, Pittsburgh, Pennsylvania, and Jan B. Vlcek, Sutherland, Asbill & Brennan, Washington, D.C., both on behalf of the Industrial Oil Consumers Group; J. Charles Sawyer, Sawyer Gas, Jacksonville, Florida, on behalf of the National LP-Gas Association; David Dolinsky, Standard Cycle and Auto Supply Co., Winstead, Connecticut, on behalf of the New England Fuel Institute; and R. Thomas Van Arsdall, and Peter Kirby, both on behalf of the National Council of Farmer Cooperatives, Phillip Chisholm, on behalf of National Oil Jobbers Council, Timothy Colombus, on behalf of the Society of Independent Gasoline Marketers of America, Harvey Rosenfield, Congress Watch, Ann K. Lower, Consumer Federation of America, Norman Sherlock, American Bus Association, and Richard D. Henderson, Private Truck Council of America, all of Washington, D.C.

Hearings continue on Wednesday, June 3.

TAX REDUCTIONS

Committee on Finance: Committee continued hearings in evening session on the tax reduction proposals in the Administration's program for economic recovery, focusing on individual rate reductions, changes in the capital gains rate, maximum tax on unearned

income, and accelerated cost recovery system for businesses.

NATO ALLIANCE AND MIDDLE EAST

Committee on Foreign Relations: Committee met in closed session to receive a briefing on the recent meeting of the NATO Alliance Ministers, and on current developments in Lebanon, receiving testimony from Lawrence S. Eagleburger, Assistant Secretary of State for European Affairs, and Nicholas A. Veliotes, Assistant Secretary of State-designate for Near Eastern and South Asian Affairs.

NOMINATION

Committee on Foreign Relations: Committee continued hearings on the nomination of Ernest W. Lefever, of Maryland, to be Assistant Secretary of State for Human Rights and Humanitarian Affairs, receiving testimony from Senator Tower; Representatives Derwinski, Gray, Harkin, Hyde, Wilson, and Bonker; Michael Novak, Chief, U.S. Delegation to the United Nations Human Rights Convention (Geneva); Louis Henkin and David Sidorsky, both of Columbia University, Marvin Frankel, Lawyers, Committee for International Human Rights, Robert L. Bernstein, U.S. Helsinki Watch, and William Howard, National Council of the Churches of Christ, all of New York City; Mayor Donald Fraser, Minneapolis, Minnesota; Kurt Gottfried, Scientists for Sakharov, Orlov, and Shcharansky, Berkeley, California; Paul Ramsey, Princeton University, Princeton, New Jersey; Charles B. Marshall, Arlington, Virginia; Richard Schifter, Bethesda, Maryland; and Helen Yakobson, George Washington University, Althea Simmons, on behalf of the National Association for the Advancement of Colored People, Robert P. Dugan, Jr., National Association of Evangelicals, Reverend Martin Deppe and Ron Freund, both of the Clergy and Laity Concerned, Robert Gessert, and Rabbi Seymour Siegel, all of Washington, D.C..

Hearings were recessed subject to call.

FRAUD IN FEDERAL PROGRAMS

Committee on Governmental Affairs: Committee concluded hearings on alleged fraud practices within certain Federal programs, and to discuss preliminary findings on the question of reprisal against Federal employees for disclosure of fraud, waste and mismanagement, after receiving testimony from Edwin L. Harper, Deputy Director, Office of Management and Budget; Donald L. Scantlebury, Director, Accounting and Financial Management Division, General Accounting Office; and Ruth T. Prokop, Chairwoman, Merit Systems Protection Board.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following business items:

S.J. Res. 58, proposed Constitutional amendment altering Federal fiscal decision-making procedures, with amendments;

S. 255, encouraging American innovation by restoring the patent system as it affects certain products subject to premarket testing by the Federal Government; and

The nomination of Henry D. McMaster, of South Carolina, to be U.S. Attorney for the District of South Carolina.

House of Representatives

Chamber Action

Bills Introduced: 22 public bills, H.R. 3611–3632; 1 private bill, H.R. 3633; and 9 resolutions, H.J. Res. 259–262, H. Con. Res. 136 and 137, and H. Res. 140–142 were introduced.

Pages 10266–10267

Bills Reported: Reports were filed as follows:

H.R. 3467, to authorize appropriations under the Arms Control and Disarmament Act (H. Rept. 97–55);

H.R. 3481, to amend chapter 207 of title 18, United States Code, relating to pretrial services, amended (H. Rept. 97–56);

H.R. 3567, to authorize appropriations for the fiscal years 1982 and 1983 to carry out the purposes of the Export Administration Act of 1979 (H. Rept. 97–57);

H.R. 3566, International Security and Development Cooperation Act of 1981 (H. Rept. 97–58);

H.R. 3356, to amend the Earthquake Hazards Reduction Act of 1977 and the Federal Fire Prevention and Control Act of 1974 to authorize the appropriation of funds to the Director of the Federald Emergency Management Agency to carry out the earthquake hazards reduction programs and the fire prevention and control program, amended (H. Rept. 97–59);

H.R. 3505, to authorize appropriations for the Department of Energy for fiscal year 1982, amended (H. Rept. 97–60);

H.R. 2803, to authorize appropriations for atmospheric, climatic, and ocean pollution activities of the National Oceanic and Atmospheric Administration for the fiscal year 1982, amended (H. Rept. 97–61);

H.R. 2559, to authorize appropriations for the Coast Guard for fiscal year 1982, amended (H. Rept. 97–62);

H.R. 2559, to authorize appropriations for certain maritime programs of the Department of Commerce for fiscal 1982, amended (H. Rept. 97–63);

H.R. 2596, to authorize appropriations for the fiscal year beginning October 1, 1981, for the maintenance and operation of the Panama Canal, amended (H. Rept. 97–64);

H.R. 3319, to amend and extend title I of the Marine Protection, Research, and Sanctuaries Act, as amended, amended (H. Rept. 97–65);

H.R. 2318, to extend authorizations of appropriations for programs established in the Child Abuse Prevention and Treatment Act and in the Child Abuse Prevention and Treatment and Adoption Reform Act of 1978, amended (H. Rept. 97–66);

H.R. 2644, to extend authorizations of appropriations for programs established in the Alcohol and Drug Abuse Education Act, amended (H. Rept. 97–67);

H.R. 3292, to amend the Domestic Volunteer Service Act of 1973 to extend certain authorizations of appropriations contained in such Act, amended (H. Rept. 97–68);

H.R. 3045, to amend the Economic Opportunity Act of 1964 to extend the authorizations of appropriations contained in such Act, amended (H. Rept. 97–69);

H.R. 3046, to amend the Older Americans Act of 1965 to extend the authorizations of appropriations contained in such Act, amended (H. Rept. 97–70);

H.R. 3519, to authorize appropriations for fiscal year 1982 for the Armed Forces for procurement, for research, development, test, and evaluation, and for operation and maintenance, to prescribe personnel strengths for such fiscal year for the Armed Forces and for civilian employees of the Department of Defense, to authorize appropriations for such fiscal year for civil defense (H. Rept. 97–71);

H.R. 3502, to amend title 38, United States Code, to provide for greater coordination and sharing of the medical facilities of the Veterans' Administration and the Department of Defense (H. Rept. 97–72);

H. Con. Res. 76, expressing the sense of the Congress that the Secretary of the Army should place a plaque in Arlington National Cemetery honoring members of the U.S. Armed Forces who died during an attempt to rescue American hostages held in Iran (H. Rept. 97–73);

H.R. 2136, to amend title 38, United States Code, to revise the provisions of such title relating to the construction and alteration of, and acquisition of land for, national cemeteries, amended (H. Rept. 97–74);

H.R. 2039, to amend chapter 37 of title 38, United States Code, to authorize the Administrator of Veterans' Affairs to guarantee home loans with provisions for variable-payment plans, amended (H. Rept. 97–75);

H.R. 1714, to amend title 38, United States Code, to authorize the Veterans Administration to furnish memorial headstones or markers to commemorate veterans who by choice are buried at sea, who donate their bodies to science, or who are cremated and have their ashes scattered without interment, amended (H. Rept. 97–76);

H.R. 2156, to amend title 38, United States Code, to extend by twelve months the period during which funds appropriated for grants by the Veterans Administration for the establishment and support of new State medical schools may be expended, amended (H. Rept. 97–77);

H.R. 3423, to amend title 38, United States Code, to provide vocational education and training opportunities for certain Vietnam-era veterans, and to establish a small business loan program for Vietnam-era veterans and disabled veterans, amended (H. Rept. 97–78);

H.R. 3499, to amend title 38, United States Code, to extend the Vietnam-era veterans' readjustment counseling program, to provide medical care for Vietnam veterans exposed to herbicide defoliants (including agent orange), and to recover the cost of certain health care provided by the Veterans Administration, amended (H. Rept. 97–79);

H.R. 1400, to amend title 38, United States Code, to establish new educational assistance programs for veterans and for members of the Armed Forces, amended (H. Rept. 97–80);

H.R. 3568, to amend the Rail Passenger Service Act to authorize additional appropriations for the National Railroad Passenger Corporation, amended (H. Rept. 97–81);

H.R. 3238, to amend the Communications Act of 1934, to extend certain authorizations of appropriations contained in such Act relating to public broadcasting, amended (H. Rept. 97–82);

H.R. 3240, to authorize appropriations for fiscal year 1982 for the administration of the National Telecommunications and Information Administration (H. Rept. 97–83);

H.R. 3239, to amend the Communications Act of 1934 to authorize appropriations for the administration of such Act, (H. Rept. 97–84);

H.R. 3071, to amend the Noise Control Act of 1972, amended (H. Rept. 97–85);

H.R. 3495, to amend the Toxic Substances Control Act to authorize appropriations for fiscal years 1982 and 1983 (H. Rept. 97–86);

H.R. 3403, to amend the Hazardous Materials Transportation Act to authorize appropriations for fiscal years 1982 and 1983, and to provide for the establishment of regional training centers to assist in improving the emergency response and enforcement capabilities of State and local personnel, amended (H. Rept. 97–87);

H.R. 3398, to amend the Public Health Service Act to revise and extend the program for health maintenance organizations (H. Rept. 97–88);

H.R. 3420, to authorize appropriations for fiscal year 1982 for carrying out the Natural Gas Pipeline Safety Act of 1968 and the Hazardous Liquid Pipeline Safety Act of 1979 (H. Rept. 97–89);

H.R. 2957, to amend the Federal Water Pollution Control Act to delete the limitation on the use of public treatment works, grants for treating, storing, or conveying the flow of industrial users into treatment works amended (H. Rept. 97–90); and

H.R. 3377, authorizing appropriations to the Secretary of the Interior for services necessary to the nonperforming arts functions of the John F. Kennedy Center for the Performing Arts (H. Rept. 97–91).

Pages 10264–10266

Pope John Paul II: House agreed to H. Res. 139, to express the deep concern of the House over the attack on His Holiness, Pope John Paul II, and to offer prayers for his recovery.

Page 10234

Printing: House agreed to H. Res. 127, authorizing the printing of a collection of statements in tribute to the late Representative Olin E. Teague.

Pages 10234–10235

Suspensions: House voted to suspend the rules and pass the following:

George Washington coin: H.R. 3484, to provide for the minting of half dollars with a design emblematic of the two hundred and fiftieth anniversary of the birth of George Washington;

Pages 10235–10239

Philippines martial law: H. Res. 133, expressing the sense of the House of Representatives that the lifting of martial law in the Philippines is a positive development and that this step should be followed by further progress toward the restoration of democracy in that nation (agreed to by a yea-and-nay vote of 387 yeas to 4 nays, Roll No. 47);

Pages 10239–10243

Crop Insurance Act funding: S. 730, to ensure necessary funds for the implementation of the Federal Crop Insurance Act of 1980 (passed by a yea-and-nay vote of 384 yeas to 5 nays, Roll No. 48)—clearing the measure for the President. H.R. 3020, a similar House bill, was laid on the table; and

Pages 10243–10245, 10246–10247

Inspector General Act amendments; H. R. 2098, amended, to amend the Inspector General Act of 1978 to establish offices of inspector general in certain departments and agencies (passed by a recorded vote of 334 ayes to 65 noes, Roll No. 49). This bill was debated on Monday, May 18.

Pages 10247–10248

Historical Publications and Records: House failed to suspend the rules and pass H. R. 2979, to extend the authorization of appropriations for the National Historical Publications and Records Commission for fiscal years 1982 and 1983 (failed by a yea-and-nay vote of 165 yeas to 231 nays, Roll No. 50). This bill was debated on Monday, May 18.

Pages 10248–10249

Quorum Calls—Votes: Three yea-and-nay votes and one recorded vote developed during the proceedings of the House today and appear on pages 10246–10249. There were no quorum calls.

Adjournment: Met at noon and adjourned at 2:21 p.m.

Committee Meetings

FARM BILL

Committee on Agriculture: Ordered reported as amended H. R. 3603, to provide price and income protection for farmers, assure consumers an abundance of food and fiber at reasonable prices, continue food assistance to low income households.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to hold hearings on Army Procurement Overview and Air Force Procurement Overview. Testimony was heard from Lt. Gen. D. R. Keith, Deputy Chief of Staff for Research, Development and Acquisition, U.S. Army and Maj. Gen. R. D. Russ, Director, Operational Requirements, Office of the Deputy Chief of Staff for Research, Development and Acquisition, U.S. Air Force.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations held a hearing on fiscal year 1982 Budget. Testimony was heard from public witnesses.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on National Park Service. Testimony was heard from James G. Watt, Secretary of the Interior.

Hearings continue tomorrow.

LABOR–HHS AND EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS and Education held a hearing on Special Programs for the Handicapped and Rehabilitation and on Student Financial Assistance and Student Loan Insurance. Testimony was heard from departmental witnesses.

INTELLIGENCE BRIEFING

Committee on Armed Services: Met in executive session to receive a classified intelligence briefing. The Committee was briefed by representatives of the Defense Intelligence Agency.

DEFENSE ACQUISITION PROCESS

Committee on Armed Services: Subcommittee on Investigations held a hearing on changes which should be made to improve the Defense Acquisition Process. Testimony was heard from Richard D. Delauer, Under Secretary of Defense for Research and Engineering and Robert F. Trimble, Acting Deputy Under Secretary of Defense for Research and Engineering (Acquisition Policy).

Hearings continue tomorrow.

AMERICAN ECONOMY

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization continued hearings on the general issues of revitalization and the American economy. Testimony was heard from public witnesses.

BUDGET RECONCILIATION

Committee on Education and Labor: Held a hearing on budget reconciliation. Testimony was heard from J. William Hoaglan, Administrator, Food and Nutrition Service, USDA.

Hearings continue tomorrow.

OSHA

Committee on Education and Labor: Subcommittee on Health and Safety continued oversight hearings on the Occupational Safety and Health Act (labeling standard). Testimony was heard from public witnesses.

Hearings continue May 27.

GARMENT INDUSTRY

Committee on Education and Labor: Subcommittee on Labor Standards held a hearing on the re-emergence of sweatshops and the enforcement of wage and hour standards in the Garment Industry. Testimony was heard from Senator Moynihan; the following officials of the Department of Labor: Robert Collyer, Deputy Under Secretary for Employment Standards; T. Timothy Ryan, Jr., Solicitor; and Craig Berrington, Associate Under Secretary for Employment Standards; and public witnesses.

OVERSIGHT—STUDENT LOAN COLLECTIONS

Committee on Education and Labor: Subcommittee on Postsecondary Education held an oversight hearing on student loan collections. Testimony was heard from Representative Jeffords; John C. Yazurlo, Acting Inspector General, Department of Education and public witnesses.

Hearings continue May 21.

CLEAN AIR ACT

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on the impact of the Clean Air Act on energy development. Testimony was heard from Steven E. Plotkin, Senior Analyst, Office of Technology Assessment and public witnesses.

Hearings continue tomorrow.

TAIWAN—POLITICAL AND HUMAN RIGHTS

Committee on Foreign Affairs: Subcommittee on Asian and Pacific Affairs held a hearing on political and human rights in Taiwan since the passage of the Taiwan Relations Act. Testimony was heard from public witnesses.

FRANCHISE ASSISTANCE PROGRAMS

Committee on Government Operations: Subcommittee on Commerce, Consumer, and Monetary Affairs held a hearing on the Small Business Administration's franchise assistance programs. Testimony was heard from Henry Eschwege, Director, Community and Economic Development Division, GAO and public witnesses.

Hearings continue tomorrow.

NORAD—ATTACK WARNING SYSTEMS

Committee on Government Operations: Subcommittee on Legislation and National Security held a hearing on the failures of the North American Air Defense Command's (NORAD) attack warning systems. Testimony was heard from Milton Socolar, Acting Comptroller General, GAO; Lt. Gen. James E Hartinger, Commander in Chief, North American Air Defense Command and James C. Miller, III, Administrator, Office of Information and Regulatory Affairs, Office of Management and Budget.

Hearings continue tomorrow.

HUD

Committee on Government Operations: Subcommittee on Manpower and Housing held a hearing on HUD's support of local public housing agencies. Testimony was heard from Philip D. Winn, Assistant Secretary for Housing, Department of Housing and Urban Development and a public witness.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Services met and approved pending business.

79-059 O - 86 - 11 (Pt. 26)

MISCELLANEOUS MEASURES; REGULATORY PROCEDURE ACT

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations approved for full Committee action the following bills: H.R. 1026, to transfer responsibility for furnishing certified copies of Miller Act payment bonds from the Comptroller General to the officer that awarded the contract for which the bond was given; and H.R. 1029, as amended, to amend section 1 of the act of June 5, 1920, as amended, to authorize the Secretary of Commerce to settle claims for damages of less than $2,500 arising by reason of acts for which the National Oceanic and Atmospheric Administration shall be found to be responsible.

The Subcommittee also acted on a private bill. The Subcommittee adversely reported H.R. 1030, to repeal sections 3478 and 3479 of the Revised Statutes (31 U.S.C. 204 and 205), which impose a requirement upon persons prosecuting claims, either as attorney or on their own account, to take the oath of allegiance and to support the Constitution of the United States.

The Subcommittee also continnnued hearings on H.R. 746, Regulatory Procedure Act of 1981 and companion measures. Testimony was heard from public witnesses.

VOTING RIGHTS ACT

Committee on the Judicary: Subcommittee on Civil and Constitutional Rights continued hearings on extending the Voting Rights Act of 1965. Testimony was heard from Julian Bond, Senator, State Senate, Georgia; James L. Clyburn, Commissioner, Human Affairs Commission, South Carolina and public witnesses.

Hearings continue tomorrow.

SPORTS VIOLENCE ACT

Committee on the Judiciary: Subcommittee on Criminal Justice held a hearing on H.R. 2263, Sports Violence Act of 1981. Testimony was heard from public witnesses.

OVERSIGHT—USER FEE

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and Navigation held an oversight hearing on the user fee concept, its applicability to Coast Guard services, and the administration's proposed user fee legislation. Testimony was heard from Darrell Trent, Deputy Secretary of Transportation; Adm. John B. Hayes, Commandant, U.S. Coast Guard and public witnesses.

BUDGET RECONCILIATION—CIVIL SERVICE PROGRAMS

Committee on Post Office and Civil Service: Held a hearing on Budget Reconciliation and Instructions affecting Civil Service Programs. Testimony was heard from David A. Stockman, Director, Office of Management; John Brinkerhoff, Acting Deputy Assistant Secretary of Defense for Reserve Affairs and Harry S. Havens, Assistant Comptroller General, General Accounting Office.

Hearings continue tomorrow.

MISCELLANEOUS MEASURES

Committee on Public Works and Transportation: Ordered reported as amended H.R. 3210, to amend the Surface Transportation Assistance Act of 1978, to establish obligation limitations for fiscal year 1982.

The Committee also approved two lease prospectuses. A motion to reconsider H.R. 2643, the Airport and Airway Improvement Act of 1981, was withdrawn.

AVIATION SAFETY

Committee on Public Works and Transportation: Subcommittee on Investigations and Oversight continued hearings on the impact of weather on aviation safety. Testimony was heard from the following officials of the National Weather Service, NOAA, Department of Commerce: Dr. William Bonner, Deputy Director; Edward Gross, Domestic Aviation Program Leader; and Robert Kuessner, Aviation Safety and Evaluations Program Leader and public witnesses.

Hearings continue tomorrow.

CLEAN AIR ACT

Committee on Science and Technology: Subcommittee on Energy Development and Applications and the Subcommittee on Natural Resources held a joint hearing on the Clean Air Act. Testimony was heard from public witnesses.

Hearings continue tomorrow.

ECONOMIC POLICIES

Committee on Small Business: Subcommittee on Oversight held a hearing on the impact of the Reagan Administration's economic policies on America's small businesses. Testimony was heard from Dr. Norman Ture, Undersecretary of the Treasury for Tax and Economic Policy and public witnesses.

SBA CATEGORICAL LOAN PROGRAMS

Committee on Small Business: Subcommittee on SBA and SBIC Authority, Minority Enterprise, and General Small Business Problems approved for full Committee action as amended H.R. 2998, to consolidate and modify the terms of the Small Business Administration programs under section 7(a), 7(e), 7(h), 7(i), and 7(l) of the Small Business Act and sections 501 and 502 of the Small Business Investment Act of 1958.

DEBT COLLECTIONS

Committee on Veterans' Affairs: Subcommittee on Oversight and Investigations held a hearing on the implementation of debt collections authorized by Public Law 96–466 (overpayments and defaulted VA loans). Testimony was heard from Dorothy Starbuck, Chief Benefits Director, Veterans' Administration; Stuart Schiffer, Deputy Assistant Attorney General, Civil Division, Department of Justice and a representative of a veterans' organization.

SPENDING REDUCTIONS

Committee on Ways and Means: Met and considered Subcommittee spending reduction recommendations.

Recessed subject to call.

CONGREGATE HOUSING

Select Committee on Aging: Subcommittee on Housing and Consumer Interests held a hearing on congregate housing and congregate housing services. Testimony was heard from Michael Keram, Deputy Assistant Secretary for Family Housing, Department of Housing and Urban Development and public witnesses.

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Wednesday, May 20, 1981

Senate

Chamber Action

Routine Proceedings, pages 10364–10522

Bills Introduced: Twenty-one bills and two resolutions were introduced, as follows: S. 1225–1245, and S. Res. 141–142.

Pages 10364–10373, 10476–10477, 10501

Bills Reported: Reports were made as follows:

Interim Reports of the Permanent Subcommittee on Investigations Regarding Its Oversight of the Department of Labor's Investigation of the Teamsters Central States Pension Fund (S. Rept. No. 97–122).

Page 10476

Supplemental Appropriations: Senate continued consideration of H.R. 3512, appropriating supplemental funds for the fiscal year ending September 30, 1981, and rescinding certain budget authority, agreeing to committee amendments en bloc, with certain exceptions, and taking action on additional amendments proposed thereto as follows:

Adopted:

(1) By unanimous vote of 96 yeas, Dole unprinted amendment No. 113, providing that Congress shall not precipitously and unfairly reduce early retirees' benefits, and that Congress will enact reforms necessary to ensure the short-term and long-term solvency of the Social Security system, but will not support reductions in benefits which exceed those necessary to achieve a financially sound system and the well-being of all retired Americans. (By 4 yeas to 93 nays, Senate earlier rejected a motion to table the amendment.)

Page 10421

(2) By 79 yeas to 16 nays, Hollings unprinted amendment no. 114, providing funds for the payment of pilot continuation bonuses and providing a corresponding reduction in appropriations for operation and maintenance.

Page 10426

(3) By 61 yeas to 34 nays, Tower unprinted amendment no. 115, providing funds for advanced procurement and research and development for the reactivation of the battleship U.S.S. *New Jersey* and the battleship U.S.S. *Iowa*.

Page 10438

Rejected:

By 49 yeas to 48 nays, Senate tabled Moynihan unprinted amendment No. 112, relating to changes in the Social Security benefit structure.

Page 10379

A unanimous consent agreement was reached considering further consideration of the bill and amendments proposed thereto, with a vote on passage to occur on Thursday, May 21.

Pages 10373–10383, 10390–10457

First Congressional Budget Resolution—Conference Report: Senate began consideration of the conference report on H. Con. Res. 115, setting forth recommended levels of total budget outlays, Federal revenues, and new budget authority for fiscal years 1982, 1983, and 1984, and revising the congressional budget for the United States Government for fiscal year 1981, with a vote to occur thereon on Thursday, May 21, at 11 a.m.

Pages 10457–10473

Vice Presidential Appointment: The Chair, on behalf of the Vice President, and upon the recommendation of the Majority and Minority Leaders, appointed Senators Schmitt, Jepsen, and Dodd to the Commission on the Role of Gold in International Monetary Systems.

Page 10474

Confirmations: Senate confirmed the following nominations:

Confirmed Today:

By 72 yeas to 25 nays, Senate confirmed the nomination of John B. Crowell, Jr., of Oregon, to be an Assistant Secretary of Agriculture.

Pages 10390, 10525

Executive Reports: Senate received the following Executive Report:

Ex. S, 96–2. Protocol Amending the Interim Convention on Conservation of North Pacific Fur Seals, between the United States, Canada, Japan, and the Soviet Union, signed at Washington on October 9, 1980 (together with additional views) (Ex. Rept. No. 97–12).

Page 10476

Nominations: Senate received the following nominations:

James B. Conkling, of California, to be an Associate Director of the International Communication Agency.

William A. Niskanen, Jr., of California, to be a Member of the Council of Economic Advisers.

One Army nomination in the rank of General.

Routine lists of Air Force and Foreign Service nominations.

Page 10522

Messages From the President: Page 10474

Messages From the House: Page 10474

Measures Referred: Page 10474

Measures Ordered Held at Desk: Pages 10474–10475

Communications: Pages 10475–10476

Statements on Introduced Bills: Pages 10477–10499

Amendments Submitted for Printing: Page 10501

Notices of Hearings: Page 10501

Committee Authority To Meet: Page 10501

Additional Statements: Pages 10502–10521

Nominations: Pages 10522–10525

Confirmations: Page 10525

Record Votes: Six record votes were taken today. (Total—125)

Pages 10390, 10419, 10425, 10426, 10438, 10453

Recess: Senate convened at 8:50 a.m., and recessed at 9:50 p.m., until 7 a.m., on Thursday, May 21, 1981. (For Senate's program see remarks of Senator Baker in today's RECORD on pages 10524–10525.)

Committee Meetings

NOMINATIONS

Committee on Agriculture, Nutrition, and Forestry: Committee concluded hearings on the nominations of Philip F. Johnson, of Illinois, to be Chairman, Commodity Futures Trading Commission, and Kenneth A. Gilles, of North Dakota, to be Administrator, Federal Grain Inspection Service, after the nominees testified and answered questions in their own behalf. Mr. Johnson was introduced by Senators Percy and Dixon, and Mr. Gilles was introduced by Senator Andrews.

APPROPRIATIONS-HUD

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held hearings on proposed budget estimates for fiscal year 1982 for the Department of Housing and Urban Development, receiving testimony from its Secretary Samuel R. Pierce, Jr.

Hearings continue tomorrow.

FOREIGN CORRUPT PRACTICES ACT

Committee on Banking, Housing, and Urban Affairs: Subcommittee on International Finance and Monetary Policy and the Subcommittee on Securities held joint hearings on S. 708, clarifying the intent and modifying certain provisions of the Foreign Corrupt Practices Act of 1977, receiving testimony from William E. Brock, III, U.S. Trade Respresentative; Sherman E. Unger, General Counsel, Department of Commerce; Edward C. Schmultz, Deputy Attorney General, Department of Justice; Ernest Johnston, Deputy Assistant Secretary for Economic and Business Affairs, Department of State; and Donald L. Scantlebury, Director, Accounting and Financial Management Division, General Accounting Office.

Hearings continue tomorrow.

AUTHORIZATIONS—UMTA

Committee on Banking, Housing and Urban Affairs: Subcommittee on Housing and Urban Affairs concluded hearings on S. 1160, authorizing funds through fiscal year 1986 for the Urban Mass Transportation Administration, after receiving testimony from Alice M. Rivlin, Director, Congressional Budget Office; Dan V. Maroney, Jr., Amalgamated Transit Union, and Reese Robrahn, American Coalition of Citizens With Disabilities, both of Washington, D.C.; Ray Mundy, University of Tennessee, Knoxville; Curtis Fitzpatrick, San Diego, California; Victor Sood, Snohomish County Public Transportation Benefit Area, Lynnwook, Washington; and Kay Neil, Overcoming Mobility Barriers International, Inc., Omaha, Nebraska.

CLEAN AIR ACT

Committee on Environment and Public Works: Committee concluded oversight hearings on the implementation of the Clean Air Act, focusing on the current statutory and regulatory program for the prevention of significant deterioration (PSD) of air quality, after receiving testimony from Governor John D. Rockefeller, IV, Charleston, West Virginia, on behalf of the National Governors Association; John T. Middleton, Chairman, Committee on Prevention of Significant Deterioration of Air Quality, National Academy of Sciences; John Quarles, National Environmental Development Association, and Richard E. Ayres, Natural Resources Defense Council, both of

Washington, D.C.; O. B. Burns, Jr., Westvaco Corporation, and A. Joseph Dowd, American Electric Power Service Corporation, both of New York City; Robert E. Yuhnke, Colorado Environmental Defense Fund, Denver, Colorado; William Stewart, Texas Air Control Board, Austin; Robert H. Collom, Georgia Department of Natural Resources, Atlanta; and David E. Tudor, Maine Department of Environmental Protection, Augusta.

TAX REDUCTIONS

Committee on Finance. Committee continued hearings on the tax reduction proposals in the Administration's program for economic recovery, focusing on individual rate reductions, changes in the capital gains rate, maximum tax on unearned income, and accelerated cost recovery system for businesses, receiving testimony from Senators Weicker and Nunn; Representative Rousselot; Harry G. Gourevitch, Senior Specialist, Taxation and Fiscal Policy, Congressional Research Service, Library of Congress; Lane Kirkland, American Federation of Labor and Congress of Industrial Organizations, Edwin S. Cohen, Chamber of Commerce of the United States, Theodore F. Brophy, The Business Roundtable, Albert Cohen and Eugene F. Rinta, both on behalf of the Council of State Chambers of Commerce, James McKevitt, National Federation of Independent Business, Inc., William Barth, Sr., National Small Business Association, Allen W. Neece, on behalf of the Small Business United, and John J. Sweeney, Service Employees International Union, all of Washington, D.C.; and William C. Freund, New York Stock Exchange, New York City.

On Tuesday, May 19, the committee continued hearings on the tax reduction proposals, receiving testimony from Senator Hollings; Lester C. Thurow, Massachusetts Institute of Technology, and Dale W. Jorgenson, Harvard University, both of Cambridge, Massachusetts; H. Stewart Dunn, Jr., Rochester Tax Council, Rochester, New York; Daniel K. O'Connell, Ryder System, Inc., Miami, Florida; Thomas J. Healey, Dean Witter Reynolds, Inc., and Nolan K. Bushnell, Chairman, Alliance for American Innovation, both of San Francisco, California; Jerry L. Oppenheimer, on behalf of Comdisco, Inc., Rosemont, Illinois; John T. Fey, Equitable Life Assurance Society of the United States, New York City, on behalf of the American Council of Life Insurance; Ralph S. Saul, INA Corporation, Philadelphia, Pennsylvania; Paul R. Eckel, Continental Employees Association, El Segundo, California; John E. Curtis, Jr., National Center for Employee Ownership, Arlington, Virginia; Robert L. Strickland, Lowes Companies, Inc., North Wilkesboro, North Carolina; Joe C. Morris, Columbia Savings Association, Emporia, Kansas, on behalf of the United League of Savings Association; Paul N. Finfer, on behalf of American Association of Equipment Lessors, Arlington, Virginia; J. Peter Grace, W. R. Grace & Company, New York City; and Charls E. Walker, American Council for Capital Formation, Cliff Massa III, National Association of Manufacturers, James E. Smith, Charls E. Walker Associates, Inc. George W. James, on behalf of Air Transport Association of America, Robert B. Peabody, American Iron and Steel Institute, Prime Osborn, and Hays Watkins, both of CSX Corporation, Barry Korn, on behalf of Computer Dealers and Lessors Association, Inc., George A. Strichman, Committee for Effective Capital Recovery, David G. Raboy, Institute for Research on the Economics of Taxation, and David Silver, Investment Company Institute, all of Washington, D.C.

Hearings continue tomorrow.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of Carleton S. Coon, Jr., of New Hampshire, to be Ambassador to the Kingdom of Nepal, and Craig A. Nalen, of Florida, to be President, Overseas Private Investment Corporation (OPIC), after the nominees testified and answered questions in their own behalf. Mr. Nalen was introducted by Senator Durenberger and Representative Frenzel.

The committee will consider the above nominations on Tuesday, June 2.

GOVERNMENT EFFICIENCY

Committee on Governmental Affairs: Committee concluded hearings on S.10, providing for creation of a Commission to design a blueprint for improving governmental performance at the Federal level and throughout the intergovernmental system, after receiving testimony from Representative Bolling; Wayne F. Anderson, Executive Director, U.S. Advisory Commission on Intergovernmental Relations; Mayor Margaret Hance, Phoenix, Arizona; E. G. Jefferson, E. I. du Pont de Nemours and Co., Wilmington, Delaware; and Fred Wertheimer, Common Cause, and Stephen Farber, on behalf of The National Governors' Association, both of Washington, D.C.

SPECIAL PROSECUTORS

Committee on Governmental Affairs: Subcommittee on Oversight of Government Management held oversight hearings on the special prosecutor provisions of the Ethics in Government Act (P.L. 95-521), receiving testimony from Benjamin R. Civiletti, Venable, Bager and Howard, Baltimore, Maryland, former U.S. Attorney General; Philip B. Heymann, Harvard University, Cambridge, Massachusetts, former Assistant Attorney General, Criminal Division, Department of Justice; Lloyd N. Cutler, Wilmer, Cutler and Pickering, Washington, D.C.,

former Counsel to President Carter; and Samuel Dash, Georgetown University, Washington, D.C.

Hearings continue on Friday, May 22.

ABORTION

Committee on the Judiciary: Subcommittee on the Constitution held hearings on proposed legislation limiting the jurisdiction of the lower Federal courts in certain cases involving abortion, receiving testimony from Leonard G. Ratner, University of Southern California, Los Angeles; George J. Alexander, Society of American Law Teachers, Santa Clara, California; Paul Bator, Harvard University, Cambridge, Massachusetts; and Telford Taylor, Columbia University, New York City, representing the American Civil Liberties Union.

Hearings continue tomorrow.

HUMAN LIFE

Committee on the Judiciary: Subcommittee on Separation of Powers resumed hearings on S. 158, establishing a congressional finding and declaration that human life begins at conception, receiving testimony from Carl W. Tyler, Division Director, Family Planning, Bureau of Epidemiology, Centers for Disease Control, Atlanta, Georgia; Lewis Thomas, Memorial Sloan-Kettering Cancer Center, New York City; Clifford Grobstein, University of California, San Diego; James Neel, University of Michigan, Ann Arbor; Mildred Jefferson, Boston University Medical School, and Mary Ellen Avery, Children's Hospital Medical Center, both of Boston, Massachusetts; Daniel Callahan, Hastings Center for Society, Ethics, and the Life Sciences, Hastings-on-Hudson, New York; Jessica G. Davis, North Shore University Hospital, Manhasset, New York; and George Ryan, University of Tennessee, Memphis.

Hearings continue tomorrow.

BALANCED BUDGET

Committee on the Judiciary: Subcommittee on the Constitution held an additional hearing on S.J. Res. 58, proposed Constitutional amendment altering Federal fiscal decision-making procedures, receiving testimony from Carl T. Curtis, Nelson & Harding, George Snyder, National Taxpayers Union, and Craig Stubblebine, and William Shaker, both of the National Tax Limitation Committee, all of Washington, D.C.

Hearings were recessed subject to call.

NAVAJO-HOPI RELOCATION COMMISSION

Select Committee on Indian Affairs: Committee concluded oversight hearings to review the final report of the Navajo and Hopi Indian Relocation Commission, after receiving testimony from Roger K. Lewis, Chairman, Hawley Atkinson, Vice-Chairman, Sandra L. Massetto, Commissioner, Leon Berger, Executive Director, and William Lavell, Counsel, all of the Navajo-Hopi Relocation Commission; Peter McDonald, Window Rock, Arizona, June Benally and Ated Tsotsie Yazzie, both of Big Mountain, Arizona, all on behalf of the Navajo Tribes; and Abbott Sekaquaptewa, Starlie Lomayaktewa, Stanley Honahni, Sr., Valjean Joshevama, Jr., Phyllis Wittsell, Howard Honyaoma, John Kennedy, Dalton Taylor, and Margaret Surveyor, all representing the Hopi Tribe, Oraibi, Arizona.

House of Representatives

Chamber Action

Bills Introduced: 26 public bills, H.R. 3634–3659; 2 private bills, H.R. 3660 and 3661; and 3 resolutions, H.J. Res. 263 and 264, and H. Con. Res. 139 were introduced.

Pages 10361–10363

Bills Reported: Reports were filed as follows:

H.R. 3210, to amend the Surface Transportation Assistance Act of 1978, to establish obligation limitations for fiscal year 1982 (H. Rept. 97–92);

H.R. 3115, to authorize appropriations for environmental research, development, and demonstrations for the fiscal year 1982, amended (H. Rept. 97–93);

H.R. 3146, to authorize appropriations to the Department of Energy for civilian research and development programs and projects for fiscal year 1982, and for the continuation in fiscal year 1982 of prior year research and development projects, amended (H. Rept. 97–94);

H.R. 779, to authorize the Secretary of the Army to contract with the Tarrant County Water Control and Improvement District No. 1 and the city of Weatherford, Tex., for the use water supply storage in Benbrook Lake, amended (H. Rept. 97–95);

H.R. 3537, to amend the Disaster Relief Act of 1974 relating to the State and local governmental share of the cost of disaster assistance, the rental of temporary housing, and to authorize funds for fiscal year 1982 (H. Rept. 97–96);

H.R. 3480, to amend the Legal Services Corporation Act to provide authorization of appropriations for additional fiscal years, amended (H. Rept. 97–97);

H.R. 3271, to extend the Federal Insecticide, Fungicide, and Rodenticide Act, as amended, for 1 year, amended (H. Rept. 97–98);

H.R. 3275, to amend the Civil Rights Act of 1957 to authorize appropriations for the Civil Rights Commission (H. Rept. 97–99);

H.R. 1957, to reorganize the international communications activities of the Federal Government, amended (H. Rept. 97–100);

H.R. 3454, to authorize appropriations for fiscal year 1982 for the intelligence and intelligence-related activities of the United States Government, for the Intelligence Community Staff, and for the Central Intelligence Agency Retirement and Disability System, to authorize supplemental appropriations for fiscal year 1981 for the intelligence and intelligence-related activities of the United States Government (H. Rept. 97–101);

H.R. 3518, to authorize appropriations for fiscal years 1982 and 1983 for the Department of State, the International Communication Agency, and the Board for International Broadcasting (H. Rept. 97–102);

H.R. 3447, to authorize appropriations to the Department of Energy for civilian programs for fiscal year 1982 and fiscal year 1983, amended (H. Rept. 97–103; the foregoing reports filed on Tuesday, May 19);

H.R. 3432, to amend the Water Resources Development Act of 1974 relating to planning and evaluating water resources projects, amended (H. Rept. 97–104);

H.R. 3462, to authorize appropriations to carry out the activities of the Department of Justice for fiscal year 1982, amended (H. Rept. 97–105);

H.R. 3603, to provide price and income protection for farmers, assure consumers an abundance of food and fiber at reasonable prices, and continue food assistance to low-income households, amended (H. Rept. 97–106);

H.R. 1311, to establish a national tourism policy and an independent Government agency to carry out the national tourism policy, amended (H. Rept. 97–107);

H.R. 3404, to amend the Independent Safety Board Act of 1974 to authorize appropriations for fiscal years 1981, 1982, and 1983 (H. Rept. 97–108);

H.R. 3380, to increase the pay and allowances of members of the Armed Forces (H. Rept. 97–109);

Report entitled ""In the Matter of Representativef Raymond F. Lederer" (H. Rept. 97–110); and

H.R. 661, amended; H.R. 668; H.R. 783; H.R. 1469; H.R. 1480; H.R. 1547, amended; H.R. 1550; and H.R. 2185, amended; all private bills (H. Repts. 97–111 through 97–118, respectively).

Page 10361

First Budget Resolution: By a yea-and-nay vote of 244 yeas to 155 nays with 1 voting "present", Roll No. 51, the House agreed to the conference report on H. Con. Res. 115, revising the congressional budget for the United States Government for the fiscal year 1981 and setting forth the congressional budget for the United States Government for the fiscal years 1982, 1983, and 1984.

House receded from its disagreement and concurred, with amendment, in Senate amendments numbered 156, 158, 161, 163, 164, 169, 170, 174, 177, 179, 182, 190, 191, and 199—clearing the measure for Senate action.

Pages 10309–10319

Cash Discounts: House agreed to instruct conferees of the committee of conference on H.R. 31, to amend the Truth in Lending Act to encourage cash discounts, to agree to Section 303 of the Senate amendment removing the age restriction for appointment of the United States Surgeon General.

Pages 10319–10325

Memorial Day District Work Period: House agreed to H. Con. Res. 138, providing for an adjournment of the House from May 21 to May 27, 1981, and an adjournment of the Senate from May 21 to June 1, 1981.

Page 10325

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 10359

Quorum Calls—Votes: One yea-and-nay vote developed during the proceedings of the House today and appears on pages 10315–10316. There were no quorum calls.

Adjournment: Adjourned at 3:15 p.m.

Committee Meetings

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held hearings on Retired Military Personnel and on High Mobility Multi-Wheeled Vehicle. Testimony was heard from Dr. Lawrence Korb, Assistant Secretary of Defense for Manpower, Reserve Affairs and Logistics; Robert Hale, Assistant Director for National Security and International Affairs, CBO and Maj. Gen. Lawrence Skibbie, Director, Combat Support Systems, Office of Deputy Chief of Staff for Research, Development and Acquisition, U.S. Army.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations held a hearing on Near East Regional. Testimony was heard from the following officials of the Department of State: Nicholas A. Veliotes, Assistant Secretary for Near Eastern Affairs; Raymond D. Ewing, Deputy Assistant Secretary; and Elliot Abrams, Assistant Secretary, International Affairs; and Alfred White, Acting Assistant Administrator, Bureau for Near East, AID.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior continued hearings on the National Park Service. Testimony was heard from Russell Dickinson, Director, National Park Service, Department of the Interior.

Hearings continue tomorrow.

DEFENSE ACQUISITION PROCESS

Committee on Armed Services. Subcommittee on Investigations continued hearings on changes which should be made to improve the Defense Acquisition Process. Testimony was heard from Robert F. Trimble, Acting Deputy Under Secretary of Defense for Research and Engineering (Acquisition Policy) and a public witness.

COST VARIATION REPORTS; MINOR CONSTRUCTION PROJECTS; REAL ESTATE REPORTS

Committee on Armed Services: Subcommittee on Military Installations and Facilities approved 15 cost variation reports, 19 minor construction projects and 20 real estate reports.

Prior to this action, the Subcommittee held a hearing on these matters. Testimony was heard from departmental witnesses.

D.C. BONDS

Committee on the District of Columbia: Subcommittee on Fiscal Affairs and Health concluded hearings on H.R. 1807, to authorize the District of Columbia to issue and sell general obligation bonds for the purpose of paying certain liabilities of the District. Testimony was heard from Roger Mehle, Assistant Secretary of the Treasury for Domestic Finance; William Anderson, Director, General Government Division, GAO and public witnesses.

BUDGET RECONCILIATION

Committee on Education and Labor: Continued hearings on budget reconciliation. Testimony was heard from Terrel H. Bell, Secretary of Education.

CONVEYANCE OF LANDS

Committee on Education and Labor: Sucommittee on Postsecondary Education held a hearing on H.R. 3144, to provide for the conveyance of certain lands to the D–Q University in the State of California. Testimony was heard from Representatives Fazio and Clausen.

DISCRIMINATION IN INSURANCE

Committee on Energy and Commerce: Subcommittee on Commerce, Transportation, and Tourism held a hearing on H.R. 100, to prohibit discrimination in insurance on the basis of race, color, religion, sex or national origin. Testimony was heard from public witnesses.

NATIONAL ENERGY POLICY AND ENERGY EFFICIENCY

Committee on Energy and Commerce: Subcommittee on Energy Conservation and Power held a hearing on national energy policy and energy efficiency. Testimony was heard from Frank DeGeorge, Principal Deputy Assistant Secretary of Energy for Conservation and Renewable Energy and public witnessses.

CLEAN AIR ACT

Committee on Energy and Commerce: Subcommittee on Health and the Environment Concluded hearings on the impact of the Clean Air Act on energy development. Testimony was heard from John D. Rockefeller IV, Governor, State of West Virginia; Kenneth V. Buzbee, State Senator, Illinois, and public witnesses.

STATUS OF COMPETITION AND DEREGULATION

Committee on Energy and Commerce: Subcommittee on Telecommunications, Consumer Protection, and Finance held a hearing on the Status of Competition and Deregulation: Reasons for the Methods of Regulation and Deregulation. Testimony was heard from public witnesses.

TAIWAN ECONOMY

Committee on Foreign Affairs: Subcommittee on Asain and Pacific Affairs held a hearing on successes for and challenges to Taiwan's Economy since U.S.-PRC Normalization. Testimony was heard from public witnesses.

UNITED STATES-CANADA RELATIONS

Committee on Foreign Affairs: Subcommittee on Human Rights and International Organizations and the Subcommittee on Inter-American Affairs held a joint hearing on United States-Canadian relations and acid rain. Testimony was heard from Representative Moffett; Raymond C. Ewing, Deputy Assistant Secretary of State for European Affairs; Dennis Tirpak, Director, Office of Exploratory Research, EPA and public witnesses.

EXPORT TRADING COMPANIES

Committee on Foreign Affairs: Subcommittee on International Economic Policy and Trade continued hearings on H.R. 1321, to direct the Secretary of Commerce to encourage the formation and operation of export trading companies, and similar bills. Testimony was heard from Malcolm Baldrige, Secretary of Commerce; Sherman Unger, General Counsel, Department of Commerce and public witnesses.

FRANCHISE ASSISTANCE PROGRAMS

Committee on Government Operations: Subcommittee on Commerce, Consumer, and Monetary Affairs con-

cluded hearings on the Small Business Administration's franchise assistance programs. Testimony was heard from Michael Cardenas, Administrator, SBA, and public witnesses.

NORAD—ATTACK WARNING SYSTEMS

Committee on Government Operations: Subcommittee on Legislation and National Security concluded hearings on the failures of the North American Air Defense Command's (NORAD) attack warning systems. Testimony was heard from Richard D. Delauer, Under Secretary of Defense for Research and Engineering; Lt. Gen. Hillman Dickinson, Director for C-3 Systems, Office of the Joint Chiefs of Staff, and Frank Carr, Commissioner, Automated Data and Telecommunications Systems, GSA.

HUD

Committee on Government Operations: Subcommittee on Manpower and Housing concluded hearings on HUD's support of local public housing agencies. Testimony was heard from John Simon, General Manager, Executive Director, New York City Housing Authority, and a public witness.

VOTING RIGHTS ACT

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued hearings on extending the Voting Rights Act of 1965. Testimony was heard from Representative Bliley; Henry Marsh, Mayor, Richmond, Virginia; Doug Wilder, State Senator, Virginia, and public witnesses.

Hearings continue May 27.

COMMERCIAL USE OF SOUND RECORDINGS AMENDMENTS

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice held a hearing on H.R. 1805, Commercial Use of Sound Recordings Amendments. Testimony was heard from public witnesses.

BUDGET RECONCILIATION—CIVIL SERVICE PROGRAMS

Committee on Post Office and Civil Service: Continued hearings on Budget Reconciliation and Instructions affecting Civil Service Programs. Testimony was heard from Donald J. Devine, Director, Office of Personnel Management, and public witnesses.

Hearings continue tomorrow.

AVIATION SAFETY

Committee on Public Works and Transportation: Subcommittee on Investigations and Oversight continued hearings on the impact of weather on aviation safety. Testimony was heard from Frank Van Demark, Chief, Systems Development Division, FAA, and public witnesses.

SPACE SHUTTLE "COLUMBIA"

Committee on Science and Technology: Held a hearing on the inaugural flight of the space shuttle *Columbia.* Testimony was heard from the following officials of NASA: Alan Lovelace, Acting Administrator; John Yardley, Associate Administrator, Office of Space Transportation Systems; and John Young and Robert Crippen, Astronauts.

CLEAN AIR ACT

Committee on Science and Technology: Subcommittee on Energy Development and Applications and the Subcommittee on Natural Resources continued joint hearings on the Clean Air Act. Testimony was heard from public witnesses.

Hearings continue May 28.

Joint Meeting

NEIGHBORHOODS

Joint Economic Committee: Committee concluded hearings on the accomplishments and potential of certain neighborhood interest groups and on their future economic outlook, after receiving testimony from Carol Brill, Eastside Housing Action Council, Milwaukee, Wisconsin; Jody Lander, HARBEL, Inc., Baltimore, Maryland; Dick Simpson, Illinois Association of Neighborhoods, Chicago; and Milton Kotler, National Association of Neighborhoods, Washington, D.C.

♦♦♦♦♦♦♦♦♦♦♦♦

Thursday, May 21, 1981

Senate

Chamber Action

Routine Proceedings, pages 10625–10807

Bills Introduced: Forty-three bills and four resolutions were introduced, as follows: S. 1246–1288, S. J. Res. 84–85, and S. Res. 143–144.

Pages 10712–10713, 10773–10774

Bills Reported: Reports were made as follows:

S. 736, making it illegal to import or trade in live fish or wildlife or animal products which are taken, transported, or sold in violation of state or foreign laws, with amendments. (S. Rept. No. 97–123). Referred to the Committee on the Judiciary.

Report on S. 799, authorizing funds for fiscal years 1982, 1983, and 1984 for certain public health professional education and nurse training programs of the Department of Health and Human Services. (S. Rept. No. 97–124).

Report on S. 801, authorizing funds for fiscal years 1982, 1983, and 1984 for the National Health Service Corps of the Department of Health and Human Services. (S. Rept. No. 97-125).

Page 10712

Measures Passed:

Nonlegislative work period: Senate agreed to H. Con. Res. 138, providing for an adjournment of the House from May 21 to May 27, 1981, and an adjournment of the Senate from May 21 to June 1, 1981.

Page 10669

Private relief: Senate passed, with amendments, S. 262, providing for the payment of a specified sum to a named individual in full satisfaction of a claim against the United States.

Page 10805

Partitioning of certain Indian land: Senate passed, with amendments, S. 478, providing for the partition or sale of certain restricted Indians lands in the State of Kansas.

Pages 10805-10806

Improvements on Siletz Indians land: Senate passed, with an amendment, S. 547, providing for permanent improvements to certain lands belonging to the Siletz Indian Tribe in the State of Oregon.

Page 10806

NASA authorizations: Senate passed, with amendments, S. 1098, authorizing funds for fiscal year 1982 for the National Aeronautics and Space Administration for research and development, construction of facilities, and research and program management.

Pages 10803-10805

National Symphony concerts: Senate agreed to H. Con. Res. 133, authorizing concerts by the National Symphony on the Capitol Grounds.

Page 01806

American Red Cross: Senate agreed to H. Con. Res. 120, commemorating the American Red Cross upon its centennial.

Page 10806

Supplemental Appropriations: By unanimous vote of 95 yeas, Senate passed H.R. 3512, appropriating supplemental funds for the fiscal year ending September 30, 1981, and rescinding certain budget authority, after agreeing to certain previously excepted committee amendments, and taking action on additional amendments proposed thereto as follows:

Adopted:

(1) Garn unprinted amendment No. 118, providing additional funds for veterans readjustment benefits.

Page 10632

(2) Proxmire unprinted amendment No. 119, prohibiting annual leave in the course of official travel by Federal employees.

Page 10632

(3) Hatfield unprinted amendment No. 120, making certain technical corrections.

Page 10633

(4) Thurmond unprinted amendment No. 121, eliminating certain restrictions on Veterans' Administration employment of health-care personnel.

Page 10636

(5) Modified Glenn unprinted amendment No. 122, providing additional funds for energy supply research and development and energy conservation.

Page 10638

(6) Warner amendment No. 56, adding $20 million for a binary chemical munitions production facility and to reduce the Operation and Maintenance appropriation for the Army by $20 million. (By 48 yeas to 50 nays, Senate earlier rejected a motion to table the amendment.)

Page 10647

(7) DeConcini unprinted amendment No. 124, making available funds for the lease of 200 units of housing to be constructed at Chinle, Arizona, for the Chinle Hospital and at Inscription House, Arizona, for the Inscription House health center.

Page 10646

(8) By 76 yeas to 19 nays, Division I of Cochran unprinted amendment No. 126, restoring funds for the strengthening of developing institutions of higher education as provided for in Title III of the Higher Education Act.

Page 10667

(9) Abdnor unprinted amendment No. 127, providing $7,563,000 in additional funds for salaries and expenses for the Bureau of Government Financial Operations.

Page 10670

(10) By 50 yeas to 45 nays, Abdnor unprinted amendment No. 128, providing additional funds for the Child Nutrition Program and the Food Stamps Program, along with certain restitutions on the availability of funds. (By 38 yeas to 57 nays, Senate earlier rejected a motion to table the amendment.)

Page 10670

Rejected:

By 39 yeas to 57 nays, Division II of Cochran unprinted amendment No. 126, rescinding $47,500,000 of funds provided for migration and refugee assistance.

Page 10669

By 60 yeas to 38 nays, Senate tabled a motion to appeal the ruling of the Chair sustaining a point of order made against DeConcini unprinted amendment No. 123, prohibiting the use of appropriated money seeking the repayment of funds provided

under Title I of the Elementary and Secondary Education Act of 1965 for certain audit periods.

Page 10643

By 52 yeas to 43 nays, Senate tabled the committee amendment on page 167, relating to the use of Federal funds to pay for abortions.

Page 10675

Senate insisted on its amendments, requested a conference with the House, and appointed as conferees Senators Hatfield, Stevens, Weicker, McClure, Laxalt, Garn, Schmitt, Cochran, Andrews, Abdnor, Kasten, D'Amato, Mattingly, Rudman, Specter, Proxmire, Stennis, Robert C. Byrd, Inouye, Hollings, Eagleton, Chiles, Johnston, Huddleston, Leahy, Sasser, DeConcini, Bumpers, and Burdick.

Page 10700

Pages 10625–10700

First Congressional Budget Resolution—Conference Report: By 76 yeas to 20 nays, Senate agreed to the conference report on H. Con. Res. 115, setting forth recommended levels of total budget outlays, Federal revenues, and new budget authority for fiscal years 1982, 1983, and 1984, and revising the congressional budget for the United States Government for fiscal year 1981. Senate concurred in House amendments to Senate amendments Nos. 156, 158, 161, 163, 164, 169, 170, 174, 177, 179, 182, 190, 191, and 199.

Pages 10653–10656

Johnson Nomination/Agreement: A unanimous consent agreement was reached concerning consideration of the nomination of R. Tenney Johnson, of Maryland, to be General Counsel of the Department of Energy.

Page 10703

Confirmations: Senate confirmed the following nominations:

James L. Malone, of Virginia, to be Assistant Secretary of State for Oceans and International Environmental and Scientific Affairs.

Henry D. McMaster, to be U.S Attorney for the District of South Carolina.

Page 10807

Routine list of Air Force nominations.

Page 10669

Authority To Receive Messages: The Secretary of the Senate was authorized to receive and appropriately refer messages from the President of the United States and the House of Representatives during the adjournment of the Senate over until Monday, June 1.

Page 10669

Authority To Sign Measures: The President of the Senate, the President pro tempore, and the Acting President pro tempore were authorized to sign duly enrolled bills and joint resolutions during the adjournment of the Senate over until Monday, June 1.

Page 10669

Committee Authority: Committees were authorized to file reports on Wednesday, May 27, 1981, between 9 a.m., and 3 p.m.

Pages 10779–10806

Messages From the House: Page 10708

Measures Referred: Page 10708

Measure Placed on Calendar Page 10712

Communications: Pages 10708–10709

Statements on Introduced Bills: Pages 10713–10771

Amendments Submitted for Printing: Pages 10774–10778

Notices of Hearings: Pages 10778–10779

Committee Authority To Meet: Page 10779

Additional Statements: Pages 10779–10803

Confirmations: Page 10807

Record Votes: Nine record votes were taken today. (Total—134).

Pages 10656, 10658, 10662–10663, 10669, 10670, 10675, 10690, 10691, 10699–10700

Adjournment: Senate met at 7 a.m., and, in accordance with H. Con. Res. 138, adjourned at 5:59 p.m., until 12 Noon, on Monday, June 1, 1981. (For Senate's program see remarks of Senator Baker in today's Record on page 10807)

Committee Meetings

APPROPRIATIONS—GEOLOGICAL SURVEY

Committee on Appropriations: Subcommittee on the Interior and Related Agencies resumed hearings on proposed budget estimates for fiscal year 1982 for the Department of the Interior, receiving testimony in behalf of funds for the U.S. Geological Survey from Doyle Frederick, Acting Director.

Subcommittee recessed subject to call.

APPROPRIATIONS—HUD AND NEIGHBORHOOD REINVESTMENT CORPORATION

Committee on Appropriations: Subcommittee on HUD-Independent Agencies continued hearings on proposed budget estimates for fiscal year 1982 for certain programs of the Department of Housing and Urban Development, receiving testimony from E. S. Savas, Assistant Secretary of HUD for Policy Development and Research, and in behalf of funds for the National Neighborhood Reinvestment Corporation from William A. Whiteside, Executive Director, National Neighborhood Reinvestment Corporation, Federal Home Loan Bank Board.

Subcommittee will meet again on Tuesday, June 2.

FOREIGN CORRUPT PRACTICES ACT

Committee on Banking, Housing, and Urban Affairs: Subcommittee on International Finance and Monetary Policy and the Subcommittee on Securities continued joint hearings on S. 708, clarifying the intent and modifying certain provisions of the Foreign Corrupt Practices Act of 1977, receiving testimony from Robert McNeill, Emergency Committee for American Trade, Peter Trooboff, Covington and Burling, Alexander Perry, Association of American Chambers of Commerce in Latin America, and Mark Feldman, Donovan, Leisure, Newton & Irvine, all of Washington, D.C.; John Subak, Rohm-Haas, Philadelphia, Pennsylvania; Robert Runser, The Signal Companies, La Jolla, California; Joseph R. Creighton, Harris Corporation, Melbourne, Florida; Norman Pacun, Ingersoll-Rand, Woodcliff Lake, New Jersey; William T. Satterwhite, Enserch Corporation, Dallas, Texas; and Shaw Mudge, Shaw Mudge and Company, Stamford, Connecticut.

Hearings were recessed subject to call.

NOMINATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nomination of Mary Ann W. Dawson, of the District of Columbia, to be a Member of the Federal Communications Commission, after the nominee, who was introduced by Senator Packwood, testified and answered questions in her own behalf.

NOMINATIONS

Committee on Energy and Natural Resources: Committee concluded hearings on the nominations of Charles M. Butler, III, of Maryland, and Georgiana H. Sheldon, of Virginia, each to be a Member of the Federal Energy Regulatory Commission, after the nominees testified and answered questions in their own behalf. Mr. Butler was introduced by Senators Tower and Bentsen, and Mrs. Sheldon was introduced by Senator Warner.

TAX REDUCTIONS

Committee on Finance: Committee continued hearings on the tax reduction proposals in the Administration's program for economic recovery, focusing on individual rate reductions, changes in the capital gains rate, maximum tax on unearned income, and accelerated cost recovery system for businesses, receiving testimony from Representative Shannon; Robert L. Swiggett, Kollmorgen, on behalf of the American Electronics Association, and Thomas A. Vanderslice, General Telephone and Electronics Corporation, both of Stamford, Connecticut; John L. Nesheim, on behalf of the Semiconductor Industry Association, Santa Clara, California; Paul Cherewich, The Foxboro Company, Foxboro, Massachusetts, on behalf of Scientific Apparatus Makers Association; Donald Kennedy, Stanford University, Stanford, California, on behalf of American Association of Universities; Craig R. Smith, National Machine Tool Builders' Association, McLean, Virginia; Sidney Lieberstein, Machinery Dealers National Association, Silver Spring, Maryland; Donald V. Seibert, J. C. Penney Company, Inc., Chicago, Illinois; William E. Wall, Kansas Power and Light Company, on behalf of Edison Electric Institute, and Richard C. Loux, Kansas State Corporation Commission, on behalf of the National Association of Regulatory Utility Commissioners, both of Topeka; John W. F. Faircloth, Columbia Gas System Service Corporation, Wilmington, Delaware, on behalf of American Gas Association; Gerald K. Howard, Sperry Corporation, John E. Harrington, American Telephone and Telegraph Company, and E. Hardy Eubanks III, Blyth Eastman Paine Webber, Inc., representing the National Alliance for Hydroelectric Energy, all of New York City; John Allen Chalk, LaJet, Inc., Abilene, Texas, on behalf of the American Petroleum Refiners Association; David E. Hallberg, Renewable Fuels Association, L. William Seidman, and Dennis P. Bedell, both on behalf of the American Mining Congress, Peter F. McCloseky and Victor Rose, both on behalf of the Electronics Industries Association, and Charles W. Stewart, Machinery and Allied Products Institute, all of Washington, D.C.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on Governmental Affairs: Committee ordered favorably reported the following business items:

S. 43, requiring the Congressional Budget Office to prepare a cost estimate of House and Senate reported legislation which has certain economic consequences to State and local governments in compliance with such legislation;

S. 266, establishing procedures for the interagency sharing of health resources between the Department of Defense and the Veterans' Administration;

S. 893, extending for four years the reorganization authority of the President, with amendments;

S. 807, establishing procedures for the administration and auditing of Federal assistance programs and the requirements imposed on assistance recipients, with an amendment in the nature of a substitute; and;

The nomination of Alex Kozinski, of California, to be Special Counsel of the Merit Systems Protection Board.

NOMINATION

Committee on Governmental Affairs: Committee concluded hearings on the nomination of Fred J. Villella, of California, to be an Associate Director of

the Federal Emergency Management Agency, after the nominee testified and answered questions in his own behalf.

ABORTION

Committee on the Judiciary: Subcommittee on the Constitution continued hearings on proposed legislation limiting the jurisdiction of the lower Federal courts in certain cases involving abortion, receiving testimony from Lloyd Cutler, Wilmer, Cutler & Pickering, Washington, D.C.; Martin Redish, Northwestern University, Chicago, Illinois; Charles Rice, University of Notre Dame, South Bend, Indiana; and William Van Alstyne, Duke University, Durham, North Carolina.

Hearings were recessed subject to call.

HUMAN LIFE

Committee on the Judiciary: Subcommittee on Separation of Powers continued hearings on S. 158, establishing a Congressional finding and declaration that human life begins at conception, receiving testimony from Senators Packwood and Moynihan; Representatives Mazzoli, Dougherty, and Fenwick; Stephen H. Galebach, Covington & Burling, Washington, D.C.; Lawrence H. Tribe, Harvard University Law School, Cambridge, Massachusetts; John T. Noonan, University of California School of Law, Berkeley; and William Van Alstyne, Duke University, Durham, North Carolina.

Hearings continue on Monday, June 1.

CANCER PROGRAM

Committee on Labor and Human Resources: Subcommittee on Investigations and General Oversight held oversight hearings on the progress of the national cancer program, receiving testimony from Henry C. Pitot, Chairman, National Cancer Advisory Panel; Harold Amos, Member, The President's Cancer Panel; Vincent T. DeVita, Jr., Director, National Cancer Institute, National Institutes of Health, Department of Health and Human Services; Paul A. Marks, Memorial Sloan-Kettering Cancer Center, New York City; Paul F. Larson, Louisiana State University, New Orleans; Thomas G. Sawyer, Orlando Regional Medical Center, Orlando, Florida; William M. Dugan, Methodist Hospital of Indiana, Indianapolis; and Edward L. Moorhead, III, Butterworth Hospital, Grand Rapids, Michigan.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 30 public bills, H.R. 3662–3691; 2 private bills, H.R. 3692 and 3693; and 5 resolutions, H.J. Res. 265–267, H. Con. Res. 140, and H. Res. 143 were introduced.

Pages 10622–10623

Bills Reported: Reports were filed as follows:

H.R. 3399, to amend titles XVIII and XIX of the Social Security Act with respect to payments to health maintenance organizations, amended (H. Rept. 97–119); and

H.R. 85, Comprehensive Oil Pollution Liability and Compensation Act, amended (H. Rept. 97–120).

Pages 10621–10622

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Wright to act as Speaker pro tempore for today.

Page 10583

Late Report: Committee on Energy and Commerce received permission to have until midnight Friday, May 22, to file a report on H.R. 3520, to amend the Clean Air Act to provide compliance date extensions for steelmaking facilities on a case-by-case basis to facilitate modernization.

Page 10589

Suspensions: It was made in order to consider motions to suspend the rules and pass bills and resolutions on Thursday, May 28.

Page 10593

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of May 27

Page 10593

Resignations—Appointments: Notwithstanding the adjournment of the House until Wednesday, May 27, the Speaker was authorized to accept resignations, and make appointments to commissions, boards and committees as authorized by the House.

Page 10593

Recess: It was made in order for the Speaker to declare a recess at any time today subject to the call of the Chair.

Page 10594

Legislative Program: Acting Majority Leader announced the legislative program for the week of May 25.

Page 10594

American Red Cross: House agreed to H. Con. Res. 120, commemorating the American Red Cross upon its centennial.

Pages 10604–10605

Recess: House recessed at 12:10 p.m.; and reconvened at 2:35 p.m.

Page 10609

Debt Limit Increase: Pursuant to Rule XLIX, as a result of the adoption of the conference report on H. Con. Res. 115, First Budget Resolution for fiscal year 1982, the Speaker announced that the following resolutions have been engrossed and are deemed to

have been passed by the House: H.J. Res 265 and H.J. Res. 266, to provide for a temporary increase in the public debt limit.

Page 10609

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at 10 a.m. and, pursuant to the provisions of H. Con. Res. 138, adjourned at 2:37 p.m. until noon on Wednesday, May 27.

Committee Meetings

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held a hearing on Foreign Military Sales. Testimony was heard from Herbert Morris, Comptroller, Defense Security Assistance Agency; James Woods, Director, Security Assistance Accounting Center; James Saylor, Director, Finance Accounting Policy Division, Office of Deputy Assistant Secretary of Defense; Richard Townley, Program Director, Security Assistance Program, Defense Audit Service; Clyde Jeffcoat, Deputy Commander, U. S. Army Finance and Accounting Center, Department of the Army; RAdm. David Altweg, Director, Security Assistance Division, Department of the Navy and Ron Failor, Chief, Security Assistance and Training Cost Division, Office of the Comptroller, U.S. Air Force.

The Subcommittee also met in executive session to hold a hearing on Navy Procurement Overview. Testimony was heard from Vice Admiral Stacer Holcomb, Director, Navy Program Planning.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior concluded hearings on the National Park Service. Testimony was heard from Russell Dickenson, Director, National Park Service, Department of the Interior.

GAO REPORT

Committee on Foreign Affairs: Subcommittee on International Security and Scientific Affairs and the Subcommittee on Economic Policy and Trade held a hearing to review GAO Report on Nuclear Non-Proliferation Act of 1978. Testimony was heard from Frank C. Canahan, Director, International Division, GAO.

MONTANA WILDERNESS LANDS

Committee on Interior and Insular Affairs: Adopted a resolution directing that certain wilderness lands in Montana be withdrawn from mineral leasing.

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Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice continued hearings on H.R. 3560, to amend the copyright law respecting the limitations on exclusive rights to secondary transmissions and H.R. 3528, to amend the copyright law respecting the limitations on exclusive rights to secondary transmissions. Testimony was heard from public witnesses.

REVISION OF THE FEDERAL CRIMINAL CODE

Committee on the Judiciary: Subcommittee on Criminal Justice continued oversight hearings on proposed revision of the Federal Criminal Code. Testimony was heard from a public witness.

BUDGET RECONCILIATION—CIVIL SERVICE PROGRAMS

Committee on Post Office and Civil Service: Concluded hearings on Budget Reconciliation and Instructions affecting Civil Service Programs. Testimony was heard from public witnesses.

MINORITY BUSINESS PROCUREMENT PROGRAM

Committee on Small Business: Subcommittee on SBA and SBIC Authority, Minority Enterprise, and General Small Business Problems, held a hearing on changes in the 8(a) Minority Business Procurement Program. Testimony was heard from Michael Cardenas, Administrator, SBA.

PROPOSED SOCIAL SECURITY CUTS

Select Committee on Aging: Held a hearing on impact of proposed social security cuts on the elderly. Testimony was heard from Representative John Burton; Richard Schweiker, Secretary of Health and Human Services; and public witnesses.

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Wednesday, May 27, 1981

Senate

Chamber Action

The Senate was not in session today. It will next meet at 12 Noon, Monday, June 1, 1981.

Committee Meetings

No meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 15 public bills, H.R. 3694–3708 were introduced.

Pages 10860–10861

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Wright to act as Speaker pro tempore today.

Page 10851

Referrals: Three Senate-passed measures were referred to the appropriate House committees.

Page 10860

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Adjourned at 12:15 p.m.

Committee Meetings

LABOR-HHS AND EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS and Education held a hearing on Higher Continuing Education, Higher Education Facilities Loan and Insurance, and College Housing Loans. Testimony was heard from departmental witnesses.

OSHA

Committee on Education and Labor: Subcommittee on Health and Safety continued oversight hearings on the Occupational Safety and Health Act (labeling standard). Testimony was heard from public witnesses.

Hearings continue June 2.

STATUS OF COMPETITION AND DEREGULATION

Committee on Energy and Commerce: Subcommittee on Telecommunications, Consumer Protection, and Finance continued hearings on the Status of Competition and Deregulation: Reasons for the Methods of Regulation and Deregulation. Testimony was heard from Dale Hatfield, Acting Assistant Secretary, National Telecommunications and Information Administration, Department of Commerce and public witnesses.

Hearings continue tomorrow.

INTELLIGENCE PROJECTS

Committee on Government Operations: Subcommittee on Government Information and Individual Rights held a hearing on multi-state regional intelligence projects. Testimony was heard from William Anderson, Director, General Government Division, GAO; from the following officials of the Department of Justice: Robert F. Diegelman, Acting Director, Office of Justice Assistance, Research and Statistics (OJARS); Gordon Fink, Assistant Administrator, Intelligence, Drug Enforcement Agency; and Stephen B. Hitchner, Director, Office of Management and Policy, Criminal Division and a public witness.

Hearings continue tomorrow.

VOTING RIGHTS ACT

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued hearings on extending the Voting Rights Act of 1965. Testimony was heard from public witnesses.

Hearings continue tomorrow.

SEWAGE SLUDGE RESEARCH

Committee on Science and Technology: Subcommittee on Natural Resources, Agriculture Research, and Environment held a hearing on sewage sludge research. Testimony was heard from Jeffrey Sommer, Deputy Commissioner, Department of Environmental Protection, New York City; James P. Walsh, Acting Administrator, NOAA, Capt. Lawrence Swanson, Director, Office of Marine Pollution Assessment, NOAA, both with the Department of Commerce; Dr. Alan Hirsch, Deputy Assistant Administrator, Environmental Processes and Effects Research, and William Rosenkranz, Director, Waste Management Division, Office of Environmental Engineering and Technology, both with the EPA and public witnesses.

INFORMATION SCIENCE AND TECHNOLOGY ACT

Committee on Science and Technology: Subcommittee on Science, Research and Technology held a hearing on the Information Science and Technology Act. Testimony was heard from Dr. Eloise Clark, Assistant Director, Biological Behavioral and Social Sciences, NSF and Dr. Dale Hatfield, Acting Assistant Secretary, National Telecommunications and Information Administration, Department of Commerce.

Hearings continue tomorrow.

AUTOMATED DATA PROCESSING

Committee on Ways and Means: On May 22, the Subcommittee on Social Security and the Subcommittee on Oversight held a joint hearing on automated data processing systems in the Social Security Administration. Testimony was heard from John A. Svahn, Commissioner, Social Security Administration, Department of Health and Human Services.

Thursday, May 28, 1981

Senate

Chamber Action

The Senate was not in session today. It will next meet at 12 Noon, on Monday, June 1, 1981.

Committee Meetings

No meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 26 public bills, H.R. 3709–3734; 5 private bills, H.R. 3735–3739; and 4 resolutions, H.J. Res. 268–270, and H. Res. 144 were introduced.

Pages 10942–10943

Bills Reported: Reports were filed as follows:

H.R. 3520, to amend the Clean Air Act to provide compliance date extensions for steelmaking facilities on a case-by-case basis to facilitate modernization (H. Rept. 97–121, filed on May 22);

H. Res. 144, providing for the consideration of H.R. 3455, to authorize certain construction at military installations for fiscal year 1982 (H. Rept. 97–122); and

Report entitled "Oversight of the Energy Security Act: Implementation of the Synthetic Fuels Corporation" (H. Rept. 97–123).

Page 10942

Journal: By a yea-and-nay vote of 278 yeas to 8 nays with 1 voting "present", Roll No. 52, the House approved the Journal of Wednesday, May 27.

Page 10891

Supplemental Appropriations and Rescissions: House disagreed to the Senate amendments to H.R. 3512, making supplemental and further continuing appropriations for the fiscal year ending September 30, 1981, and rescinding certain budget authority; and agreed to a conference. Appointed as conferees: Representatives Whitten, Boland, Natcher, Smith of Iowa, Addabbo, Long of Maryland, Yates, Roybal, Bevill, Benjamin, Ginn, Dixon, Fazio, Conte, McDade, Edwards of Alabama, Myers, Robinson, Miller of Ohio, Coughlin, and Young of Florida.

Page 10893

Solidarity Sunday: House agreed to H. Res. 85, to express the sense of the House of Representatives in support of "Solidarity Sunday".

Pages 10893–10895

P.O.W.–M.I.A. Recognition Day: House passed and cleared for the President S.J. Res. 50, designating July 17, 1981, as "National P.O.W.–M.I.A. Recognition Day".

Page 100895

Suspensions: House voted to suspend the rules and pass the following bills:

Steel industry compliance extension: H.R. 3520, to amend the Clean Air Act to provide compliance date extensions for steelmaking facilities on a case-by-case basis to facilitate modernization (passed by a yea-and-nay vote of 322 yeas to 3 nays, Roll No. 53); and

Pages 10896–10897

Industrial cost exclusion repeal: H.R. 2957, amended, to amend the Federal Water Pollution Control Act to delete the limitation on the use of public treatment works grants for treating, storing, or conveying the flow of industrial users into treatment works.

Pages 10908–10916

Legislative Program: Majority Whip announced the legislative program for the week of June 1. Agreed to adjourn from Thursday to Monday.

Pages 10917–10918

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of June 3.

Pages 10918

Meeting Hour: Agreed that the House will meet at noon on Wednesday, June 3.

Pages 10918

Quorum Calls—Votes: Two yea-and-nay votes developed during the proceedings of the House today and appear on pages 10891, 10915–10916. There were no quorum calls.

Adjournment: Adjourned at 1:37 p.m.

Committee Meetings

LABOR-HHS AND EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor–HHS and Education held a hearing on Education Improvements, Education Research and Training Activities Overseas and Educational Research and Statistics, Libraries-Bilingual and Minority Language Education, Salaries and Expenses, Office of Civil Rights, Office of Inspector General, Departmental Management. Testimony was heard from departmental witnesses.

EDUCATION PROGRAMS

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education and the Subcommittee on Select Education held a joint hearing on the Administration's proposal for the consolidation of education programs. Testimony was heard from Terrell H. Bell, Secretary of Education.

ENERGY CONSERVATION PROGRAMS

Committee on Energy and Commerce: Subcommittee on Energy Conservation and Power held a hearing on the potential to fold existing energy conservation programs into an energy block grant. Testimony was heard from J. Dexter Peach, Director, Energy and Minerals Division, GAO; Joseph Brennan, Governor, Maine; Joseph Walsh, Mayor, Warwick, Rhode Island and public witnesses.

WASTE DISPOSAL INDUSTRY

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing on organized crime links to the waste disposal industry. Testimony was heard from Lt. Col. Justin Dintino, Executive Officer, New Jersey State Police; Wayne Comer, Supervisor, FBI, Newark, New Jersey and public witnesses.

STATUS OF COMPETITION AND DEREGULATION

Committee on Energy and Commerce: Subcommittee on Telecommunications, Consumer Protection, and Finance continued hearing on the Status of Competition and Deregulation: Reasons for the Methods of Regulation and Deregulation. Testimony was heard from Kenneth B. Stanley, Acting Chief, Cost Analysis Branch, Economics Division, Common Carrier Bureau, FCC and public witnesses.

POLITICAL AND HUMAN RIGHTS— PEOPLE'S REPUBLIC OF CHINA

Committee on Foreign Affairs: Subcommittee on Asian and Pacific Affairs held a hearing on Political and Human Rights in the People's Republic of China since U.S.-PRC Normalization. Testimony was heard from public witnesses.

INTELLIGENCE PROJECTS

Committee on Government Operations: Subcommittee on Government Information and Individual Rights concluded hearings on multi-state regional intelligence projects. Testimony was heard from John D. Ashcroft, Attorney General, State of Missouri; Matthew Crossan, Assistant Attorney General, New York County; Maj. Lionel Benjamin, Executive Officer, State Police, Rhode Island; Rex Armistead, Project Director, Regional Organized Crime Information Center; Capt. Ken Norris, Intelligence Division, State Police, Louisiana; James Howard, Acting Director, Drug Control District, Arizona; and Maj. John Regan, State Police, Massachusetts.

VOTING RIGHTS ACT

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued hearings on extending the Voting Rights Act of 1965. Testimony was heard from Fred Banks, State Representative, Mississippi and public witnesses.

Hearings continue June 3.

NONPROFIT USE OF COPYRIGHTED WORKS

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice held a hearing on the following bills: H.R. 2007, to amend title 17 of the United States Code to exempt nonprofit veterans' organizations and nonprofit fraternal organizations from the requirement that certain performance royalties be paid to copyright holders, and H.R. 2108, to amend title 17 of the United States Code to provide that certain performances and displays of profitmaking educational institutions and nonprofit veterans' and fraternal organizations are not infringements on the exclusive rights of copyright owners. Testimony was heard from public witnesses.

FEDERAL EMPLOYEES HEALTH BENEFITS PROGRAM

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employment Benefits held an oversight hearing on proposed changes in the Federal Employees Health Benefits Program (FEHBP). Testimony was heard from Gary Nelson, Associate Director, Compensation Group, Office of Personnel Management and public witnesses.

Hearings continue June 4.

MOTOR CARRIER REGULATION

Committee on Public Works and Transportation: Subcommittee on Surface Transportation held a hearing on the reform of Federal regulation of Motor Carriers of passengers. Testimony was heard from Representative Harkin; Andrew L. Lewis, Jr., Secretary of Transportation; George Sheldon, State Representative, Florida and public witnesses.

Hearings continue on June 3.

MILITARY CONSTRUCTION AUTHORIZATION

Committee on Rules: Granted an open rule providing two hours of debate on H.R. 3455, Military Construction Authorization Act, 1982. Testimony was heard from Representatives Brinkley and Whitehurst.

CLEAN AIR ACT

Committee on Science and Technology: Subcommittee on Energy Development and Applications and the Subcommittee on Natural Resources concluded joint hearings on the Clean Air Act. Testimony was heard from public witnesses.

INFORMATION SCIENCE AND TECHNOLOGY ACT

Committee on Science and Technology: Subcommittee on Science, Research and Technology continued hearings on the Information Science and Technology Act. Testimony was heard from Hubert Sauter, Administrator, Defense Technical Information Center, Department of Defense; Dr. Toni Carbo Bearman, Executive Director, National Commission on Libraries and Information Science and public witnesses.

Hearings continue June 9.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

SOCIAL SECURITY FINANCING

Committee on Ways and Means: Subcommittee on Social Security held a hearing on the Administration's social security financing recommendations. Testimony was heard from Richard S. Schweiker, Secretary, Health and Human Services and David A. Stockman, Director, Office of Management and Budget.

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Monday, June 1, 1981

Senate

Chamber Action

Routine Proceedings, pages 10988–11019

Bills Introduced: Six bills and two resolutions were introduced, as follows: S. 1289–1294, and S. Res. 146–147.

Pages 10993, 10996

Bills Reported: Reports were made as follows:

Received during adjournment of the Senate, on May 27:

S. 884, authorizing funds for fiscal years 1982 through 1985, for commodity price support programs administered by the Department of Agriculture, for agriculture research, soil conservation, and agriculture exports, with an amendment in the nature of a substitute (together with additional and minority views) (S. Rept. No. 97–126).

S. Res. 145, waiving sections 303(a) and 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 884, listed above. Referred to the Committee on the Budget.

Page 10993

Presidential Messages: Senate received the following messages from the President:

During the adjournment of the Senate, on May 28:

Transmitting the 1980 Annual Report on the Administration of the Radiation Control for Health and Safety Act. Referred to the Committee on Labor and Human Resources (PM–54).

Page 10992

Received today:

Recommending that the Veterans' Education Assistance Program (VEAP) be continued beyond its current termination date of December 31, 1981. Referred to the Committee on Veterans' Affairs (PM–55).

Page 10992

Confirmations: Senate confirmed the following nominations:

Pamela N. Bailey, of Virginia, to be an Assistant Secretary of Health and Human Services.

Richard R. Kusserow, of Illinois, to be Inspector General, Department of Health and Human Services.

David R. MacDonald, of Illinois, to be a Deputy United States Trade Representative, with the rank of Ambassador.

Page 11019

Treaties Received: The injunctions of secrecy were removed from the following treaties transmitted to the Senate on May 28, 1981, during the adjournment:

(1) Extradition Treaty with the Netherlands (Treaty Doc. No. 97–7); and (2) Extradition Tready with Colombia (Treaty Doc. No. 97–8). The treaties were considered as having been read the first time and referred, with accompanying papers, to the Committee on Foreign Relations, and ordered to be printed.

Pages 11001–11002

Nominations: Senate received the following nominations during the adjournment of the Senate:

On May 22:

Eugene V. Rostow, of Connecticut, to be Director of the U.S. Arms Control and Disarmament Agency.

Joel E. Bonner, Jr., of Virginia, and William R. Gianelli, of California, each to be as Assistant Secretary of the Army.

Warren R. King, Richard S. Salzman, and Reggie B. Walton, each to be an Associate Judge of the Superior Court of the District of Columbia.

Daniel N. Miller, Jr., of Wyoming, to be an Assistant Secretary of the Interior.

Judith L. Tardy, of Virginia, to be an Assistant Secretary of Housing and Urban Development.

Alan Green, Jr., of Oregon, to be a Federal Maritime Commissioner.

James M. Beggs, of Missouri, to be Adminstrator of the National Aeronautics and Space Administration.

A. Alan Hill, of California, to be a Member of the Council on Environmental Quality.

One Navy nomination in the rank of Admiral.

One Air Force nomination in the rank of General.

On May 27:

J. William Middendorf II, of Virginia, to be the Permanent Representative to the Organization of American States, with the rank of Ambassador.

Jose S. Sorzano, of Virginia, to be the Representative on the Economic and Social Council of the United Nations, with the rank of Ambassador.

Ernest H. Preeg, of Virginia, to be Ambassador to Haiti.

Charles L. Dempsey, of Virginia, to be Inspector General, Department of Housing and Urban Development.

Kent Lloyd, of California, to be Deputy Under Secretary for Management, Department of Education.

James B. Thomas, Jr., of Virginia, to be Inspector General, Department of Education.

James T. Hackett, of Virginia, to be an Associate Director of the International Communication Agency.

Two Army nominations in the rank of General.

One Navy nomination in the rank of Admiral.

One Marine Corps nomination in the rank of General.

Routine list of Army nominations.

On May 28:

Theodore E. Cummings, of California, to be Ambassador to Austria.

Clarence Thomas, of Maryland, to be Assistant Secretary for Civil Rights, Department of Education.

O. Evans Denney, of Delaware, to be U.S. Marshal for the District of Delaware.

On May 29:

Edward L. Rowny, of Virginia, to be Special Representative for Arms Control and Disarmament Negotiations, with the rank of Ambassador while so serving.

Richard D. Erb, of Virginia, to be U.S. Executive Director of the International Monetary Fund.

Harry N. Walters, of New York, to be an Assistant Secretary of the Army.

Robert G. Dederick, of Illinois, to be an Assistant Secretary of Commerce.

Bernard J. Wunder, Jr., of Virginia, to be Assistant Secretary of Commerce for Communications and Information.

Joseph P. Welsch, of Virginia, to be Inspector General, Department of Transportation.

Robert M. Worthington, of Utah, to be Assistant Secretary for Vocational and Adult Education, Department of Education.

Dwight A. Ink, of Maryland, to be Director of the Community Services Administration.

Frank S. Sato, of Virginia, to be Inspector General, Veterans' Administration.

Received today:

Charles W. Bray III, of Maryland, to be Ambassador to the Republic of Senegal.

Jane A. Coon, of New Hampshire, to be Ambassador to the People's Republic of Bangladesh.

Robert S. Dillon, of Virginia, to be Ambassador to the Republic of Lebanon.

Charles H. Price II, of Missouri, to be Ambassador to Belgium.

Maxwell M. Rabb, of New York, to be Ambassador to Italy.

Richard Mulberry, of Texas, to be Inspector General, Department of the Interior.

Sherman M. Funk, of Maryland, to be Inspector General, Department of Commerce.

Thomas F. McBride, of the District of Columbia, to be Inspector General, Department of Labor.

Joseph A. Sickon, of Virginia, to be Inspector General, General Services Administration.

Two Army nominations in the rank of General.

Routine list of Navy nominations.

Pages 11016–11019

Messages from the President: Page 10992

Messages from the House: Page 10992

Measures Referred: Pages 10992–10993

Statements on Introduced Bills: Pages 10993–10994

Notices of Hearings: Page 10996

Committee Authority to Meet: Page 10996

Additional Statements: Pages 10996–11001

Nominations: Pages 11016–11019

Confirmations: Page 11019

Recess: Senate met at 12 Noon, and recessed at 2:12 p.m., until 11 a.m., on Tuesday, June 2, 1981. (For Senate's program see remarks of Senator Baker in today's RECORD on pages 11015–11016.)

Committee Meetings

INTELLIGENCE OVERVIEW

Committee on Appropriations: Subcommittee on Defense held closed hearings to review certain intelligence programs, receiving testimony from William J. Casey, Director of Central Intelligence.

Closed hearings continue on Wednesday, June 3.

NOMINATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings, in conjunction with the National Ocean Policy Study, on the nomination of John V. Byrne, of Oregon, to be Administrator

of the National Oceanic and Atmospheric Administration, after the nominee, who was introduced by Senator Packwood, testified and answered questions in his own behalf.

NOMINATION

Committee on Foreign Relations: Committee concluded hearings on the nomination of Ronald D. Palmer, of Maryland, to be Ambassador of Malaysia, after the nominee testified and answered questions in his own behalf.

HUMAN LIFE

Committee on the Judiciary: Subcommittee on Separation of Powers resumed hearings on S. 158, establishing a Congressional finding and declaration that human life begins at conception, receiving testimony from Robert H. Bork, Yale Law School, New Haven, Connecticut; Archibald Cox, Harvard University, Cambridge, Massachusetts; Robert F. Nagel, Cornell University, Ithaca, New York; Basile Uddo, Loyola University, New Orleans, Louisiana; Carl N. Degler, Stanford University, Stanford, California; William Marshner, Christendom College, Front Royal, Virginia; James C. Mohr, University of Maryland, Baltimore; and Victor Rosenblum, Northwestern University, Chicago, Illinois.

Hearings continue on Wednesday, June 10.

House of Representatives

Chamber Action

Bills Introduced: 6 public bills, H.R. 3740–3745; and 2 private bills, H.R. 3746 and 3747 were introduced.

Page 11054

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Foley as Speaker pro tempore for today.

Page 11020

Consent Calendar: On the call of the Consent Calendar, the House passed the following bills and sent them to the Senate, amended:

Water supply storage project: H.R. 779, to authorize the Secretary of the Army to contract with the Tarrant County Water Control and Improvement District Numbered 1 and the city of Weatherford, Texas, for the use of water supply storage in Benbrook Lake; and

Contract disputes: H.R. 1371, to amend sec. 12 of the Contract Disputes Act of 1978.

Pages 11021–11022

Presidential Messages: Received and read the following messages from the President:

Radiation control: Message transmitting the 1980 Annual Report on the Administration of the Radiation Control for Health and Safety Act—referred to the Committee on Energy and Commerce; and

VEAP: Message transmitting the President's recommendation that the Veterans' Education Assistance Program be continued beyond its current termination date of December 31, 1981—referred to the Committees on Armed Services and Veterans' Affairs.

Page 11024

Natural Gas Pipeline Safety: House voted to suspend the rules and pass H.R. 3420, to authorize appropriations for fiscal year 1982 for carrying out the Natural Gas Pipeline Safety Act of 1968 and the Hazardous Liquid Pipelines Safety Act of 1979.

Pages 11024–11028

Suspensions—Votes Postponed: House completed all debate on motions to suspend the rules and pass the following bills, on which votes were postponed until Tuesday, June 2:

Youth employment demonstration programs: H.R. 3337, to extend the authorization for youth employment and demonstration programs;

Pages 11028–11030

POW benefits and health care: H.R. 1100, amended, to amend title 38, United States Code, to expand eligibility of former prisoners of war for certain health-care benefits provided by the Veterans Administration;

Pages 11030–11035

Veterans' training and business loans: H.R. 3423, amended, to amend title 38, United States Code, to provide vocational education and training opportunities for certain Vietnam-era veterans, and to establish a small business loan program for Vietnam-era veterans and disabled veterans;

Pages 11035–11042

Veterans' home loan guarantees: H.R. 2039, amended, to amend chapter 37 of title 38, United States Code, to authorize the Administrator of Veterans' Affairs to guarantee home loans with provisions for variable-payment plans; and

Pages 11042–11044

Honoring of deceased in Iran rescue attempt: H. Con. Res. 76, expressing the sense of the Congress that the Secretary of the Army should place a plaque in Arlington National Cemetery honoring members of the United States Armed Forces who died during an attempt to rescue American hostages held in Iran.

Pages 11044–11046

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Adjourned at 1:46 p.m.

Committee Meetings

ARMED FORCES PAY ACT

Committee on Appropriations: Subcommittee on Defense held a hearing on H.R. 3380, Armed Forces Pay Act of 1981. Testimony was heard from Maj. Gen. R. Dean Tice, Deputy Assistant Secretary of Defense for Military Personnel Policy; Dr. Kenneth J. Coffey, Associate Director, Military Federal Personnel and Compensation Division, GAO and other departmental witnesses.

D.C. APPROPRIATIONS

Committee on Appropriations: Subcommittee on the District of Columbia held a hearing on fiscal year 1981 supplemental request. Testimony was heard from the following officials of the District of Columbia: Marion Barry, Jr., Mayor and Arrington Dixon, Chairman, Council.

NATURAL GAS

Committee on Energy and Commerce: Subcommittee on Fossil and Synthetic Fuels held a hearing on the availability of natural gas, particularly for future industrial and electric power consumption. Testimony was heard from the following officials of the Department of Energy: Albert H. Linden, Acting Administrator, Energy Information Administration and Kenneth Williams, Director, Office of Pipeline and Producer Regulation, Federal Energy Regulatory Commission; J. Dexter Peach, Director, Energy and Minerals Division, GAO and public witnesses.

Hearings continue June 9.

CAPITAL FORMATION AND INDUSTRIAL POLICY

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations continued hearings on the issues of capital formation and industrial policy. Testimony was heard from Dr. Alice Rivlin, Director, Congressional Budget Office.

FOOD AND DRUG ADMINISTRATION MANAGEMENT

Committee on Energy and Commerce: On May 29, the Subcommittee on Oversight and Investigations held a hearing on the issues of Food and Drug Administration Management: A Case Study of Regulation within the Bureau of Drugs. Testimony was heard from public witnesses.

Hearings continue tomorrow.

ENERGY DEMAND FORECASTING

Committee on Science and Technology: Subcommittee on Investigations and Oversight held a hearing on Energy Demand Forecasting. Testimony was heard from public witnesses.

Hearings continue tomorrow.

Joint Meeting

U.S. PRODUCTIVITY

Joint Economic Committee: Committee resumed hearings on the effect of certain business practices on productivity of the American economy, receiving testimony from Gaylord Freeman, First National Corporation of Chicago, and Ted E. Olson, Beatrice Foods Company, both of Chicago, Illinois; C. Jackson Grayson, American Productivity Center, Houston, Texas; Thomas J. Murrin, Westinghouse Electric Corporation, Pittsburgh, Pennsylvania; and James Renier, Honeywell, Inc., Minneapolis, Minnesota.

Committee will meet again tomorrow.

Résumé of Congressional Activity

FIRST SESSION OF THE NINETY-SEVENTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 5 through May 31, 1981

	Senate	*House*	*Total*
Days in session	63	69	..
Time in session	304 hrs., 22'	145 hrs., 17'	..
Congressional Record:			
Pages of proceedings	5,591	2,490	8,081
Extension of Remarks	..	..	2,614
Public bills enacted into law	7	4	11
Private bills enacted into law	..	..	..
Bills in conference	..	2	..
Bills through conference	..	1	..
Measures passed, total	156	84	240
Senate bills	28	5	..
House bills	4	16	..
Senate joint resolutions	15	3	..
House joint resolutions	2	6	..
Senate concurrent resolutions	4	3	..
House concurrent resolutions	8	10	..
Simple resolutions	95	41	..
Measures reported, total	*178	*115	293
Senate bills	88	..	..
House bills	1	99	..
Senate joint resolutions	8	..	..
House joint resolutions	2	1	..
Senate concurrent resolutions	2	..	..
House concurrent resolutions	..	2	..
Simple resolutions	64	13	..
Special reports	12	7	..
Conference reports	1	1	..
Measures pending on calendar	64	73	..
Measures introduced, total	1,538	4,293	5,831
Bills	1,288	3,739	..
Joint resolutions	85	270	..
Concurrent resolutions	20	140	..
Simple resolutions	145	144	..
Quorum calls	7	7	..
Yea-and-nay votes	134	36	..
Recorded votes	..	10	..
Bills vetoed	..	..	..
Vetoes overridden	..	..	..

*These figures include all measures reported, even if there was no accompanying report. A total of 126 reports have been filed in the Senate, a total of 123 reports have been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 5 through May 31, 1981

Army nominations, totaling 5,354, disposed of as follows:

Confirmed	5,296
Unconfirmed	58

Navy nominations, totaling 10,239, disposed of as follows:

Confirmed	8,519
Unconfirmed	1,720

Air Force nominations, totaling 7,690, disposed of as follows:

Confirmed	7,195
Unconfirmed	495

Marine Corps nominations, totaling 1,421, disposed of as follows:

Confirmed	1,418
Unconfirmed	3

Civilian nominations, totaling 1,990, disposed of as follows:

Confirmed	1,142
Unconfirmed	819
Withdrawn	29

Summary

Total nominations received	26,694
Total confirmed	23,570
Total unconfirmed	3,095
Total withdrawn	29

Tuesday, June 2, 1981

Senate

Chamber Action

Routine Proceedings, pages 11091–11147

Bills Introduced: Thirteen bills and two resolutions were introduced, as follows: S. 1295–1307, and S. Res. 148–149.

Pages 11130–11131, 11139

Bills Reported: Reports were made as follows: On May 27, during the adjournment of the Senate:

Report on S. 1029, authorizing funds for fiscal years 1982, 1983, and 1984, for health maintenance organizations (HMO's), with amendments (S. Rept. 97–127).

Reported today:

S. 1007, authorizing funds for fiscal years 1982 through 1985 for the Food Stamp program, with an amendment in the nature of a substitute (with additional views) (S. Rept. No. 97–128).

S. Res. 149, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 1007, listed above. Referred to the Committee on the Budget.

Pages 11130

Measures Passed:

International Travel: Senate passed with amendments S. 1105, authorizing funds for fiscal year 1982 for the U.S. Travel Service.

Page 11118

International Investment Survey: Senate passed with an amendment S. 1104, authorizing funds for fiscal year 1982 for the International Investment Survey Act.

Pages 11118–11119

Federal Payment to District of Columbia: Senate Passed S. 1040, increasing the amount authorized as Federal payment to the District of Columbia, to compensate for lost revenue due to the presence of the Federal government within the city.

Page 11119

National Historical Publications and Records Commission: Senate passed S. 1050, authorizing funds for fiscal years 1982 and 1983 for the National Historical Publications and Records Commission.

Pages 11119–11121

Department of the Treasury International Affairs Functions: Senate passed with amendments S. 1116, authorizing funds for fiscal year 1982 for international affairs functions of the Department of the Treasury.

Page 11121

John F. Kennedy Center for the Performing Arts: Senate passed S. 1209, authorizing funds for the U.S. Park Service for nonperforming arts functions of the John F. Kennedy Center for the Performing Arts.

Pages 11121–11122

Environmental Quality Improvement Act: Senate passed S. 1210, authorizing funds for fiscal year 1982 for the Council on Environmental Quality.

Page 11122

Toxic Substance Control Act: Senate passed S. 1211, authorizing funds for fiscal year 1982 for the control of toxic substances.

Page 11122

Marine Protection, Research, and Sanctuaries Act: Senate passed S. 1213, authorizing funds for fiscal year 1982 for the Marine Protection Research and Sanctuaries Act.

Pages 11122–11123

Veterans' Administration Medical Care: Senate agreed to S. Res. 120, disapproving the proposed deferral of budget authority for Veterans' Administration medical care.

Pages 11123–11124

Communications Act: By 28 yeas to 59 nays, 1 voting present, Senate rejected a motion to refer to the Committee on the Judiciary for not to exceed seven calendar days S. 271, allowing Western Union to compete in providing international record or telegraph service.

Pages 11109–11118

Presidential Message: Senate received a message from the President recommending a further twelve-month extension of the authority to waive subsections (a) and (b) of section 402 of the Trade Act of 1974. Referred to the Committee on Finance. (PM–56)

Pages 11127–11128

Confirmations: By a vote of 88 yeas to 3 nays, Senate confirmed the nomination of R. Tenney Johnson, of Maryland, to be General Counsel of the Department of Energy.

Pages 11094–11109

Senate also confirmed:

Alex Kozinski, of California, to be Special Counsel of the Merit Systems Protection Board.

Robert J. Rubin, of Massachusetts, to be an Assistant Secretary of Health and Human Services.

Page 11125

Nominations: Senate received the following nominations:

Ann D. McLaughlin, of the District of Columbia, to be an Assistant Secretary of the Treasury.

John M. Walker, Jr., of New York, to be an Assistant Secretary of the Treasury.

Peter J. Wallison, of New York, to be General Counsel for the Department of the Treasury.

Donald L. Dotson, of Pennsylvania, to be an Assistant Secretary of Labor.

Herman E. Roser, of New Mexico, to be an Assistant Secretary of Energy. (Defense Programs).

Jay F. Morris, of Maryland, to be an Assistant Administrator of the Agency for International Development.

Page 11147

Messages From the President: Page 11127

Messages from the House Page 11128

Measures Referred: Page 11128

Measures Ordered Placed on Calendar: Page 11128

Communications: Pages 11128–11130

Statements on Introduced Bills: Pages 11131–11138

Notices of Hearings: Page 11139

Committee Authority To Meet: Page 11139

Additional Statements: Pages 11139–11147

Nominations: Page 11147

Confirmations: Page 11147

Record Votes: Two record votes were taken today. (Total –136)

Pages 11108–11109, 11118

Recess: Senate met at 11 a.m., and recessed at 5:42 p.m., until 11:45 a.m., on Wednesday, June 3, 1981. (For Senate's program, see remarks of Senator Stevens in today's Record on page 11147.)

Committee Meetings

APPROPRIATIONS—HUD

Committee on Appropriations: Subcommittee on HUD-Independent Agencies resume hearings on proposed budget estimates for fiscal year 1982 for the Department of Housing and Urban Development and certain independent agencies, receiving testimony from numerous public witnesses.

Hearings continue tomorrow.

TELECOMMUNICATIONS

Committee on Commerce, Science, and Transportation: Committee began hearings on S. 898, establishing as national policy the promotion of marketplace competition, deregulation, and reliance on the private sector to provide telecommunications services, receiving testimony from Mark S. Fowler, Chairman, Federal Communications Commission; Henry Geller, Center for Public Policy Research, Washington, D.C.; and Winston Himsworth, Lehman Brothers, New York City.

Hearings continue on Thursday, June 11,

CLEAN AIR ACT

Committee on Environment and Public Works: Committee began oversight hearings on the implementation of the Clean Air Act, focusing on new source performance standards and controlled trading of emission rights, receiving testimony from David Hawkins, Natural Resources Defense Council, William Drayton, Lewin & Associates, and Phillip D. Reed, Environmental Law Institute, all of Washington, D.C.; A. Joseph Dowd, American Electric Power Company, New York City; J. Louis York, Stearns-Roger Engineering Corporation, Denver, Colorado; Robert J. Wright, Zurn Industries, Birmingham, Alabama; William Reilly and James Smith, both of the Pennsylvania Department of Public Health, Philadelphia; and John P. Proctor, General Public Utilities Services Corporation, Germantown, Maryland.

Hearings continue tomorrow.

TAXPAYERS RIGHTS

Committee on Finance: Subcommittee on Oversight of the Internal Revenue Service concluded hearings on S. 850, defining taxpayers' rights and providing for their protection against arbitrary actions by the Internal Revenue Service, after receiving testimony from Roscoe L. Egger, Jr., Commissioner of Internal Revenue; William S. McKee, Tax Legislative Counsel, Department of the Treasury; Thomas J. Donohue, Citizens Choice, and Eugene McCarthy, National Taxpayers Legal Fund, both of Washington, D.C.; and George Anderson, Helena, Montana.

MEDICARE/FEDERAL EMPLOYEE HEALTH BENEFIT PLAN

Committee on Governmental Affairs: Subcommittee on Civil Service, Post Office, and General Services began hearings on proposed legislation altering the Medicare and Federal Employees Health Benefits Program, focusing on the shifting in of funds in outlays from Medicare to the Federal health program, receiving testimony from Donald J. Devine, Director, and Gary Nelson, Associate Director of the Compensation Group, both of the Office of Personnel Management.

Hearings were recessed subject to call.

NATIONAL CANCER INSTITUTE

Committee on Labor and Human Resources: Committee held oversight hearings on the awarding of research grants and contracts by the National Cancer Institute, receiving testimony from John A. Ferris, Washington Area Director, John J. Barrett, Auditor in Charge, and Daniel Lapov, Audit Manager, all of the Office of Inspector General, and Vincent T. DeVita, Director, National Cancer Institute, National Institute of Health, all of the Department of Health and Human Services; Edward A. Densmore, Deputy Director, and Matthew Solomon, Supervisory Evaluator, both of the Human Resources Division, General Accounting Office; and Thomas W.

Orme, Toxicology Paperwork and Information, Inc., Leesburg, Virginia.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on Small Business: Committee met and took the following action:

Ordered favorably reported the nomination of Paul R. Boucher, of Virginia, to be Inspector General, Small Business Administration; and

Agreed on recommendations which it will make to the Budget Committee on changes in law to achieve cost savings required by the committee's reconciliation instructions pursuant to H. Con. Res. 115, First Congressional Budget Resolution.

House of Representatives

Chamber Action

Bills Introduced: 22 public bills, H.R. 3748–3769; 3 private bills, H.R. 3770–3772; and 9 resolutions, H.J. Res. 271–277, and H. Res. 145 and 146 were introduced.

Pages 11201–11203

Private Calendar: On the call of the Private Calendar, the House took the following actions:

Passed and sent to the Senate without amendment: H.R. 688, 783, 1469, 1480, and 1550.

Passed and sent to the Senate, amended: H.R. 661 and 2185.

Passed over without prejudice: H.R. 1547.

Pages 11148–11149

Supplemental Appropriations and Rescissions: Conferees received permission to file a conference report by midnight Wednesday, June 3, on H.R. 3512, making supplemental and further continuing appropriations for the fiscal year ending September 30, 1981, and rescinding certain budget authority.

Subsequently, it was made in order to consider the conference report on H.R. 3512, and any amendments in disagreement, on Thursday, June 4, or any day thereafter.

Page 11149

Suspensions: House voted to suspend the rules and pass the following:

ITC/Customs Service/Trade Representative authorization: H.R. 2540, amended, to authorize appropriations for the United States International Trade Commission, the United States Customs Service, and the Office of the United States Trade Representative for fiscal year 1982;

Pages 11152–11159

VA medical schools: H.R. 2156, amended, to amend title 38, United States Code, to extend by twelve months the period during which funds appropriated for grants by the Veterans Administration for the establishment and support of new State medical schools may be expended;

Pages 11159–11160

Veterans' health care: H.R. 3499, amended, to amend title 38, United States Code, to extend the Vietnam-era veterans' readjustment counseling program, to provide medical care for Vietnam veterans exposed to herbicide defoliants (including Agent Orange), and to recover the cost of certain health care provided by the Veterans Administration (passed by a yea-and-nay vote of 388 yeas, Roll No. 54);

Pages 11160–11172, 11174–11175

National cemeteries: H.R. 2136, amended, to amend title 38, United States Code, to revise the provisions of such title relating to the construction and alteration of, and acquisition of land for, national cemeteries (passed by a yea-and-nay vote of 383 yeas to 8 nays, Roll No. 55);

Pages 11171–11173, 11175

Veterans' memorial headstones: H.R. 1714, amended, to amend title 38, United States Code, to authorize the Veterans Administration to furnish memorial headstones or markers to commemorate veterans who by choice are buried at sea, who donate their bodies to science, or who are cremated and have their ashes scattered without interment. Agreed to amend the title,

Pages 11173–11174

Youth employment demonstration programs: H.R. 3337, to extend the authorization for youth employment and demonstration programs (passed by a yea-and-nay vote of 309 yeas to 84 nays, Roll No. 56). This bill was debated on Monday, June 1. Subsequently, this passage was vacated and S. 1070, a similar Senate-passed bill, was passed in lieu;

Page 11176

POW benefits and health care: H.R. 1100, amended, to amend title 38, United States Code, to expand eligibility of former prisoners of war for certain health-care benefits provided by the Veterans Administration (passed by a yea-and-nay vote of 394 yeas to 2 nays, Roll No. 57). Agreed to amend the title. This bill was debated on Monday, June 1;

Pages 11176–11177

Veterans' training and business loans: H.R. 3423, amended, to amend title 38, United States Code, to provide vocational education and training opportunities for certain Vietnam-era veterans, and to establish a small business loan program for Vietnam-era veterans and disabled veterans (passed by a yea-and-nay vote of 352 yeas to 41 nays, Roll No. 58). This bill was debated on Monday, June 1;

Pages 11177–11178

Veterans' home loan guarantees: H.R. 2039, amended, to amend chapter 37 of title 38, United States Code, to authorize the Administrator of Veterans'

Affairs to guarantee home loans with provisions for variable-payment plans (passed by a yea-and-nay vote of 397 yeas, Roll No. 59). Agreed to amend the title. This bill was debated on Monday, June 1; and

Pages 11178–11179

Honoring of deceased in Iran rescue attempt: H. Con. Res. 76, expressing the sense of the Congress that the Secretary of the Army should place a plaque in Arlington National Cemetery honoring members of the United States Armed Forces who died during an attempt to rescue American hostages held in Iran (agreed to by a yea-and-nay vote of 391 yeas, Roll No. 60). This resolution was debated on Monday, June 1.

Page 11179

Legislative Program: Majority Leader announced the legislative program for the balance of the week.

Page 11180

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page H2578.

Quorum Calls—Votes: Seven yea-and-nay votes developed during the proceedings of the House today and appear on pages 11174–11179. There were no quorum calls.

Adjournment: Ajourned at 3:31 p.m.

Committee Meetings

BUDGET RECONCILIATION

Committee on Agriculture: Met to consider reconciliation measures to meet requirements of the Budget Resolution.

Will continue tomorrow.

NATURAL RESOURCES DATA BASES

Committee on Agriculture: Subcommittee on Department Operations, Research and Foreign Agriculture held a hearing on natural resources data bases. Testimony was heard from departmental and public witnesses.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations held a hearing on World Bank and on International Development Association. Testimony was heard from Mark Leland, Assistant Secretary of the Treasury for International Affairs; Ben Blackburn, member, Transition Team, International Financial Institutions and a public witness.

STOCKPILE LEGISLATION

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials held a hearing on the following bills: H.R. 2603, to authorize appropriations for the purchase of certain strategic and critical materials for storage in the National Defense Stockpile under the Strategic and Critical Materials Stock Piling Act; H.R. 2784, to authorize the disposal of a certain quantity of silver from the National Defense Stockpile; H.R. 2912, to authorize appropriations for the acquisition of strategic and critical materials for the national defense stockpile and to authorize the disposal of certain materials currently held in the stockpile; and H.R. 3364, National Minerals Security Act of 1981. Testimony was heard from Representatives McDonald and Marriott; Roy Markon, Commissioner, Federal Property Resources Services, GSA; Paul Krueger, Assistant Associate Director for Resources Preparedness Office, Federal Emergency Management Agency; Richard Donnelly, Deputy Director, Production Resources, Office of the Deputy Under Secretary for Defense for Acquisition Policy; W. Perry Pendley, Deputy Assistant Secretary of the Interior for Energy and Minerals; and Ann Hollick, Acting Deputy Assistant Secretary, Bureau of Economics and Business, Department of State.

Hearings continue June 4.

UTILITY USE OF NATURAL GAS

Committee on Energy and Commerce: Subcommittee on Energy Conservation and Power held a hearing on legislation relating to prohibitions on utility use of natural gas. Testimony was heard from public witnesses.

FOOD AND DRUG ADMINISTRATION MANAGEMENT

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations concluded hearings on the issues of Food and Drug Administration Management: A Case Study of Regulation within the Bureau of Drugs. Testimony was heard from the following representatives of the Food and Drug Administration, Public Health Service, Department of Health and Human Services: Dr. Mary Bruch, microbiologist, Division of Anti-Infective Drug Products; Dr. Arnauld Scafidi, Chief Medical Officer, Division of Anti-Infective Drug Products; and Dr. Arthur Hall Hayes, Jr., Commissioner, FDA.

U.S.-WESTERN EUROPEAN RELATIONS

Committee on Foreign Affairs: Subcommittee on Europe and the Middle East held a hearing on U.S.-Western European Relations. Testimony was heard from the following officials of the Department of State: Lawrence S. Eagleburger, Assistant Secretary for European Affairs and Raymond Ewing, Deputy Assistant Secretary, Bureau for European Affairs.

OVERSIGHT

Committee on Interior and Insular Affairs: Subcommittee on Public Lands and National Parks held an oversight hearing on Federal public land policy.

Testimony was heard from the following officials of the Department of the Interior: Garrey Carruthers, Assistant Secretary for Land and Water and Robert Burford, Director, Bureau of Land Management.

OVERSIGHT

Committee on Interior and Insular Affairs: Subcommittee on Water and Power Resources held an oversight hearing on Pacific Northwest Power Planning Act (Public Law 96–501). Testimony was heard from Peter Johnson, Administrator, Bonneville Power Administration, Federal Energy Regulatory Commission, Department of Energy.

CAPITAL CONSTRUCTION FUNDS FOR FISHERY FACILITIES

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Subcommittee on Merchant Marine held a joint hearing on H.R. 3668, to amend title VI of the Merchant Marine Act, 1936, in order to permit the establishment of capital construction funds for fishery facilities. Testimony was heard from Terry L. Leitzell, Assistant Administrator for Fisheries, National Marine Fisheries Service, Department of Commerce and public witnesses.

OCS OVERSIGHT

Committee on Merchant Marine and Fisheries: Subcommittee on Panama Canal/Outer Continental Shelf held an OCS oversight hearing on the status of implementation of the Outer Continental Shelf Lands Act Amendments of 1978, proposed amendments to the Act, the pace of the leasing program, and other OCS-related issues. Testimony was heard from James G. Watt, Secretary of the Interior and W. Kenneth Davis, Deputy Secretary of Energy.

GOVERNMENT COST REDUCTION ACT

Committee on Post Office and Civil Service: Subcommittee on Civil Service, Subcommittee on Human Resources and the Subcommittee on Compensation and Employee Benefits held a joint hearing on H.R. 3116, Government Cost Reduction Act. Testimony was heard from Donald J. Devine, Director, Office of Personnel Management; Harry S. Havens, Assistant Comptroller General, GAO and public witnesses.

Hearings continue June 12.

ENERGY DEMAND FORECASTING

Committee on Science and Technology: Subcommittee on Investigations and Oversight concluded hearings on Energy Demand Forecasting. Testimony was heard from John H. Gibbons, Director, Office of Technology Assessment; and from the following officials of the Department of Energy: Albert H. Linden, Acting Administrator, Energy Information Administration; Roger Naill, Assistant Director for Energy Analysis, Office of Policy Planning and Analysis and Edward J. Hanrahan, Deputy Director, Office of Policy Planning and Analysis.

HEALTH INFORMATION SYSTEMS

Committee on Science and Technology: Subcommittee on Science, Research and Technology and the Subcommittee on Natural Resources, Agriculture Research and Environment held a joint hearing on Health Information Systems. Testimony was heard from Dr. Joyce Lashof, Assistant Director, Health and Life Sciences Division, Office of Technology Assessment and public witnesses.

Hearings continue tomorrow.

SBA CATEGORICAL LOAN PROGRAMS

Committee on Small Business: Ordered reported as amended H.R. 2998, to consolidate and modify the terms of the Small Business Administration programs under section 7(a), 7(e), 7(h), 7(i), and 7(l) of the Small Business Act and sections 501 and 502 of the Small Business Investment Act of 1958.

OVERSIGHT

Committee on Veterans' Affairs: Subcommittee on Compensation, Pension and Insurance held an oversight hearing on the performance and workload of the Board of Veterans' Appeals. Testimony was heard from Sydney J. Shuman, Chairman, Board of Veterans Appeals, VA and a representative of a veterans' organization.

SPENDING REDUCTIONS

Committee on Ways and Means: Approved recommendations for spending reduction legislation pursuant to H. Con. Res. 115, revising the congressional budget for the United States Government for the fiscal year 1981 and setting forth the congressional budget for the United States Government for the fiscal years 1982, 1983, and 1984.

COMMODITY TAX STRADDLES

Committee on Ways and Means: Met to discuss issues related to commodity tax straddles.

Joint Meetings

AUSTRIAN INCOMES POLICY

Joint Economic Committee: Committee held hearings on a comparative analysis of income policy between Austria and the United States, receiving testimony from Hans Seidel, Austrian State Secretary.

Committee will meet again on Friday, June 5.

APPROPRIATIONS—SUPPLEMENTAL

Conferees met in evening session to resolve the differences between the Senate- and House-passed ver-

sions of H.R. 5312, appropriating supplemental funds for fiscal year ending September 30, 1981, and rescinding certain budget authority.

♦♦♦♦♦♦♦♦♦♦♦♦

Wednesday, June 3, 1981

Senate

Chamber Action

Routine Proceedings, Pages 11251–11337

Bills Introduced: Sixteen bills and one resolution were introduced, as follows: S. 1308–1323, and S. J. Res. 86.

Pages 11311–11312

Bills Reported: Reports were made as follows:

S. 1033, establishing a lateral seaward boundary between the States of North Carolina and South Carolina. (S. Rept. No. 97–129.)

S. 823, providing for the payment of losses incurred as a result of the ban on the use of the chemical Tris in certain fabrics, with an amendment in the nature of a substitute. (S. Rept. 97–130.)

Report to accompany S. 1200, authorizing funds for fiscal year 1982 for the National Science Foundation. (S. Rept. No. 97–131.)

Page 11311

Measures Passed:

District of Columbia Borrowing Authority: Senate passed S. 640, extending through fiscal year 1983 the authority of the District of Columbia to borrow U.S. Treasury funds for capital improvement projects, after agreeing to Stevens (for Mathias) unprinted amendment No. 138, of a technical nature, to conform the bill to the Governmental Affairs Committee reconciliation proposals.

Page 11335

Support of State Medical Schools: Senate passed H.R. 2156, extending by twelve months the period during which funds appropriated for grants by the Veterans' Administration for the establishment and support of new State medical schools may be expended.

Pages 11335–11336

Virgin Islands Constitution: Senate passed with amendments H.J. Res. 238, approving the Constitution of the Virgin Islands.

Pages 11336–11337

Housing and Community Development Amendments: By 65 yeas to 24 nays, Senate passed S. 1197, authorizing funds for fiscal year 1982 for Federal housing, community and economic development, and related programs, after taking action on amendments proposed thereto as follows:

Adopted:

(1) Dodd unprinted amendment No. 130, providing that the Secretary shall consider whether a mortgagor could control increases in utility costs by securing more favorable utility rates, by undertaking energy conservation measures which are financially feasible and cost effective, or by taking other financially feasible and cost-effective actions to increase energy efficiency or to reduce energy consumption, and may in his discretion adjust the amount of a proposed rental increase where he finds the mortagor could exercise such control.

Page 11271

(2) Armstrong unprinted amendment No. 131, striking section 211 of the bill, which provided for a task force study and report.

Page 11272

(3) Schmitt unprinted amendment No. 132, reducing the authorization for financial assistance pursuant to section 516 (Rural Housing) for the fiscal year ending September 30, 1982, from $49 million to $24 million.

Page 11273

(4) Riegle unprinted amendment No. 133, reallocating unused entitlement funds.

Page 11274

(5) D'Amato unprinted amendment No. 134, providing that the Secretary shall not be limited in his ability to approve a mortgage increase for any changes by the Secretary on any mortgage eligible for insurance for which an application for increase had been made within two years of enactment.

Page 11274

(6) Dole unprinted amendment No. 136, recognizing the Kansas Department of Economic Development as a public housing agency.

Page 11283

(7) Armstrong-Chafee unprinted amendment No. 137, providing that the Secretary is authorized to retain a portion of the contract authority available during any fiscal year under the authorities cited in paragraph (1) of subsection (a), not to exceed 10 per centum of the available contract authority on an aggregate basis, and that such contract authority shall be available for subsequent allocation to specific areas and communities, and may be used for certain purposes.

Page 11283

Rejected:

By 37 yeas to 53 nays, Proxmire unprinted amendment No. 129, retaining existing law with respect to community development applications and distribution of funds in Title I of the bill.

Pages 11264, 11256–11305

Presidential message: Senate received a message from the President transmitting the 1980 Annual Report of the Federal Prevailing Rate Advisory

Committee, which was referred to the Committee on Governmental Affairs. (PM-57)

Page 11309

Nominations: Senate received the following nominations:

Russell D. Hale, of Virginia, to be an Assistant Secretary of the Air Force.

Richard E. Lyng, and Mary C. Jarratt, both of Virginia, and Frank W. Naylor, Jr., of California, each to be a Member of the Board of Directors of the Commodity Credit Corporation.

J. Erich Evered, of Nevada, to be Administrator of the Energy Information Administration.

Page 11337

Messages From the President: Page 11308

Messages From the House: Page 11309

Measures Referred: Page 11309

Measures Ordered Placed on Calendar: Page 11309

Communications: Pages 11309-11310

Statements on Introduced Bills: Pages 11312-11329

Notices of Hearings: Pages 11330-11332

Additional Statements: Pages 11332-11335

Nominations: Page 11337

Record Votes: Two record votes were taken today (Total—138).

Pages 11279, 11292

Recess: Senate convened at 11:45 a.m., and recessed at 5:23 p.m. until 11 a.m., on Thursday, June 4, 1981.

Page 11337

Committee Meetings

BUDGET RECONCILIATION

Committee on Agriculture, Nutrition, and Forestry: Committee began consideration on recommendations which it will make to the Budget Committee on changes in law to achieve cost savings required by the committee's reconciliation instructions pursuant to H. Con. Res. 115, the First Congressional Budget Resolution, but did not complete action thereon, and will meet again tomorrow.

APPROPRIATIONS—HUD

Committee on Appropriations: Subcommittee on HUD-Independent Agencies continued hearings on proposed budget estimates for fiscal year 1982 for the Department of Housing and Urban Development and certain independent agencies, receiving testimony from numerous public witnesses.

Subcommittee recessed subject to call.

BUSINESS MEETING

Committee on Armed Services: Committee ordered favorably reported the following business items:

S. 1127, authorizing funds for fiscal year 1982 and supplemental funds for fiscal year 1981 for the intelligence community, with an amendment;

The nominations of Tidal W. McCoy, of Virginia, to be an Assistant Secretary of the Air Force for Manpower, Reserve Affairs and Installations, Joel E. Bonner, Jr., of Virginia, to be an Assistant Secretary of the Army for Installations, Logistics and Financial Management, William R. Gianelli, of California, to be an Assistant Secretary of the Army for Civil Works, and Harry N. Walters, of New York, to be an Assistant Secretary of the Army for Manpower and Reserve Affairs; and

2,217 routine nominations in the Army, Navy, Marine Corps, and Air Force.

Prior to this action, the committee concluded hearings on the above nominations, after the nominees testified and answered questions in their own behalf. Mr. McCoy was introduced by Senator Warner, and Mr. Gianelli was introduced by Senator Abdnor.

PRODUCTIVITY

Commitee on the Budget: Committee concluded hearings on American and foreign attitudes toward productivity, after receiving testimony from Howard Woodside, Sentry Insurance Company, Stevens Point, Wisconsin; and Lou Harris and Amitai Etzioni, both of Lou Harris Associates, Inc., New York City.

NOMINATION

Committee on Commerce, Science, and Transportation: Committee conclude hearings on the nomination of Frederick M. Bush, of Texas to be Assistant Secretary of Commerce for Tourism, after the nominee testified and answered questions in his own behalf. Testimony was also received from Senator Warner, and Representatives Conable and Fields.

NOMINATIONS

Committee on Energy and Natural Resources: Committee ordered favorably reported the nominations of Charles M. Butler, III, of Maryland, and Georgianna H. Sheldon, of Virginia, each to be a Member of the Federal Energy Regulatory Commission.

STANDBY OIL CONTROLS

Committee on Energy and Natural Resources: Committee concluded oversight hearings on the Implementation of standby oil controls, focusing on the role the Federal government should play in a major petroleum supply shortage and whether the President will have adequate statutory authority to fulfill that role after the Emergency Petroleum Allocation Act expires on September 30, 1981, after receiving testimony from Charles J. DiBona, American Petroleum Institute,

and Howard Marlowe, AFL-CIO, both of Washington, D.C.; Will O. Uhl, Long Island Lighting Company, Mineola, New York, representing the Edison Electric Institute; and Lex Hester, Florida State Energy Office, Tallahassee, and Mark Mason, Minnesota State Energy Agency, St. Paul, both on behalf of the National Governors Association.

CLEAN AIR ACT

Committee on Environment and Public Works: Committee continued oversight hearings on the implementation of the Clean Air Act, focusing on non-attainment and motor vehicle inspection and maintenance, receiving testimony from Mary Nichols, California Air Resources Board, Sacramento; Barbara Boxer, Bay Area Air Quality Management District, San Francisco, California; William T. Burkhart, Regional Air Pollution Control Agency, Dayton, Ohio; George C. Carpenter, Procter and Gamble Company, Cincinnati, Ohio; James R. Sheets, Laborers' International Union of North America; and John J. Sheehan, United Steelworkers of America, both of Washington, D.C.; John Elston, New Jersey Department of Environmental Protection, Trenton; Daniel J. Goodwin, Illinois Environmental Protection Agency, Springfield; Anthony S. Earl, Foley and Lardner, Madison, Wisconsin; Gale Norton, Mountain States Legal Foundation, Denver, Colorado; Bill Steward, Texas Air Control Board, Austin; and Mary Rollins, Gulf Coast Research Committee, Herb McKee, Houston Health Department, and Larry Feldcamp, Houston Chamber of Commerce, all of Houston, Texas.

Hearings continue tomorrow.

TUITION TAX CREDITS

Committee on Finance: Subcommittee on Taxation and Debt Management began hearings on S. 550, providing a Federal income tax credit for tuition paid for elementary, secondary, college, or vocational education, receiving testimony from Senators D'Amato and Hart; John E. Chapoton, Assistant Secretary of the Treasury for Tax Policy; James Skillen, Association for Public Justice, Eugene Linse, Citizens for Educational Freedom, Robert L. Smith, Council for American Private Education, David E. Landau, American Civil Liberties Union, Richard Gene Puckett, Americans United for Separation of Church and State, Nancy N. Neuman, League of Women Voters of the United States, Harold Buetow, Catholic University, Joel Sherman, National Institute of Education, Walter Berns, American Enterprise Institute for Public Policy Research, Steve Leifman, Coalition of Independent College and University Students, Richard Wilson, representing the American Association of Community and Junior Colleges, Helen Brice, Barbara Fields, Carmen Madden, Richard Sylvester, and Frances Bell, all of Washington, D.C.; Marilyn Braveman, the American Jewish Committee, New York City; Lydia Jones, Landover, Maryland; Professor E. G. West, Carleton University, Ottawa, Canada, representing the Heritage Foundation; Professor Frank Brown, DePaul University, Chicago, Illinois, representing the National Association for Personal Rights in Education; William Ball, Ball & Shelly, Harrisburg, Pennsylvania; Antonin Scalia, Stanford University Law School, Stanford, California; Hoke Smith, Towson State College, Towson, Maryland, representing the American Association of State Colleges and Universities; Melvin A. Eggers, Syracuse University, Syracuse, New York, representing the National Association of Independent Colleges and Universities; Paul E. Bragdon, Reed College, Portland, Oregon, representing the American Council on Education; and Joanne T. Goldsmith, National Coalition for Education and Religious Liberty, Washington, D.C.

Hearings continue tomorrow.

SCHOOL BUSING

Committee on the Judiciary: Subcommittee on the Constitution resumed oversight hearings to explore the state of the law with respect to school busing, and the constitutional and legal aspects of alternative remedies, receiving testimony from Jeanne Mathews, Missouri State Representative, Jefferson City; John Arnold, Delaware State Senator, Dover; Thomas Curtis, Lincoln University, Lincoln University, Pennsylvania; William D'Onofrio, Wilmington, Delaware; and Gary Orfield, University of Illinois, Champaign.

Hearings were discussed subject to call.

BUDGET RECONCILIATION

Committee on Veterans' Affairs: Committee agreed on recommendations which it will make to the Budget Committee on changes in law to achieve cost savings required by the committee's reconciliation instructions pursuant to H. Con. Res. 115, the First Congressional Budget Resolution.

House of Representatives

Chamber Action

Bills Introduced: 9 public bills, H.R. 3773–3781; 1 private bill, H.R. 3782; and 1 resolution, H. Con. Res. 141 were introduced.

Page 11374

Report Filed: One report was filed as follows: Conference report on H.R. 3512, making supplemental and further continuing appropriations for the fiscal

year ending September 30, 1981, and rescinding certain budget authority (H. Rept. 97–124).

Page 11374

New Member Sworn: Representative-elect Hoyer presented himself in the Well of the House and was administered the oath of office by the Speaker.

Page 11338

Committee To Sit: Committee on Energy and Commerce received permission to sit during proceedings of the House under the 5-minute rule on Thursday, June 4.

Page 11339

Presidential Messages: Read the following messages from the President:

Trade waiver authority: Message recommending a further 12-month extension of the authority to waive subsections (a) and (b) of section 402 of the Trade Act of 1974—referred to the Committee on Ways and Means and ordered printed (H. Doc. 97–57); and

Federal Prevailing Rate Committee: Message transmitting the 1980 annual report of the Federal Prevailing Rate Advisory Committee—referred to the Committee on Post Office and Civil Service.

Page 11342

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 11375.

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Adjourned at 12:34 p.m.

Committee Meetings

BUDGET RECONCILIATION

Committee on Agriculture: Continued to meet to consider reconciliation measures to meet requirements of the Budget Resolution.

Will continue tomorrow.

WHEAT MARKETING QUOTA

Committee on Agriculture: Subcommittee on Wheat, Soybeans, and Feed Grains held a hearing on H.R. 3716, to extend the time for conducting the referendum with respect to the National Marketing Quota for Wheat for the marketing year beginning June 1, 1982, and to eliminate the requirement that the Secretary of Agriculture waive interest on loans made on 1980 and 1981 crops of wheat and feed-grains placed in the farmer-held grain reserve programs. Testimony was heard from departmental and public witnesses.

FINANCIAL INSTITUTIONS

Committee on Banking, Finance and Urban Affairs: Subcommittee on General Oversight and Renegotiation held a hearing to discuss the federal structure for examining financial institutions. Testimony was heard from Daniel F. Stanton, Deputy Director, General Government Division, GAO; Quentin Thompson, Chief Examiner, Federal Deposit Insurance Corporation and Angelo Bianchi, Commissioner, Department of Banking, State of New Jersey.

Hearings continue tomorrow.

CURRENT LEVEL SPENDING

Committee on the Budget: Met to discuss the certification of current level spending.

ROLE OF UTILITIES IN COGENERATION

Committee on Energy and Commerce: Subcommittee on Energy Conservation and Power continued hearings on the role of utilities in cogeneration and on the following bills: H.R. 2876, to amend the Federal Power Act and the Public Utility Regulatory Policies Act of 1978 to place electric utilities, including members of registered holding company systems, on the same basis as nonutilities with respect to encouraging their investment in cogeneration and small power production facilities; and H.R. 2992, Cogeneration and Small Power Production Deregulation Act of 1981. Testimony was heard from John B. O'Sullivan, Chief, Advisory Council, Federal Energy Regulatory Commission, Department of Energy and public witnesses.

MISCELLANEOUS MEASURES

ECONOMY—PEOPLE'S REPUBLIC OF CHINA

Committee on Foreign Affairs: Subcommittee on Asian and Pacific Affairs held a hearing on successes for and challenges to the Peoples Republic of China's economy since U.S.-PRC normalization. Testimony was heard from public witnesses.

OPIC

Committee on Foreign Affairs: Subcommittee on International Economic Policy and Trade held a hearing on H.R. 3136, Overseas Private Investment Corporation Amendments Act of 1981. Testimony was heard from public witnesses.

REPORT

Committee on Government Operations: Subcommittee on Government Activities and Transportation approved for full Committee action the following report: The Air Traffic Control Computer Failures.

DOD AUTHORIZATION

Committee on Government Operations: Subcommittee on Legislation and National Security approved for full Committee action as amended H.R. 3519, Department of Defense Authorization Act, 1982.

Prior to this action, the Subcommittee held a hearing on this legislation. Testimony was heard from Thomas D. Morris, Special Assistant to the Acting Comptroller, Department of Defense; Edwin Harper, Deputy Director, Office of Management and Budget; Richard D. DeLauer, Under Secretary of Defense for Research and Engineering and a public witness.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Contracts and Printing met to consider pending business.

VOTING RIGHTS ACT

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued hearings on extending the Voting Rights Act of 1965. Testimony was heard from Eddie Hardaway, District Judge, Sumter County, Alabama; James Buskey, State Representative, Alabama and public witnesses.

Hearings continue June 10.

COURT JURISDICTION

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice held a hearing on legislation to limit court jurisdiction. Testimony was heard from public witnesses.

DOD AUTHORIZATION

Committee on the Judiciary: Subcommittee on Crime held a hearing on section 908 of H.R. 3519, Department of Defense Authorization Act, 1982, relating to Posse Comitatus Act. Testimony was heard from Representative Bennett; RAdm. Donald C. Thompson, Chief of Operations, U.S. Coast Guard; George Corcoran, Assistant Commissioner, U.S. Customs Service, Department of the Treasury; Edward Dennis, Chief, Narcotics Section, Criminal Division, Department of Justice; William Howard Taft, IV, General Counsel, Department of Defense and a public witness.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Criminal Justice held an oversight hearing on racially motivated violence against minorities. Testimony was heard from Dr. Mary Frances Berry, Vice Chairperson, Commission on Civil Rights and public witnesses.

DEFENSE SEALIFT READINESS PROGRAM

Committee on Merchant Marine and Fisheries: Held a hearing on Defense Sealift Readiness Program. Testimony was heard from VAdm. Kent Carroll, Director of Logistics, Joint Chiefs of Staff; VAdm. William Cowhill, Deputy, Chief of Naval Operations; RAdm. Bruce Kenner, Commander, Military Sealift Command; Samuel Nemirow, Assistant Secretary of Commerce for Maritime Affairs and a public witness.

MOTOR CARRIER REGULATION

Committee on Public Works and Transportation: Subcommittee on Surface Transportation continued hearings on the reform of Federal regulation of Motor Carriers of passengers, including consideration of H.R. 3662, Bus Regulatory Modernization and Improvement Act of 1981 and H.R. 3663, Motor Bus Act of 1981. Testimony was heard from Ronald Gene Carr, Acting Deputy Assistant Attorney General, Department of Justice; Jerry Rudnick, Director, Intercity Passenger Division, Department of Transportation, State of Michigan and public witnesses.

HEALTH INFORMATION SYSTEMS

Committee on Science and Technology: Subcommittee on Science, Research and Technology and the Subcommittee on Natural Resources, Agriculture Research and Environment continued joint hearings on Health Information Systems. Testimony was heard from public witnesses.

Hearings continue tomorrow.

DISASTER LOAN PROGRAMS

Committee on Small Business: Subcommittee on SBA and SBIC Authority, Minority Enterprise, and General Small Business Problems held a hearing on SBA's disaster loan programs. Testimony was heard from public witnesses.

SOCIAL SECURITY

Select Committee on Aging: Task Force on Social Security and Women held a hearing on impact of Administration's social security proposals on women. Testimony was heard from Representatives Mikulski; Oberstar; Heckler and Schroeder; Robert Myer, Deputy Commissioner for Policy, Social Security Administration, Department of Health and Human Services; and public witnesses.

Joint Meeting

APPROPRIATIONS—SUPPLEMENTAL

Conferees: On Tuesday, June 2, agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 3512, appropriating supplemental funds for fiscal year ending September 30, 1981, and rescinding certain budget authority.

Thursday, June 4, 1981

Senate

Chamber Action

Routine Proceedings, pages 11418–11499

Bills Introduced: Fourteen bills were introduced, as follows: S. 1324–1337.

Page 11457

Measure Passed:

Prisoner of War Benefits and Health Care Services: Senate passed H.R. 1100, establishing an advisory committee on former prisoners of war, making such veterans eligible for certain health care and compensation benefits, after striking all after the enacting clause and inserting in lieu thereof the text of S. 468, a Senate companion measure.

S. 468 was then indefinitely postponed.

Pages 11420–11433

Supplemental Appropriations, 1981—Conference Report: Senate agreed to the conference report on H.R. 3512, appropriating supplemental funds for the fiscal year ending September 30, 1981, and rescinding certain budget authority. Senate concurred in the House amendments to Senate amendments Nos. 15, 17, 20, 21, 29, 38, 41, 42, 47, 49, 50, 53, 68, 72, 81, 84, 111, 113, 118, 123, 140, 142, 143, 145, 147, 148, 154, 155, 158, 161, 169, 171, 173, 184, 185, 189, 197, 202, 204, 205, 206, 207, 208, 210, 225, 240, 241, 260, 267, 268, 269, 272, 275, 284, 285, 293, 325, 331, 337, 342, 351, 356, 365, 428, and 429.

Pages 11443–11454

Confirmations: Senate confirmed the following nominations:

Kenneth A. Gilles, of North Dakota, to be Administrator of the Federal Grain Inspection Service.

Philip F. Johnson, of Illinois, to be a Commissioner, and Chairman of the Commodity Futures Trading Commission.

Mary Ann W. Dawson, of the District of Columbia, to be a Member of the Federal Communications Commission.

Charles M. Butler, III, of Maryland, and Georgianna H. Sheldon, of Virginia, each to be a Member of the Federal Energy Regulatory Commission.

Tidal W. McCoy, of Virginia, to be an Assistant Secretary of the Air Force.

Joel E. Bonner, Jr., of Virginia, William R. Gianelli, of California, and Harry N. Walters, of New York, each to be an Assistant Secretary of the Army.

Four Army nominations in the rank of General.

Vice Admiral William N. Small, U.S. Navy, to be Vice Chief of Naval Operations.

Three Navy nominations in the rank of Admiral.

Four Air Force nominations in the rank of General.

Two Marine Corps nominations in the rank of General.

Routine lists of nominations in the Navy and Air Force.

Pages 11498–11499

Nominations Agreement: Senate reached a unanimous consent agreement on the consideration of the nominations of Myer Rashish, of the District of Columbia, to be Under Secretary of State for Economic Affairs, Chester A. Crocker, of the District of Columbia, to be an Assistant Secretary of State, and Charles Z. Wick, of California, to be Director of the International Communication Agency.

Pages 11497–11498

Authority to Receive Messages: The Secretary of the Senate was authorized to receive and appropriately refer messages from the President of the United States and the House of Representatives during the recess of the Senate over until Monday, June 8.

Page 11498

Authority To Sign Measures: The President of the Senate, the President pro tempore, and the Acting President pro tempore were authorized to sign duly enrolled bills and joint resolutions during the recess of the Senate over until Monday, June 8.

Page 11498

Authority for Committee To File: The Committee on the Budget was authorized to file budget waivers until 5:00 p.m., on Friday, June 5.

Page 11498

Messages From the House: Page 11498

Statements on Introduced Bills: Pages 11457–11483

Amendments Submitted for Printing: Page 11483

Notices of Hearings: Page 11483

Committee Authority To Meet: Page 11483

Additional Statements: Pages 11483–11497

Confirmations: Pages 11498–11499

RECESS: Senate convened at 11 a.m., and recessed at 4:17 p.m. until 12 Noon on Monday, June 8, 1981. (For Senate's program, see remarks of Senator Baker in today's Record on page 11498.)

Committee Meetings

BUDGET RECONCILIATION

Committee on Agriculture, Nutrition, and Forestry: Committee continued consideration on recommendations which it will make to the Budget Committee on changes in law to achieve cost savings required by the committee's reconciliation instructions pursuant

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to H. Con. Res. 115, the First Congressional Budget Resolution, but did not complete action thereon, and will meet again tomorrow.

APPROPRIATIONS—U.S. TERRITORIES

Committee on Appropriations: Subcommittee on the Interior and Related Agencies held hearings on proposed budget estimates for fiscal year 1982, receiving testimony in behalf of funds for the insular areas of American Samoa, Guam, the Northern Mariana Islands, the Trust Territory of the Pacific Islands and the Virgin Islands from Ruth Van Cleve, Deputy Assistant Secretary of the Interior for Policy, Territorial and International Affairs; Edward Del Pangelinam, Representative to the U.S. for the Northern Mariana Islands; Delegate de Lugo and Governor Juan Luis, both for the U.S. Virgin Islands; Alberto C. Lamorimo, for Guam; Governor Peter T. Coleman, for American Samoa; Asterio Takesy, for the Federated States of Micronesia; Anton Debrum, for the Marshall Islands; and Lynn Sutcliff, for the Republic of Palau.

Subcommittee will meet again tomorrow.

MILITARY PAY

Committee on Armed Services: Subcommittee on Manpower and Personnel in closed session approved for full committee consideration with amendments S. 1181, increasing the pay, allowances, and benefits for members of the uniformed services.

NOMINATIONS

Committee on Banking, Housing and Urban Affairs: Committee concluded hearings on the nominations of William A. Niskanen, Jr., of California, to be a Member of the Council of Economic Advisers, Antonio Monroig, of Peurto Rico, Stephen J. Bollinger, of Ohio, Stephen May, of New York, and Judith L. Tardy, of Virginia, each to be an Assistant Secretary of Housing and Urban Development, and Lawrence J. Brady, of New Hampshire, to be an Assistant Secretary of Commerce, after the nominees testified and answered questions in their own behalf. Mr. Niskanen was introduced by Senator Hayakawa; Mr. Monroig was introduced by Senator Baker and Resident Commissioner Corrada; Mr. Bollinger was introduced by Senator Glenn; Mr. May was introduced by Senator D'Amato; and Mr. Brady was introduced by Senator Rudman.

BUDGET RECONCILIATION

Committee on Environment and Public Works: Committee agreed on recommendations which it will make to the Budget Committee on changes in law to achieve cost savings required by the committee's reconciliation instructions pursuant to H. Con. Res. 115, the First Congressional Budget Resolution.

CLEAN AIR ACT

Committee on Environment and Public Works: Committee continued oversight hearings on the implementation of the Clean Air Act on air quality modeling and enforcement, receiving testimony from Joseph A. Tikvart, Chief, Source Receptor Analysis Branch, Office of Air Quality Planning and Standards, Environmental Protection Agency; James R. Mahoney, ERT, Incorporated, Concord, Massachusetts; Michael D. Williams, John Muir Institute of Environmental Studies, Santa Fe, New Mexico; Jeffrey G. Miller, Bergson, Borkland, Margolis and Adler, and Howard I. Fox, Sierra Club Legal Defense Fund, both of Washington, D.C.; George C. Freeman, Jr., Hunton and Williams, Richmond, Virginia; William M. Eichbaum, Maryland Department of Health and Mental Hygiene, Baltimore; and Harold F. Britton, R. R. Donnelley & Sons Company, Chicago, Illinois, on behalf of the Printing Industries of America.

Hearings continue tomorrow.

TUITION TAX CREDITS

Committee on Finance: Subcommittee on Taxation and Debt Management concluded hearings on S. 550, providing a Federal income tax credit for tuition paid for elementary, secondary, college, or vocational education, after receiving testimony from Terrell H. Bell, Secretary of Education; Most Reverend James P. Lyke, Auxiliary Bishop of Cleveland, Ohio, representing the United States Catholic Conference; Thomas Vitullo-Martin, Metroconomy, Inc., Rabbi Morris Sherer, Agudath Israel of America, Harold J. T. Isenberg, Federation of Catholic Teachers, Rabbi Bernard Goldenberg, National Society of Hebrew Day Schools, Wallie Simpson, Lower East Side Community School, Inc., Jeanne S. Frankl, New York City Citizens Against Tuition Tax Credits, Lydia Kess, representing the National Jewish Commission on Law and Public Affairs, and Jacob I. Friedman, all of New York City; James S. Coleman, University of Chicago, and Rabbi Chaim Dov Keller, Beth Jacob Elementary School, both of Chicago, Illinois; Jack Clayton, American Association of Christian Schools, Normal, Illinois; Michael T. Ruiter, Christian Schools International, Grand Rapids, Michigan; Kirby J. Ducote, Citizens for Educational Freedom, New Orleans, Louisiana; Mary M. Patnaude, New Jersey Right to Educational Choice Committee, Inc., Westfield; Timothy O'Brien, Catholic League for Religious and Civil Rights, Milwaukee, Wisconsin; William P. Gallagher, New York State Federation of Catholic School Parents, Binghampton; James O. Phillips, Christian Schools of Michigan, Flint; J. Wayne Hammond, Accelerated Christian Education, Inc., Lewisville, Texas; and William A. Sadlier, Annapolis, Maryland; Mona Hanford, Bethesda, Mary-

land; Gail West, Orlanda, Florida; Juanita Ramirez, Irving, Texas; Wallace G. Tolman, Jr., Manassas, Virginia; Joseph E. Horton, Leesburg, Virginia; Jerry Falwell, The Moral Majority, Inc., Lynchburg, Virginia; Willard McGuire, National Education Association, Dorothy Shields, representing the American Federation of Teachers, William Billings, National Christian Action Coalition, Joan E. Reinthaler, The Sidwell Friends School, Abigail Wiebenson, Georgetown Day School, and Grace Baisinger, National Coalition for Public Education, all of Washington, D.C.; and Claudia Waller, Alexandria, Virginia, representing the National School Boards Association.

NOMINATION

Committee on Foreign Relations: Committee resumed closed hearings in evening session on the nomination of Ernest W. Lefever, of Maryland, to be Assistant Secretary of State for Human Rights and Humanitarian Affairs, where the nominee testified further and answered questions in his own behalf.

LAW OF THE SEA TREATY

Committee on Foreign Relations: Subcommittee on Arms Control, Oceans and International Operations, and Environment concluded hearings on the pending negotiations of the Law of the Sea Treaty (Ex. N, 86th Cong., 1st sess.), after receiving testimony from James L. Malone, Assistant Secretary of State for Oceans and International Environmental and Scientific Affairs.

TRADE ORGANIZATION POLICY

Committee on Governmental Affairs: Committee held hearings on S. 970, establishing within the Federal Government a Department of International Trade and Investment, and to investigate government objectives in international trade and investment policy, receiving testimony from Lionel Olmer, Under Secretary of Commerce for International Trade; David R. MacDonald, Deputy U.S. Trade Representative; Harry Kopp, Acting Assistant Secretary of State for Economic and Business Affairs; and Former Senator Adlai Stevenson, Washington, D.C.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 48 public bills, H.R. 3783–3831; 5 private bills, H.R. 3832–3836; and 6 resolutions, H.J. Res. 278 and 279, and H. Res. 147–150 were introduced.

Pages 11631–11632

Reports Filed: Reports were filed as follows:

H. Res. 147, providing for the consideration of H.R. 3462, to authorize appropriations to carry out the activities of the Department of Justice for fiscal year 1982 (H. Rept. 97–125);

H. Res. 148, providing for the consideration of H.R. 3480, to amend the Legal Services Corporation Act to provide authorization of appropriations for additional fiscal years (H. Rept. 97–126); and

H. Res. 149, providing for the consideration of H.R. 3238, to amend the Communications Act of 1934, to extend certain authorizations of appropriations contained in such Act relating to public broadcasting (H. Rept. 97–127).

Page 11631

Subpenas: Read a letter from Boyd Alexander, Director, House Information Systems, wherein he advises the House, pursuant to Rule 50, of subpenas directing him to give a deposition and produce documents in the matter of Federal Leasing Inc. vs. underwriters at Lloyd's, et al., U.S. District Court for the District of Maryland.

Page 11501

Supplemental Appropriations and Rescissions: House agreed to the conference report on H.R. 3512, making supplemental and further continuing appropriations for the fiscal year ending September 30, 1981, and rescinding certain budget authority—clearing the measure for Senate action.

House receded from its disagreement and concurred in Senate amendments numbered 13, 25, 33, 37, 40, 100, 101, 103, 115, 131, 157, 159, 164, 190, 191, 192, 193, 194, 195, 198, 222, 223, 226, 228, 237, 245, 246, 253, 255, 259, 261, 262, 264, 266, 273, 277, 278, 280, 282, 290, 294, 295, 296, 297, 298, 299, 300, 301, 302, 303, 304, 305, 306, 307, 308, 311, 312, 313, 314, 339, 343, 357, 361, 366, 367, 368, 369, 370, 371, 372, and 374.

House receded from its disagreement and concurred, with amendment, in Senate amendments numbered 15, 17 (motion agreed to by a yea-and-nay vote of 195 yeas and 178 nays, Roll No. 61), 20, 21, 29, 38, 41, 42, 47, 49, 50, 53, 68, 72, 81, 84, 111, 113, 118, 123, 140, 142, 143, 145, 147, 148, 154, 155, 158, 161, 169, 171, 173, 184, 185, 189, 197, 202, 204, 205, 206, 207, 208, 210, 225, 240, 241, 260, 267, 268, 269, 272, 275, 284, 285, 293, 325, 331, 337, 342, 351, 356, 365, 428, and 429.

Pages 11501–11555

Legislative Program: Majority Whip announced the legislative program for the week of June 8. Agreed to adjourn from Thursday to Monday.

Pages 11556–11557

Italian-American Heritage: House agreed to H. Res. 145, expressing the sense of the House of Representatives that the week commencing on June 7,

1981, should be designated as "National Italian-American Heritage Week".

Pages 11557-11558

Military Construction Authorizations: By a yea-and-nay vote of 311 yeas to 36 nays, Roll No. 64, the House passed H.R. 3455, to authorize certain construction at military installations for fiscal year 1982.

Agreed to:

An amendment, as amended, that prohibits obligation or expenditure of appropriations for the MX missile system until the President informs Congress of a specific basing mode, the Secretary of Defense submits a report to Congress comparing basing modes and their impact on states and local communities, and sixty days elapse without congressional resolutions of disapproval;

An amendment that increases by $9 million the authorization for MacDill Air Force Base, Florida;

An amendment that increases by $9 million the total amount authorized for public works projects for the Air Force;

An amendment that requires the Secretary of the Army to maintain existing district offices of the Army Corps of Engineers within 25 miles of each major defense port within the continental United States; and

An amendment that authorizes the Secretary of the Army to convey certain land to Long Beach, California.

Rejected:

An amendment that sought to delete $29.7 million for land acquisition at Fort Carson, Colorado (rejected by a recorded vote of 175 ayes to 209 noes, with 1 voting "present", Roll No. 62); and

An amendment that sought to repeal the authorization for construction of binary nerve gas production facilities at Pine Bluff Arsenal, Arkansas (rejected by a recorded vote of 135 ayes to 220 noes, with 1 voting "present", Roll No. 63).

The Clerk was authorized to make technical corrections, including section numbers, punctuation and cross references in the engrossment of the bill.

H. Res. 144, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Pages 11558-11608

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of June 10.

Page 11609

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 11634.

Quorum Calls—Votes: Two yea-and-nay votes and two recorded votes developed during the proceedings of the House today and appear on pages 11515, 11577-11578, 11604, 11607-11608. There were no quorum calls.

Adjournment: Adjourned at 6:30 p.m.

Committee Meetings

BUDGET RECONCILITION

Committee on Agriculture: Continued to meet to consider reconciliation measures to meet requirements of the Budget Resolution.

Will continue June 9.

LAND GRANT COLLEGES

Committee on Agriculture: Subcommittee on Department Operations, Research and Foreign Agriculture approved for full Committee action as amended H.R. 1309, to provide grants to the 1890 land grant colleges, including Tuskegee Institute, for the purpose of assisting these institutions in the purchase of equipment and land, and the planning, construction, alteration, or renovation of buildings to strengthen their capacity for research in the food and agricultural sciences.

Prior to this action, the Subcommittee held a hearing on this legislation. Testimony was heard from Representatives Ford of Tennessee and de la Garza: departmental and public witnesses.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense and the Subcommittee on State, Justice, Commerce, Judiciary, met in executive session to hold a joint hearing on Diplomatic Telecommunications Service. Testimony was heard from officials from the Department of State and the Central Intelligence Agency.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on the National Park Service. Testimony was heard from James G. Watt, Secretary of the Interior.

DEFENSE OFFICER PERSONNEL MANAGEMENT ACT; BUDGET RECONCILIATION

Committee on Armed Services: Subcommittee on Military Personnel and Compensation approved for full Committee action legislation to be introduced making technical corrections to Public Law 96-513, the Defense Office Personnel Management Act.

Prior to this action, the Subcommittee held a hearing on this legislation. Testimony was heard from Maj. Gen. R. Dean Tice, U.S. Army, Deputy Assistant Secretary (Military Personnel Policy), Department of Defense.

The Subcommittee also approved for full Committee action reconciliation recommendations required under the First Concurrent Budget Resolution.

STOCKPILE LEGISLATION

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials approved for full Committee action Stockpile legislation to be introduced in lieu of the following bills: H.R. 2603, to authorize appropriations for the purchase of certain strategic and critical materials for storage in the National Defense Stockpile under the Strategic and Critical Materials Stock Piling Act; H.R. 2784, to authorize the disposal of a certain quantity of silver from the National Defense Stockpile; H.R. 2912, to authorize appropriations for the acquisition of strategic and critical materials for the national defense stockpile and to authorize the disposal of certain materials currently held in the stockpile; and H.R. 3364, National Minerals Security Act of 1981.

Prior to this action, the Subcommittee concluded hearings on his legislation. Testimony was heard from Representative Santini and public witnesses.

FINANCIAL INSTITUTIONS

Committee on Banking, Finance and Urban Affairs: Subcommittee on General Oversight and Renegotiation continued hearings to discuss the federal structure for examining financial institutions. Testimony was heard from J. Charles Partee, Governor, Federal Reserve System and Charles E. Lord, Acting Comptroller of the Currency, Department of the Treasury.

FOREIGN MISSIONS

Committee on the District of Columbia: Held a hearing on Section 2 (location of foreign missions in the Distrct of Columbia) and related provisions of H.R. 3518, Department of State Authorization Act, fiscal years 1982 and 1983. Testimony was heard from the following officials of the Government of the District of Columbia: Marion Barry, Mayor; Arrington Dixon, Chairman, City Council; Walter B. Lewis, Chairman, Zoning Commission; Constance Fortune, Chairwoman, Board of Zoning Adjustments; and Helen Scharf, Chairman, National Capital Planning Commission; James Michel, Acting Legal Adviser, Department of State and Elliot Carroll, Executive Assistant, Architect of the Capitol.

NRC AUTHORIZATION

Committee on Energy and Commerce: Ordered reported as amended H.R. 2330, to authorize appropriations to the Nuclear Regulatory Commission in accordance with section 261 of the Atomic Energy Act of 1954, as amended, and section 305 of the Energy Reorganization Act of 1974, as amended.

TRIS-TREATED FABRICS

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations concluded hearings on the use and distribution of tris-treated fabrics. Testimony was heard from public witnesses.

CONSUMER TIRE REGISTRATION AND PUBLIC NOTICE IMPROVEMENT ACT

Committee on Energy and Commerce: Subcommittee on Telecommunications, Consumer Protection, and Finance held a hearing on H.R. 1508, Consumer Tire Registration and Public Notice Improvement Act. Testimony was heard from the following officials of the National Highway Traffic Safety Administration, Department of Transportation: Michael Finkelstein, Associate Administrator for Rule Making and Frank Berndt, Chief Counsel and public witnesses.

RAOUL WALLENBERG

Committee on Foreign Affairs: Subcommittee on Europe and the Middle East and the Subcommittee on Human Rights and International Organizations approved for full Committee action H.J. Res. 220, proclaiming Raoul Wallenberg to be an honorary citizen of the United States, and requesting the President to ascertain from the Soviet Union the whereabouts of Raoul Wallenberg and to secure his return to freedom.

Prior to this action, the Subcommittee held a hearing on this resolution. Testimony was heard from Senator Pell; Representatives Fenwick, Lantos and Kemp and public witnesses.

MF BROADCASTING

Committee on Foreign Affairs: Subcommittee on International Operations held a hearing on Region 2 Administrative Radio Conference on MF (Medium Wave Frequency) Broadcasting. Testimony was heard from James L. Buckley, Under Secretary of State for Security Assistance, Science and Technology; William Salmon, Senior Adviser for Science and Technology, Department of State; from the following officials of the Federal Communications Commission: Mark S. Fowler, Chairman and Commissioners Robert E. Lee; James Quello; Abbott Washburn; Joseph Fogarty and Ann Jones and public witnesses.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on Public Lands and National Parks held a hearing on the following measures: H.R. 772, to provide for the retention of the name of Mount McKinley; H.R. 2218, to direct the Secretary of Agriculture to convey certain National Forest System lands in the State of Nevada; H.R. 2820, to provide that certain lands constituting part of the El Dorado National Forest be conveyed to certain persons who purchased and held such lands in good faith reliance on an inaccurate surveyor's map; and H.J. Res. 207, to require the Secretary of the Interior to place a plaque at the United States Marine Corps War Memorial honoring Joseph Rosenthal, photographer of

the scene depicted by the Memorial. Testimony was heard from Representatives Regula, Santini and John Burton; Ira Hutchison, Deputy Director, National Park Service, Department of the Interior; Raymond M. Housley, Deputy Chief, National Forest System, USDA, and public witnesses.

WATER RESOURCES DEVELOPMENT ACT AMENDMENTS

Committee on Interior and Insular Affairs: Subcommittee on Water and Power Resources held a hearing on H.R. 3432, to amend the Water Resources Development Act of 1974 relating to planning and evaluating water resources projects. Testimony was heard from Garrey Carruthers, Assistant Secretary of the Interior and public witnesses.

DOD AUTHORIZATION

Committee on the Judiciary: Subcommittee on Crime approved for full Committee action as amended, H.R. 3519, Department of Defense Authorization Act, 1982.

IMMIGRATION AND NATIONALITY ACT AMENDMENTS

Committee on the Judiciary: Subcommittee on Immigration, Refugees, and International Law held a hearing on H.R. 2043, Immigration and Nationality Act Amendments of 1981 (Immigration Efficiency bill). Testimony was heard from Ambassador Diego C. Asencio, Assistant Secretary of State for Consular Affairs; Doris Meissner, Acting Commissioner, Immigration and Naturalization Service, Department of Justice; Dr. Robert Graham, Acting Administrator, Health Resources Administration, Department of Health and Human Services, and Normand Poirier, Acting General Counsel, International Communication Agency.

OVERSIGHT

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography and the Subcommittee on Fisheries and Wildlife Conservation and the Environment held an oversight hearing on Ocean's Assimilative Capacity for Wastes and Ocean Dumping Deadline. Testimony was heard from Representatives Lent and Scheuer; James P. Walsh, Acting Administrator, NOAA, Department of Commerce; Steven Schatzow, Deputy Assistant Administrator for Water, Regulations and Standards; John Knauss, Acting Chairman, National Advisory Committee on Oceans and Atmosphere and public witnesses.

FEDERAL EMPLOYEES HEALTH BENEFITS PROGRAM

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employment Benefits concluded oversight hearings on proposed changes in the Federal Employees Health Benefits Program (FEHBP). Testimony was heard from Representatives Ottinger and Barnes and public witnesses.

DEPARTMENT OF JUSTICE AUTHORIZATION

Committee on Rules: Granted an open rule providing one hour of debate on H.R. 3462, Department of Justice Appropriation Authorization Act, Fiscal Year 1982. Testimony was heard from Chairman Rodino and Representative McClory.

LEGAL SERVICES CORPORATION ACT AMENDMENTS

Committee on Rules: Granted an open rule providing one hour of debate on H.R. 3480, Legal Services Corporation Act Amendments of 1981. Testimony was heard from Representatives Kastenmeier, McClory, Railsback, Butler, and Sawyer.

PUBLIC BROADCASTING AMENDMENTS ACT

Committee on Rules: Granted an open rule providing one hour of debate on H.R. 3238, Public Broadcasting Amendments Act of 1981. Testimony was heard from Representatives Wirth and Collins of Texas.

HEALTH INFORMATION SYSTEMS

Committee on Science and Technology: Subcommittee on Science, Research and Technology and the Subcommittee on Natural Resources, Agriculture Research and Environment concluded joint hearings on Health Information Systems. Testimony was heard from Dr. Sidney Siegel, Administrator, Chemical Substances Information Network, EPA; Col. John W. McGinnis and Col. Rudolph G. Bickel, both from the Tri-Service Medical Information Systems Program Office, Department of Defense and Dr. Edward N. Brandt, Jr., Assistant Secretary for Health, Department of Health and Human Services.

MINORITY BUSINESS PROCUREMENT PROGRAM

Committee on Small Business: Subcommittee on SBA and SBIC Authority, Minority Enterprise, and General Small Business Problems, continued hearings on changes in the 8(a) Minority Business Procurement Program. Testimony was heard from Representative Evans of Georgia and public witnesses.

Hearings continue June 10.

NARCOTICS CASES

Select Committee on Narcotics: Held a hearing on sentencing practices and alternatives in narcotics cases. Testimony was heard from J. Marshall Coleman, Attorney General, State of Virginia; Jim Smith, Attorney General, State of Florida; Joe Casey, Chief of Police, Nashville, Tennessee; William L. Hungate,

Judge, U.S. District Court, Missouri and a public witness.

♦♦♦♦♦♦♦♦♦♦♦♦

Monday, June 8, 1981

Senate

Chamber Action

Routine Proceedings, pages 11689–11712

Bills Introduced: Eight bills and resolutions were introduced, as follows: S. 1338–1345.

Page 11700

Bills Reported: Reports were made as follows:

Reported on June 5, during recess of the Senate:

S. Res. 136, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 508, authorizing funds for fiscal years 1982, 1983, 1984, and 1985, supplemental funds for fiscal year 1981, and authorizing new spending authority for fiscal years 1981 through 1985 for airport and airway system development programs.

S. Res. 149, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 1007, authorizing funds for fiscal years 1982 through 1985 for the Food Stamp program.

Reported today:

S. 893, extending for four years the reorganization authority of the President, with amendments, (with additional views). (S. Rept. No. 97–132).

Page 11700

Fur Seals Treaty/Agreement: A unanimous consent agreement was reached concerning consideration of Ex. S. 96–2, 1980 Protocol Amending the Interim Convention on Conservation of North Pacific Fur Seals, on Thursday, June 11.

Page 11694

Nominations:

Page 11712

Crocker Nomination: Senate considered the nomination of Chester A. Crocker, of the District of Columbia, to be an Assistant Secretary of State, with a vote to occur thereon not earlier than 2 p.m., on Tuesday, June 9.

Pages 11679–11698

Rashish Nomination/Agreement: Senate reached a further unanimous consent agreement on the consideration of the nomination of Myer Rashish, of the District of Columbia, to be Under Secretary of State for Economic Affairs.

Pages 11696–11697

Confirmations: Senate confirmed the following nominations:

Charles Z. Wick, of California, to be Director of the International Communication Agency.

Page 11712

Frederick M. Bush, of Texas, to be Assistant Secretary of Commerce for Tourism.

Page 11712

Presidential Message: On June 5, during the recess, Senate received a message from the President transmitting the 1976 annual report on occupational safety and health activities. Referred to the Committee on Labor and Human Resources. (PM–58). Page 11700

Nominations: On June 5, during the recess, Senate received the following nominations:

Donna Pope, of Ohio, to be Director of the Mint.

Thomas P. Melady, of Connecticut, to be Assistant Secretary for Postsecondary Education, Department of Education.

John H. Rodriguez, of Virginia, to be Deputy Under Secretary for Intergovernmental and Interagency Affairs, Department of Education.

Messages From the President: Page 11700

Messages From the House: Page 11700

Measures Referred: Page 11700

Statements on Introduced Bills: Pages 11700–11709

Committee Authority To Meet: Pages 11709–11710

Additional Statements: Pages 11709–11712

Nominations: Page 11712

Confirmations: Page 11712

Recess: Senate convened at 12 noon, and recessed at 2:31 p.m. until 11 a.m., on Tuesday, June 9, 1981. (For Senate's program see remarks of Senator Baker in today's RECORD on page 11712.)

Committee Meetings

NOMINATIONS AND BUDGET RECONCILIATION

Committee on Agriculture, Nutrition, and Forestry: On Friday, June 5, the committee ordered favorably reported the nominations of Richard E. Lyng and Mary C. Jarratt, both of Virginia, and Frank W. Naylor, Jr., of California, each to be a Member of the Board of Directors of the Commodity Credit Corporation.

Also, committee agreed on recommendations which it will make ot the Budget Committee on changes in law to achieve cost savings required by the committee's reconciliation instructions pursuant to H. Con. Res. 115, the First Congressional Budget Resolution.

APPROPRIATIONS—BUREAU OF MINES/ FINE ARTS/NATIONAL GALLERY

Committee on Appropriations: On Friday, June 5, Subcommittee on the Interior and Related Agencies concluded hearings on proposed budget estimates for fiscal year 1982 for the Department of the Interior and certain related agencies, after receiving testimony in behalf of funds for their respective activities from Hermann Enzer, Acting Director, Bureau of Mines, Department of the Interior; and in behalf of funds for the Fine Arts Commission and the National Gallery of Art from J. Carter Brown, Chairman and Director, respectively.

WASTE WATER TREATMENT CONSTRUCTION GRANTS

Committee on Environment and Public Works: Subcommittee on Environmental Pollution began oversight hearings on the implementation of the municipal waste water treatment construction grants program of the Clean Water Act, and hearings on S. 975, revising and extending for one year certain provisions of the Federal Water Pollution Control Act, and related proposals, receiving testimony from John Hernandez, Deputy Administrator, Environmental Protection Agency.

Hearings continue on Wednesday, June 10.

WATER RESOURCES POLICY

Committee on Environment and Public Works: Subcommittee on Water Resources began hearings on S. 621, authorizing funds for the development of certain water resources projects, and to review existing water resources policy and water problems, receiving testimony from William R. Gianelli, Assistant Secretary of the Army for Civil Works; and Gary Carruthers, Assistant Secretary of the Interior for Land and Water Resources.

Subcommittee will meet again on Friday, June 12.

CLEAN AIR ACT

Committee on Environment and Public Works: On Friday, June 5, Committee continued hearings on the implementation of the Clean Air Act, receiving testimony on its impact on the nonferrous industry from Edward Reich, Director, Stationary Source Enforcement Division, and David Rochlin, Attorney Advisor, both of the Office of Enforcement, and Tod Joseph, Assistant General Counsel, all of the Environmental Protection Agency; David Swan, Kennecott Copper Corporation, Stamford, Connecticut; Matthew Scanlon, Phelphs Dodge Corporation, Emil Romagnoli, American Smelting and Refining Company, both of New York City; David Riddinger, Newmont Mining Company, Washington, D.C.; and Priscilla Robinson, Southwest Environmental Service, Tucson, Arizona.

Hearings continue on Tuesday, June 9.

ENERGY TAXES

Committee on Finance: Subcommittee on Energy and Agricultural Taxation held hearings on the following energy-related tax proposals:

S. 448, exempting fuels used by intercity, local and school buses from the Federal motor fuel excise tax, receiving testimony from Norman R. Sherlock, American Bus Association, Washington, D.C.;

S. 498, providing a tax credit to home builders for the construction of residences containing passive solar energy systems, receiving testimony from Tom Gibson, representing Passive Solar Industries Council, Alexandria, Virginia; Harry Pryde, Seattle, Washington, representing the National Association of Home Builders; Judith Johnsrud, State College, Pennsylvania, representing Solar Lobby; Pascal DeLaquil, Jr., Architectural Aluminum Manufacturers Association, Delmont, Pennsylvania; Joan Baggett, International Union of Bricklayers and Allied Craftsman, Washington, D.C.; Nissie Grossman, Grossman's, Braintree, Massachusetts; and Thomas G. Rouse, National Association of Solar Contractors, Aspen, Colorado;

S. 307, exempting interests held by residential child care agencies from the Windfall Profit tax, receiving testimony from Paul Nunnery, Baptist Children's Village, Jackson, Mississippi; Ian Morrison, National Association of Homes for Children, Millbrook, New York; and Arlin Ness, Starr Commonwealth for Boys, Albion, Michigan; and

S. 725, expanding the category of shale oil property eligible for the energy investment credit, receiving testimony from John Hopkins, Union Oil Company of California, Los Angeles; and Pete Korth, Gulf Oil Corporation, Denver, Colorado.

Hearings were recessed subject to call.

ESTATE TAXES

Committee on Finance: On Friday, June 5, Subcommittee on Estate and Gift Taxation resumed hearings on S. 404, S. 395, S. 858, S. 574, S. 23, S. 557, and S. 955, proposals to revise the estate and gift tax laws and minimize the burden on small and moderate-size estates, receiving testimony from Carl T. Curtis, Nelson & Harding, Al Ullman, Ullman Consultants, James D. McKevitt, National Federation of Independent Business, Peter Nelson, Agricultural Trade Council, Robert L. Spence, National Committee to Preserve the Family Business, Herbert Liebenson, National Small Business Association, H. Steward Dunn, Jr., Ivins, Phillips & Barker, Stephen Wolf, National Family Business Council, David Raboy, Institute for Research on the Economics of Taxation, Ray M. Stroupe, National Tax Equality Association, David Keating, National Taxpayers Union, and Lynn E. Stalbaum, National Milk Producers Federation, all of Washington, D.C.; William H. Stimpson,

Gulf Lumber Company, Mobile, Alabama representing the Forest Industries; Donald Knutson, Minnesota Farmers Union, St. Paul; Douglas S. Keyt, The Northern Trust Company, W. Timothy Baetz, Chicago Bar Association, Randall J. Gingiss, Continental Bank, and William P. Sutter and Robert M. Bellatti, both representing the Illinois State Bar Association, all of Chicago, Illinois; Robert S. Weil, Weil Brothers Cotton, Inc., Montgomery, Alabama; William M. Schuler, Birmingham, Alabama; Gerald P. Moran, College of William and Mary, Williamsburg, Virginia; Harvie Branscomb, Corpus Christi, Texas, Edward N. Delaney, Washington, D.C., and Malcolm A. Moore, Seattle, Washington, all representing the American Bar Association; John A. Wallace, Atlanta, Georgia, on behalf of the American College of Probate Counsel; and Ben Wallis, San Antonio, Texas.

Hearings were recessed subject to call.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of Thomas O. Enders, of Connecticut, to be Assistant Secretary of State for Inter-American Affairs, and J. William Middendorf, II, of Virginia, to be the Permanent Representative of the United States of America to the Organization of American States, after the nominees testified and answered questions in their own behalf. Mr. Enders was introduced by Senator Dodd.

BUSINESS MEETING

Committee on Foreign Relations: On Friday, June 5, Committee held a business meeting where it took the following actions:

Ordered favorably reported the nominations of Craig A. Nalen, of Florida, to be President of the Overseas Private Investment Corporation, Carlton S. Coon, Jr., of New Hampshire, to be Ambassador to the Kingdom of Nepal, Ronald D. Palmer, of Maryland, to be Ambassador to Malaysia, and a Foreign Service Officer Promotion list dated May 20, 1981; and

Ordered favorably reported an original executive resolution providing for the return to the President, as requested, the East Coast Fishery Resources Agreement with Canada (Ex. V, 96th Cong., 1st sess.).

Also, the committee ordered reported, unfavorably, the nomination of Ernest W. Lefever, of Maryland, to be Assistant Secretary of State for Human Rights and Humanitarian Affairs.

AUTHORIZATIONS—CRIMINAL JUSTICE SYSTEM

Committee on the Judiciary: Subcommittee on Criminal Law resumed hearings on S. 186, authorizing funds through fiscal year 1988 for the Department of Justice to provide assistance to State and local governments for the improvement of the States criminal justice system, receiving testimony from Richard B. Geltman, National Criminal Justice Association, Ferris E. Lucas, National Sheriffs' Association, William E. Ready, National Association of Counties, and Richard C. Conklin, American Institute of Architects, all of Washington, D.C.; Sheriff William Lucas, Detroit, Michigan; William Robinson, Allegheny County Prison Board, Pittsburgh, Pennsylvania; Norman Darwick, International Association of Chiefs of Police, Gaithersburg, Maryland; and David Braunschneider, International Halfway House Association, Alexandria, Virginia.

Hearings were recessed subject to call.

NOMINATIONS

Committee on the Judiciary: On Friday, June 5, the committee approved for reporting the nominations of David L. Russell, to be U.S. Attorney for the Western District of Oklahoma, Francis A. Keating, II, to be U.S. Attorney for the Northern District of Oklahoma, and Robert A. McConnell, of Arizona, to be an Assistant Attorney General.

SMITHSONIAN INSTITUTION—SOUTH GARDEN

Committee on Rules and Administration: Committee concluded hearings on S. 778, authorizing additional funds to plan for the development of the area south of the original Smithsonian Institution Building (South Garden Quadrangle), after receiving testimony from S. Dillon Ripley, Secretary, and Tom L. Peyton, Jr., Director of Facilities Services, both of the Smithsonian Institution; and Jean Paul Carlhian, Shipley, Bulfinch, Richardson and Abbott, Boston, Massachusetts.

House of Representatives

Chamber Action

Bills Introduced: 12 public bills, H.R. 3837–3848; and 2 resolutions, H. Con. Res. 142, and H. Res. 151 were introduced.

Page 11746

Report Filed: One report was filed as follows: Report of the Committee on House Administration entitled "Allocation of Budget Totals by Program" (H. Rept. 97–128).

Page 11746

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Wright as the Speaker pro tempore for today.

Page 11713

Committee Resignation: Read and accepted a letter of resignation from Representative Peyser wherein he resigns from the Committee on Post Office and Civil Service.

Page 11714

Committee Election: Agreed to H. Res. 151, electing Representative Hoyer to the Committees on Banking, Finance and Urban Affairs and Post Office and Civil Service.

Page 11714

Presidential Message—OSHA: Received and read a message from the President wherein he transmits the 1976 calendar year report on occupational safety and health activities of the Department of Labor—referred to the Committee on Education and Labor.

Pages 11714–11715

Suspensions: House voted to suspend the rules and pass the following:

Export Administration authorization: H.R. 3567, to authorize appropriations for the fiscal years 1982 and 1983 to carry out the purposes of the Export Administration Act of 1979; and

Pages 11717–11722

Arms control and disarmament authorization: H.R. 3467, to authorize appropriations under the Arms Control and Disarmament Act.

Pages 11722–11724

Suspensions—Votes Postponed: House completed all debate on motions to suspend the rules and pass the following bills, on which votes were postponed until Tuesday, June 9:

National Telecommunications and Information Administration authorization: H.R. 3240, to authorize appropriations for fiscal year 1982 for the administration of the National Telecommunications and Information Administration; and

Page 11715

Federal Communications Commission authorization: H.R. 3239, amended, to amend the Communications Act of 1934 to authorize appropriations for the administration of such Act, amended.

Pages 11715–11717

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 11745

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Adjourned at 1:40 p.m.

Committee Meetings

BUDGET RECONCILIATION

Committee on Banking, Finance and Urban Affairs: Began markup of reconciliation recommendations required under the First Concurrent Budget Resolution.

Will continue tomorrow.

URANIUM ENRICHMENT SERVICES

Committee on Energy and Commerce: On June 5, the Subcommittee on Energy Conservation and Power held a hearing on the recommendations made by the Budget Committee that the formula for establishing the price of uranium enrichment services be based on the fair value concept as opposed to cost recovery. Testimony was heard from William R. Voigt, Jr., Acting Director, Office of Uranium Enrichment and Assessment, Department of Energy; J. Dexter Peach, Director, Energy and Minerals Division, GAO and a public witness.

MEDICAL PROGRAMS

Committee on Energy and Commerce: On June 5, the Subcommittee on Health and the Environment held a hearing on the Administration's Health Care Financing Amendments of 1981, the Senate Finance Committee's proposals to amend the Medicaid program, related legislation, and alternative proposals for achieving savings in the Medicaid program. Testimony was heard from public witnesses.

COMMERCIALIZING UNIVERSITY BIOMEDICAL RESEARCH

Committee on Science and Technology: Subcommittee on Investigations and Oversight and the Subcommittee on Science, Research and Technology held a joint hearing on Commercializing University Biomedical Research. Testimony was heard from departmental and public witnesses.

Hearings continue tomorrow.

NATIONAL NARCOTICS LAW ENFORCEMENT POLICY

Select Committee on Narcotics Abuse and Control: On June 5, the Task Force on Law Enforcement held a hearing on national narcotics law enforcement policy. Testimony was heard from Representative Hughes and law enforcement officials from various cities.

Joint Meetings

EMPLOYMENT/UNEMPLOYMENT

Joint Economic Committee: On Friday, June 5, committee held hearings on the employment/unemployment figures for the month of May, receiving testimony from Janet L. Norwood, Commissioner of Labor Statistics, Department of Labor.

Also, committee held hearings on certain labor efforts on productivity of the American economy, receiving testimony from Donald Ephlin, United Auto Workers, Detroit, Michigan.

Committee recesses subject to call.

CASH DISCOUNTS

Conferees of the Senate Committee on Labor and Human Resources and House Committee on Energy and Commerce met to resolve the differences with respect to Section 303 of Senate Amendment No. 10, permitting the nomination of a Surgeon General who may be more than 64 years of age, of H.R. 31, permitting merchants to offer unlimited discounts to cash-paying customers, and providing a 3-year extension of law prohibiting merchants from penalizing credit card customers by imposing surcharges made by credit cards, did not complete action thereon, and will meet again on Monday, June 15.

♦♦♦♦♦♦♦♦♦♦♦♦

Tuesday, June 9, 1981

Senate

Chamber Action

Routine Proceedings, pages 11765–11849

Bills Introduced: Three bills and four resolutions were introduced, as follows: S. 1346–1348, S.J. Res. 87–88, and S. Res. 150–151.

Pages 11819–11820, 11829–11828

Bills Reported: Reports were made as follows:

S. 63, providing environmental compliance date extensions for steelmaking facilities on a case-by-case basis to facilitate modernization, with amendments. (S. Rept. No. 97–133)

Special report entitled "First Monetary Policy Report for 1981" (S. Rept. No. 97–134).

Page 11819

Measures Passed:

National Softball Week: Senate passed S.J. Res. 88, designating the week commencing June 14, 1981, as "National Softball Week."

Page 11768

Budget Waiver: Senate agreed to S. Res. 149, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 1007, authorizing funds for fiscal years 1982 through 1985 for the Food Stamp program.

Page 11787

Seaward Boundary Agreement: Senate passed S. 1033, establishing a lateral seaward boundary between the States of North Carolina and South Carolina.

Page 11846

Food Stamps and Commodity Distribution: Senate began consideration of S. 1007, authorizing funds for fiscal years 1982 through 1985 for the Food Stamp program, with a committee amendment in the nature of a substitute, and additional amendments proposed thereto as follows:

(1) Modified Symms unprinted amendment No. 139 (printed amendment No. 63), reinstating the purchase requirement for food stamps.

Page 11804

(2) Helms unprinted amendment No. 140 (printed amendment No. 64), eliminating the requirement to periodically adjust the amount of the standard deduction and the excess shelter deduction.

Page 11811

A unanimous consent agreement was reached concerning further consideration of the bill and amendments proposed thereto, with a vote on passage to occur on Wednesday, June 10, at not later than 7 p.m.

Page 11786

Pages 11787–11815

Presidential Message: Under the authority of section 1014(a) of the Congressional Budget Act of 1974, on June 8, 1981 during the recess, Senate received a message from the President reporting four proposals to rescind a total of $114.1 million in budget authority previously provided by the Congress, affecting programs in the Environmental Protection Agency and the National Endowments for the Arts and Humanities. Referred jointly to the Committees on Appropriations, Budget, Environment and Public Works, and Labor and Human Resources. (PM–59)

Page 11817

Confirmations: By a vote of 84 yeas to 7 nays, Senate confirmed the nomination of Chester A. Crocker, of the District of Columbia, to be an Assistant Secretary of State.

Pages 11772–11784

Senate also confirmed the nomination of Fred J. Villella, of California, to be an Associate Director of the Federal Emergency Management Agency.

Page 11849

Nominations: Senate received the following nominations:

Dean E. Fischer, of Virginia, to be an Assistant Secretary of State.

Vernon A. Walters, of Florida, to be Ambassador at large. H. Monroe Browne, of California, to be Ambassador to New Zealand, and to serve concurrently as Ambassador to Western Samoa.

Edward J. Philbin, of California, to be Deputy Assistant Secretary of Defense for Reserve Affairs.

George A. Sawyer, of New Jersey, to be an Assistant Secretary of the Navy.

John V. Graxiano, of Virginia, to be Inspector General, Department of Agriculture.

Warren T. Lindquist, of New York, to be a Member of the Board of Directors of the New Community Development Corporation.

James R. Richards, of Virginia, to be Inspector General of the Department of Energy.

K. William O'Connor, of Virginia, to be Inspector General, Community Services Administration.

William H. Draper, III, of California, to be President of the Export-Import Bank of the United States.

William R. Gianelli, to be a Member of the Board of the Panama Canal Commission.

One Army nomination in the rank of General.

Routine lists of nominations in the Navy and Air Force. Pages 11847–11849

Messages From the President: Page 11817

Messages From the House: Page 11817

Measures Ordered Placed on Calendar: Page 11817

Communications: Pages 11817–11818

Statements on Introduced Bills: Pages 11820–11829

Amendments Submitted for Printing: Pages 11829–11832

Notices of Hearings: Pages 11832–11833

Committee Authority To Meet: Page 11833

Additional Statements: Pages 11833–11846

Nominations: Pages 11847–11849

Confirmations: Page 11849

Record Vote: One record vote was taken today. (Total—139) Pages 11784

Recess: Senate convened at 11 a.m., and recessed at 6:16 p.m., until 10 a.m., on Wednesday, June 10, 1981. (For Senate's program, see remarks of Senator Baker in today's Record on page 11847.)

Committee Meetings

APPROPRIATIONS—D.C. GOVERNMENT

Committee on Appropriations: Subcommittee on the District of Columbia resumed hearings on proposed budget estimates for fiscal year 1982 for the District of Columbia government, receiving testimony in behalf of funds for their respective activities from James A. Buford, Director, Department of Human Services; Robert Johnson, Director, D.C. General Hospital; and Ivanhoe Donaldson, Agency Director, Department of Employment Services, all of whom were accompanied by several of their associates.

Hearings continue on Thursday, June 11.

NOMINATIONS

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nominations of Reese H. Taylor, Jr., of Nevada, to be a Member of the Interstate Commerce Commission, and Bernard J. Wunder, Jr., of Virginia, to be Assistant Secretary of Commerce for Communications and Information, after the nominees testified and answered questions in their own behalf. Mr. Taylor was introduced by Senator Cannon and Mr. Wunder was introduced by Senator Thurmond.

CLEAN AIR ACT

Committee on Environment and Public Works: Committee resumed hearings on the implementation of the Clean Air Act, receiving testimony from Norton Nelson, New York University Medical Center, New York City; George C. Eads, Rand Corporation, Washington, D.C.; Harry H. Hovey, New York Department of Environmental Conservation, Albany; Homer Boushey, University of California, San Francisco; Frank Speizer, Harvard School of Public Health, and Anthony D. Cortese, Massachusetts Department of Environmental Quality Engineering, both of Boston, Massachusetts; and S. Noble Robinson, Mallinckrodt, Incorporated, St. Louis, Missouri.

Hearings continue on Thursday, June 11.

CONSULAR CONVENTION WITH CHINA

Committee on Foreign Relations: Committee concluded hearings on the Consular Convention with the People's Republic of China (Document #97–3), after receiving testimony from John H. Holdridge, Assistant Secretary of State for East Asian and Pacific Affairs, and Horace Shamwell, Deputy Assistant Legal Advisor, Department of State.

GOVERNMENT WASTE, FRAUD AND ABUSE

Committee on Governmental Affairs: Committee held hearings on S. 1120, reducing the amount of funds available to Federal agencies unless the agency has reduced waste, fraud, and abuse to the maximum extent feasible or demonstrates that no waste, fraud, or abuse exists in the administration of programs, receiving testimony from Senators Kasten and Domenici; Morton A. Myers, Director, Program Analysis Division, General Accounting Office; and Len Rippa, National Taxpayers Union, Washington, D.C.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following measures:

S. 114, establishing criteria for the imposition of the death penalty, with amendments; and

S. Res. 141, expressing the sense of the Senate that combating violent crime should be a national priority.

Also, committee agreed on recommendations which it will make to the Budget Committee on changes in law to achieve cost savings required by the committee's reconciliation instructions pursuant

to H. Con. Res. 115, the First Congressional Budget Resolution.

INTELLIGENCE BRIEFING

Select Committee on Intelligence: Committee met in closed session to receive a briefing on intelligence matters, made no announcements, and will meet again on Thursday, June 11.

House of Representatives

Chamber Action

Bills Introduced: 19 public bills, H.R. 3849–3867; 1 private bill, H.R. 3868; and 8 resolutions, H.J. Res. 280 and 281, H. Con. Res. 143–146, and H. Res. 152 and 153 were introduced.

Page 11893

Bills Reported: Reports were filed as follows:

H.R. 1681, amended; H.R. 1785; H.R. 2010; H.R. 2573, amended; and H.R. 2975, amended; all private bills (H. Rept. 97–129 through 97–133, respectively).

Pages 11892–11893

Journal: By a yea-and-nay vote of 344 yeas to 7 nays with 1 voting "present", Roll No. 65, the House approved the Journal of Monday, June 8.

Page 11850

Presidential Message—Budget Rescissions: Received and read a message from the President wherein he reports four proposals to rescind a total of $114.1 million in budget authority affecting programs in the Environmental Protection Agency and the National Endowments for the Arts and Humanities—referred to the Committee on Appropriations and ordered printed (H. Doc. 97–58).

Page 11851

Suspensions: House voted to suspend the rules and pass the following bills debated on Monday, June 8:

National Telecommunications and Information Administration authorization: H.R. 3240, to authorize appropriations for fiscal year 1982 for the administration of the National Telecommunications and Information Administration (passed by a yea-and-nay vote of 369 yeas to 12 nays, Roll No. 66); and

Page 11853

Federal Communications Commission authorization: H.R. 3239, amended, to amend the Communications Act of 1934 to authorize appropriations for the administration of such Act (passed by a yea-and-nay vote of 360 yeas to 21 nays, Roll No. 67).

Pages 11853–11854

Late Report: Committee on Energy and Commerce received permission to file by midnight tonight a report on H.R. 2330, Nuclear Regulatory Commission Authorization.

Page 11854

Justice Authorization: By a yea-and-nay vote of 353 yeas to 42 nays, Roll No. 70, the House passed H.R. 3462, to authorize appropriations to carry out the activities of the Department of Justice for fiscal year 1982.

By a yea-and-nay vote of 357 yeas to 1 nay, Roll No. 68, the House agreed to resolve itself into the Committee of the Whole.

Agreed to the Committee amendment in the nature of a substitute.

Agreed to:

An amendment that requires the Justice Department to notify the Congress when the Department declines to defend a statute of the United States so that Congress can provide counsel to defend the law, and that thereafter the position of the Department be that of representing only the Executive Branch and not that of the United States;

An amendment that forbids the use of funds for any action to require directly or indirectly the transportation of students to a school other than that nearest the student's home (agreed to by a recorded vote of 265 ayes to 122 noes, Roll No. 69); and

An amendment that raises the maximum limit of age to 45 years within which an original appointment may be made to a position as a law enforcement officer.

H. Res. 147, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Pages 11854–11873

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on pages 11894–11897.

Quorum Calls—Votes: Five yea-and-nay votes and one recorded vote developed during the proceedings of the House today and appear on pages 11850, 11853–11854, 11855–11856, 11867, 11872–11873. There were no quorum calls.

Adjournment: Adjourned at 4:50 p.m.

Committee Meetings

BUDGET RECONCILIATION; LAND GRANT COLLEGES

Committee on Agriculture: Ordered reported as amended the following bills: H.R. 3838, to provide changes in legislation to meet reconciliation requirements of the first congressional budget resolution—fiscal year 1982—for the House Committee on Agriculture; and H.R. 1309, to provide grants to the 1890 land grant colleges, including Tuskegee Institute, for the purpose of assisting these institutions in the purchase of equipment and land, and the planning, construction, alteration, or renovation of buildings to strengthen their capacity for research in the food and agricultural sciences.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to hold a hearing on Rapid Deployment Force. Testimony was heard from General Volney Warner, Commander, Readiness Command.

Hearings continue tomorrow.

BUDGET RECONCILIATION

Committee on Banking, Finance and Urban Affairs: Approved reconciliation recommendations pursuant to the First Concurrent Budget Resolution.

BUDGET RECONCILIATION

Committee on Education and Labor: Began markup of reconciliation recommendations pursuant to the First Concurrent Budget Resolution.

Will continue tomorrow.

NATURAL GAS

Committee on Energy and Commerce: Subcommittee on Fossil and Synthetic Fuels concluded hearings on the availability of natural gas. Testimony was heard from Dr. Oswald Girard, Deputy Chief for Oil and Gas, Office of Energy Resources, Geological Survey, Department of the Interior and public witnesses.

HAZARDOUS WASTE MATTERS

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing on Hazardous Waste Matters: a Case Study of Landfill Sites. Testimony was heard from various officials of the State of New Jersey.

NIPPON TELEPHONE AND TELEGRAPH PROCUREMENT AGREEMENT

Committee on Energy and Commerce: Subcommittee on Telecommunications, Consumer Protection, and Finance held a hearing on the implementation of the Nippon Telephone and Telegraph Procurement Agreement. Testimony was heard from Douglas Newkirk, Assistant Trade Representative, Office of the U.S. Trade Representative; Lionel Olmer, Under Secretary, Department of Commerce and public witnesses.

RAOUL WALLENBERG; BUDGET RECONCILIATION

Committee on Foreign Affairs: Ordered reported H.J. Res. 220, proclaiming Raoul Wallenberg to be an honorary citizen of the United States, and requesting the President to ascertain from the Soviet Union the whereabouts of Raoul Wallenberg and to secure his return to freedom.

The Committee also approved reconciliation recommendations pursuant to the First Concurrent Budget Resolution.

UNITED STATES–IRANIAN RELATIONS

Committee on Foreign Affairs: Subcommittee on Europe and the Middle East held a hearing on U.S. Iranian Relations. Testimony was heard from Gen. Robert E. Huyser, Commander-in-Chief, Military Airlift Command, Scott Air Force Base.

DOD AUTHORIZATION, REPORTS

Committee on Government Operations: Ordered reported as amended H.R. 3519, Department of Defense Authorization Act, 1982.

The Committee also adopted the following reports: "Impact of Administration Policies on Department of Energy Enforcement of Oil Pricing Regulations", "Inspecting Operating Nuclear Powerplants: Shortcomings in the Nuclear Regulatory Commission Program," and "Air Traffic Control Computer Failures".

WATER RESOURCES POLICY ACT

Committee on Interior and Insular Affairs: Subcommittee on Water and Power Resources began markup of H.R. 3432, as amended, Water Resources Policy Act of 1981.

Subcommittee recessed subject to call.

DOD AUTHORIZATION; PRIVATE IMMIGRATION BILLS

Committee on the Judiciary: Ordered reported as amended H.R. 3519, Department of Defense Authorization Act, 1982.

The Committee also acted on private immigration bills.

INFORMATION SCIENCE AND TECHNOLOGY ACT

Committee on Science and Technology: Subcommittee on Science, Research and Technology held a hearing on H.R. 3137, Information Science and Technology Act. Testimony was heard from Dr. Steven Lukasik, Chief Scientist, FCC; Col. Wayne Kay, Senior Policy Analyst, Office of Science and Technology Policy and public witnesses.

BUDGET RECONCILIATION

Committee on Small Business: Approved reconciliation recommendations pursuant to the First Concurrent Budget Resolution.

CONRAIL

Committee on Small Business: Subcommittee on Antitrust and Restraint of Trade Activities Affecting Small Business held a hearing on proposed changes in Conrail and their impact on small business. Testimony was heard from Richard J. Schiefelbein, Deputy Administrator, Federal Railroad Administration, Department of Transportation and public witnesses.

MEDICAL CARE MERCHANT SEAMEN

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine held a hearing on H.R. 3223, to eliminate free medical care for merchant seamen, to permit closure of Public Health Service hospitals. Testimony was heard from Representatives Boggs, Oakar and Whitehurst; Edward N. Brandt, Jr., Assistant Secretary for Health, Department of Health and Human Services; Vernon McKenzie, Deputy Assistant Secretary of Defense for Health Affairs; Martin J. Ruebens, Deputy Chief, Office of Health Services, Coast Guard and public witnesses.

BUDGET RECONCILIATION

Committee on Post Office and Civil Service: Approved reconciliation recommendations pursuant to the First Concurrent Budget Resolution.

COMMERCIALIZING UNIVERSITY BIOMEDICAL RESEARCH

Committee on Science and Technology: Subcommittee on Investigations and Oversight and the Subcommittee on Science, Research and Technology concluded joint hearings on Commercializing University Biomedical Research. Testimony was heard from public witnesses.

OVERSIGHT

Committee on Veterans' Affairs: Subcommittee on Oversight and Investigations held an oversight hearing on VA medical program: fire and safety codes in personal care homes, income limits of veterans receiving domiciliary care, and VA medical procurement program. Testimony was heard from Dr. Turner Camp, Associate Deputy Chief Medical Director for Operations, Department of Medicine and Surgery, VA and a public witness.

♦♦♦♦♦♦♦♦♦♦♦♦

Wednesday, June 10, 1981

Senate

Chamber Action

Routine Proceedings, pages 11959–12041

Bills Introduced: Five bills and two resolutions were introduced, as follows: S. 1349–1353, S.J. Res. 89, and S. Con. Res. 21.

Pages 12014–12021

Bills Reported: Reports were made as follows:

S. 255, encouraging American innovation by restoring the patent system as it affects certain products subject to premarket testing by the Federal government.

Page 12013

Measures Passed:

Temporary Exclusion of Foreign Fishing Support Vessels From the Internal Waters of Alaska: Senate passed S. 1337, providing for the temporary exclusion of foreign fishing support vessels from the internal waters of Alaska.

Pages 12036–12039

Food Stamps and Commodity Distribution: By 77 yeas to 17 nays, Senate passed S. 1007, authorizing funds for fiscal years 1982 through 1985 for the Food Stamp program, after agreeing to a committee amendment in the nature of a substitute and taking action on additional amendments proposed thereto as follows:

Adopted:

(1) Boren unprinted amendment No. 142, authorizing the Secretary of Agriculture to conduct pilot projects for the purpose of simplifying the processing of food stamp applications for certain AFDC and SSI recipients.

Page 11966

(2) Boren unprinted amendment No. 143, exempting the elderly and disabled from the income standards of eligibility limitation set at 130 per centum of the poverty income guidelines.

Page 11967

(3) Helms unprinted amendment No. 148, of a technical nature.

Page 11988

Rejected:

(1) By 33 to 66 nays, modified Symms unprinted amendment No. 139 (printed amendment No. 63), reinstating the purchase requirement for food stamps.

Page 11974

(2) By 30 yeas to 69 nays, Helms unprinted amendment No. 140, (printed amendment No. 64), eliminating the requirement to periodically adjust the amount of the standard deduction and the excess shelter deduction.

Page 11975

(3) By 25 yeas to 74 nays, McClure unprinted amendment No. 141, counting as income for purposes of the Food Stamp Act any payments or allowances made to a household for the purpose of providing energy assistance.

Page 11962

(4) By 24 yeas to 74 nays, Melcher unprinted amendment No. 144, allowing only those drug abuse or alcoholic rehabilitation centers to receive food stamps when their total funding is no more than twenty percent from Federal sources.

Page 11973

(5) By 36 yeas to 56 nays, Moynihan unprinted amendment No. 146, delaying the effective date of the block grant for Puerto Rico from April 1, 1982 to October 1, 1982.

Page 11983

(6) By 41 yeas to 53 nays, Leahy-Dole unprinted amendment No. 147, providing that the authorization ceiling for each fiscal year be adjusted upward or downward on each succeeding April 1 by (a) $150 million for each full percentage point or fraction thereof that the average Consumer Price Index for food at home for all urban consumers of the Bureau of Labor Statistics as projected for that fiscal year by the Office of Management and Budget as of April 1 of such fiscal year exceeds or is less, respectively, than such index for such fiscal year as projected as of June 1, 1981, by the Office of Management and Budget, and (b) $650 million for each full percentage point or fraction thereof that the unemployment rate as projected for that fiscal year by the Office of Management and Budget as of April 1 of such fiscal year exceeds or is less, respectively, than the unemployment rate for such fiscal year as projected as of June 1, 1981, by the Office of Management and Budget.

Page 11985

(7) By 30 yeas to 64 nays, Melcher unprinted amendment No. 149, deleting section 207(5) and keep present law on the work registration exemption provided to the mother, grandmother, or caretaker of a child under the age of 12 rather than the exemption to apply only to the mother, grandmother or caretaker of a child under the age of 6.

Page 11988

Pages 11962–11998

Veterans Programs Extension and Improvement—Agreement: A unanimous consent agreement was reached for the consideration of S. 921, improving certain programs provided by the Federal government to veterans, on Monday, June 15.

Page 12039

Vice Presidential Appointments: The Chair, on behalf of the Vice President, made the following appointments:

Senator D'Amato to the Temporary Commission on Financial Oversight of the District of Columbia, in lieu of Senator Leahy.

Senators Percy, Chairman, Dodd, Vice Chairman, and Thurmond to the Mexico-United States Interparliamentary Conference, Manzanillo, Colima, Mexico, June 11–15, 1981. Pages 11962, 12013

Confirmations: Senate confirmed the following nominations:

Robert A. McConnell, of Arizona, to be an Assistant Attorney General.

Francis A. Keating, II, to be U.S. Attorney for the Northern District of Oklahoma.

David L. Russell, to be U.S. Attorney for the Western District of Oklahoma.

Carleton S. Coon, Jr., of New Hampshire, to be Ambassador to the Kingdom of Nepal.

Ronald D. Palmer, of Maryland, to be Ambassador to Malaysia.

Craig A. Nalen, of Florida, to be President of the Overseas Private Investment Corporation.

Richard E. Lyng and Mary C. Jarratt, both of Virginia, and Frank W. Naylor, Jr., of California, each to be a Member of the Board of Directors of the Commodity Credit Corporation.

John V. Byrne, of Oregon, to be Administrator of the National Oceanic and Atmospheric Administration.

Bernard J. Wunder, Jr., of Virginia, to be Assistant Secretary of Commerce for Communications and Information.

Routine list of Foreign Service nominations.

Page 12041

Nominations: Senate received the following nominations:

Richard T. Kennedy, of the District of Columbia, to be the Representative to the International Atomic Energy Agency, with the rank of Ambassador.

W. Ernst Minor, of Ohio, to be a Member of the Council on Environmental Quality.

June G. Brown, of Virginia, to be Inspector General, National Aeronautics and Space Administration.

One Army nomination in the rank of General.

Two Air Force nominations in the rank of General. Page 12040

Messages From the President: Page 12013

Statements on Introduced Bills: Pages 12014–12020

Amendments Submitted for Printing: Pages 12014–12021

Notices of Hearings: Page 12022

Committee Authority To Meet: Page 12022

Additional Statements: Pages 12022–12036

Nominations: Page 12040

Confirmations: Page 12041

Record Votes: Eight record votes were taken today. (Total—147)

Pages 11975, 11976, 11977, 11980, 11985, 11989–11990, 11991

Recess: Senate convened at 10 a.m., and recessed at 8:02 p.m., until 9:15 a.m., on Thursday, June 11, 1981. Page 12040

Committee Meetings

APPROPRIATIONS—AIR FORCE PROGRAMS

Committee on Appropriations: Subcommittee on Defense resumed closed hearings on proposed budget estimates for fiscal year 1982 for the defense establishment, receiving testimony in behalf of funds for

special Air Force programs for numerous Air Force officials.

Closed hearings continue tomorrow.

BUDGET RECONCILIATION

Committee on Banking, Housing and Urban Development: Committee agreed on recommendations which it will make to the Budget Committee on changes in law to achieve cost savings required by the committee's reconciliation instructions pursuant to H. Con. Res. 115, the First Congressional Budget Resolution.

Committee on Commerce, Science, and Transportation: Committee agreed on recommendations which it will make to the Budget Committee on changes in law to achieve cost savings required by the committee's reconciliation instructions pursuant to H. Con. Res. 115, the First Congressional Budget Resolution.

WASTEWATER TREATMENT CONSTRUCTION GRANTS

Committee on Environment and Public Works: Subcommittee on Environmental Pollution resumed hearings on the implementation of the municipal wastewater treatment construction grants program of the Clean Water Act, receiving testimony from Henry Eschwege, Director, Community & Economic Development Division, General Accounting Office; David B. McGrath, Annapolis, Maryland, representing the Izaak Walton League;' and Clem Rastatter, Conservation Foundation, and Kenneth Kamlet, National Wildlife Federation, both of Washington, D.C.

Hearings continue on Monday, June 15.

FEDERAL HIGHWAYS

Committee on Environment and Public Works: Subcommittee on Transportation resumed hearings on S. 841 and S. 1024, bills authorizing funds through fiscal year 1986 for the construction and safety of Federal highways, receiving testimony from Representative Benjamin; Thomas Evslin, Vermont Agency of Transportation, Montpelier; John Mladinov, New York State Department of Transportation, Albany; Anne Canby, New Jersey Department of Transportation, Trenton; Thomas Larson, Pennsylvania Department of Transportation, Harrisburg; Mayor James F. Riehle, Lafayette, Indiana; James Shannon, Chem-Crete Corporation, Menlo Park, California; William H. Dempsey, Association of American Railroads, and Edward V. Kiley, American Trucking Association, both of Washington, D.C.; and Vincent D. Burget, Railway Progress Institute, Alexandria, Virginia.

Hearings continue on Friday, June 19.

BUSINESS MEETING

Committee on Finance: Committee ordered favorably reported S. 955, revising the gift tax laws with respect to the time for payment.

Also, committee considered the Administration's economic recovery tax program.

A press release summarizing the action of the committee will be available in the committee office in room 2227, Dirksen Office Building.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nomination of Daniel J. Terra, of Illinois, to be Ambassador at Large for Cultural Affairs, and on the nomination of Myer Rashish, of the District of Columbia, to be Under Secretary of State for Economic Affairs, after the nominees testified and answered questions in their own behalf.

INTERNATIONAL TERRORISM

Committee on Foreign Relations: Committee concluded hearings on international terrorism tactics, and on the proposed Convention on the Physical Protection of Nuclear Material (Ex. H, 96th Cong., 2nd sess.), and the proposed International Convention Against the Taking of Hostages (Ex. N, 96th Cong., 2nd sess.), after receiving testimony from Richard T. Kennedy, Under Secretary of State for Management, Anthony C.E. Quainton, Director, Office of Combatting Terrorism and Chairman, Interagency Task Force on Terrorism, Dan McGovern, Deputy Legal Advisor, and Ronald Bettauer, Assistant Legal Advisor, all of the Department of State.

NOMINATION

Committee on Governmental Affairs: Committee concluded hearings on the nomination of Donald E. Sowle, of Virginia, to be Administrator for Federal-Procurement Policy, Office of Management and Budget, after the nominee testified and answered questions in his own behalf.

TELECOMMUNICATIONS

Committee on the Judiciary: Committee held hearings on monopolization and competition in the telecommunications industry, receiving testimony from Dale Hatfield, Acting Assistant Secretary of Commerce for Communications and Information, National Telecommunications and Information Administration; George Knapp, ITT World Communications, Robert Conn, Western Union International, Eugene Murphy, RCA Global Communications, Inc., and Roger Newell, FTC Communications, all of New York City; Alan Pearce, George Washington University, Ronald Coleman, TRT Telecommunications Corp., and Stanford Weinstein, Graphnet, all of Washington, D.C.; Richard C. Hostetler, Western

Union Corp., Upper Saddle River, New Jersey; and Richard Brandt, Trans-Lux Corp., Norwalk, Connecticut.

Hearings were recessed subject to call.

HUMAN LIFE

Committee on the Judiciary: Subcommittee on Separation of Powers resumed hearings on S. 158, establishing a Congressional finding and declaration that human life begins at conception, receiving testimony from Norman Dorsen, New York University School of Law, and Carol Bellamy, New York City Council, both of New York City; Theodore Eisenberg, University of California School of Law, Los Angeles; Charles Rice, Notre Dame University Law School, Notre Dame, Indiana; Joseph Witherspoon, University of Texas School of Law, Austin; and John Baker, Louisiana State University Law Center, Baton Rouge.

Hearings continue on Friday, June 12.

BUDGET RECONCILIATION

Committee on Labor and Human Resources: Committee agreed on recommendations which it will make to the Budget Committee on changes in law to achieve cost savings required by the committee's reconciliation instructions pursuant to H. Con. Res. 115, the First Congressional Budget Resolution.

NATIVE AMERICANS

Select Committee on Indian Affairs: Committee held a hearing on the substance of S.1088, authorizing funds for fiscal years 1982 and 1983 to promote the goal of economic and social self-sufficiency for American Indians, and Hawaiian and Alaskan natives (pending on Senate Calendar), receiving testimony from Ron Ardrade, National Congress of American Indians, and Elmer Savilla, National Tribal Chairmen's Association, both of Washington, D.C.; Frank Tenorio, All-Indian Pueblo Council, Albuquerque, New Mexico; Caleb Roanhorse, Navajo Nation, Window Rock, Arizona; James Hardin, Cumberland County Association of Indian People, Fayetteville, North Carolina, representing the National Urban Indian Council; Cliff Saunders, Boston Indian Council, Jamaica Plain, Massachusetts; A. Bruce Jones, North Carolina Commission of Indian Affaris, Raleigh; Michael Tiger, United South & Eastern Tribes, Nashville, Tennessee; Russell Jim, Affiliated Tribes of Northwest Indians, and Nelson Moses, Yakima Tribal Council, both of Toppenish, Washington; Delbert Frank, Warm Springs Tribal Council, Warm Springs, Oregon; Caleb Shields, Assiniboine and Sioux Tribes of the Fort Peck Reservation, Poplar, Montana; and Austin Gillette, Fort Berthold Tribal Business Council, New Town, North Dakota, Frank Lawrence, Standing Rock Sioux Tribal Council, Fort Yates, North Dakota, Robert Chasing Hawk, Cheyenne River Sioux Tribal Council, Eagle Butte, South Dakota, Marvin Amiott, representing the Oglala Sioux Tribal Council, Pine Ridge, South Dakota, and Dan Press, Washington, D.C., representing the Montana Inter-Tribal Policy Board, all representing the Aberdeen Inter-Tribal Council.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 9 public bills, H.R. 3869–3877; 1 private bill, H.R. 3878; and 4 resolutions, H. Con. Res. 147, and H. Res. 154–156 were introduced.

Page 11958

Reports Filed: Reports were filed as follows:

H. Res. 154, providing for the consideration of H.R. 2614, Department of Defense Supplemental Authorization Act, (H. Rept. 97–134);

H. Res. 155, providing for the consideration of H.R. 3413, Department of Energy National Security and Military Applications of Nuclear Energy Authorization Act of 1982 (H. Rept. 97–135); and

H. Res. 156, providing for the consideration of H.R. 3023, to authorize appropriations to the Department of Energy for fiscal year 1982 for conservation, exploration, development, production, sale, and use of the naval petroleum reserves and naval oil shale reserves (H. Rept. 97–136).

Pages 11957–11958

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Foley to act as Speaker pro tempore for today.

Page 11942

Late Reports: Committee on Rules received permission to file certain privileged reports by midnight tonight.

Pages 11943–11944

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 11957

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on pages 11957–11958.

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Adjourned at 11:05 a.m.

Committee Meetings

COLORADO RIVER BASIN

Committee on Agriculture: Subcommittee on Department Operations, Research and Foreign Agriculture held a hearing to consider salinity control measures and research in the Colorado River Basin. Testimony was heard for departmental and public witnesses.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to conclude hearings on Rapid Deployment Force. Testimony was heard from General Volney Warner, Commander, Readiness Command.

The Subcommittee also met in executive session to hold a hearing on Operation and Maintenance Navy. Testimony was heard from RAdm. Richard A. Miller, Director, Budget and Reports, Office of the Naval Comptroller and Lt. Gen. H. A. Hatch, U.S. Marine Corps, Deputy Chief of Staff for Installations and Logistics.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations held hearings on milk formula and on Africa Regional. Testimony was heard from Lannon Walker, Acting Assistant Secretary of State for Africa; from the following officials at AID: W. Haven North, Acting Assistant Administrator for Africa and Irvin D. Coker, Director, Office of Sachel and West African Affairs and public witnesses.

LABOR-HHS AND EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, HHS, and Education continued hearings on Labor-HHS and Education appropriations. Testimony was heard from public witnesses.

Hearings continue tomorrow.

INTELLIGENCE BRIEFING

Committee on Armed Services: Met in executive session to receive a classified intelligence briefing. The Committee was briefed by representatives of the Defense Intelligence Agency.

DEFENSE OFFICER PERSONNEL MANAGEMENT ACT; INTELLIGENCE AUTHORIZATION ACT; BUDGET RECONCILIATION

Committee on Armed Services: Ordered reported the following bills: H.R. 3807, to make technical corrections in the Defense Officer Personnel Management Act and H.R. 3454, Intelligence Authorization Act for Fiscal Year 1982.

The Committee also approved reconciliation recommendations pursuant to the First Concurrent Budget Resolution.

BUDGET RECONCILIATION

Committee on the District of Columbia: Approved reconciliation recommendations pursuant to the First Concurrent Budget Resolution.

BUDGET RECONCILIATION

Committee on Education and Labor: Approved legislation providing reconciliation recommendations pursuant to the First Concurrent Budget Resolution.

CONRAIL PRIVATE SECTOR OWNERSHIP ACT

Committee on Energy and Commerce: Ordered reported as amended H.R. 3559, Conrail Private Sector Ownership Act of 1981.

EARLY ELECTION PROJECTIONS

Committee on Energy and Commerce: Subcommittee on Telecommunications, Consumer Protection, and Finance and the Committee on House Administration held a joint hearing on the premature announcement of election results. Testimony was heard from public witnesses.

CHINA

Committee on Foreign Affairs: Subcommittee on Asian and Pacific Affairs held a hearing on the Military Balance and Weapons Sales Policy in the China Region. Testimony was heard from public witnesses.

UNITED STATES–SOVIET AND UNITED STATES–EUROPEAN RELATIONS

Committee on Foreign Affairs: Subcommittee on Europe and the Middle Eaat held a hearing on United States-Soviet and United States-Eastern European Relations. Testimony was heard from the following officials of the Department of State: Lawrence S. Eagleburger, Assistant Secretary for European Affairs, and John Scanlon, Deputy Assistant Secretary, Bureau of European Affairs.

UNITED STATES-MEXICAN RELATIONS

Committee on Foreign Affairs: Subcommittee on Inter-American Affairs held a hearing on U.S.-Mexican Relations: An Update. Testimony was heard from Everett E. Briggs, Director, Office of Mexican Affairs, Department of State; Kay McKeough, Associate Director, Office of Producing Nations, Department of Energy; Richard Harding, Acting Director, North American Division, Department of Commerce and public witnesses.

MF BROADCASTING

Committee on Foreign Affairs: Subcommittee on International Operations concuded hearings on Region 2 Administrative Radio Conference on MF (Medium Wave Frequency) Broadcasting. Testimony was heard from Representative Findley; Dale Hatfield, Acting Assistant Secretary for Communications and Information, National Telecommunications and Information Administration, Department of Commerce and public witnesses.

TAX PROTESTER MOVEMENT

Committee on Government Operations: Subcommittee on Commerce, Consumer, and Monetary Affairs held a hearing on the IRS response to the tax protester movement. Testimony was heard from Roscoe L. Egger, Jr., Commissioner, IRS, Department of the Treasury and William J. Anderson, Director, General Government Division, GAO.

OVERSIGHT

Committee on Government Operations: Subcommittee on Intergovernmental Relations and Human Resources held an oversight hearing on the Offices of Inspector General. Testimony was heard from Edwin L. Harper, Deputy Director, and Hal Steinburg, Associate Director for Management, both from OMB; from the following officials of the Accounting and Financial Management Division, GAO: Donald L. Scantlebury, Chief Accountant and Director; George L. Egan, Associate Director; and John J. Adair, Deputy Associate Director; from the following officials of EPA: Ernest E. Bradley, Acting Inspector General; Richard Campbell, Assistant Inspector General for Investigations and Thomas Gower, Acting Assistant Inspector General for Audits; Edward Stepnick, Assistant Inspector General for Audit, Department of Labor, and Frederick Heim, Assistant Inspector General for Auditing, Department of Commerce.

MISCELLANEOUS MEASURE

Committee on Interior and Insular Affairs: Ordered reported as amended H.R. 2015, to enable the Secretary of the Interior to erect permanent improvements on land acquired for the Confederated Tribes of Siletz Indians of Oregon.

VOTING RIGHTS ACT

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued hearings on extending the Voting Rights Act of 1965. Testimony was heard from Representatives Ford of Tennessee, McCloskey and Garcia; Robert Abrams, Attorney General, State of New York; Daniel McCleod, Attorney General, State of South Carolina and public witnesses.

Hearings continue June 16.

COMMERCIAL USE OF SOUND RECORDINGS AMENDMENTS

Committee on the Judiciary: Subcommittee on courts, Civil Liberties, and the Administration of Justice concluded hearings on H.R. 1805, Commercial Use of Sound Recordings Amendments. Testimony was heard from public witnesses.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Crime held an oversight hearing on America's crime problem. Testimony was heard from James H. Cooke, Jr., Mayor, East Orange, New Jersey; Charles Kinderman, Director, Statistics Division, Bureau of Justice Statistics, Department of Justice and public witnesses.

Hearings continue tomorrow.

BUDGET RECONCILIATION

Committee on Merchant Marine and Fisheries: Approved reconciliation recommendations pursuant to the First Concurrent Budget Resolution.

OVERSIGHT—MOTOR CARRIER ACT

Committee on Public Works and Transportation: Subcommittee on Surface Transportation continued oversight hearings on the Motor Carrier Act of 1980. Testimony was heard from Charles Swinburn, Deputy Assistant Secretary for Policy and International Affairs, Department of Transportation; from the following officials of the ICC: Marcus Alexis, Chairman; Robert C. Gresham, Commissioner; Charles L. Clapp, Commissioner; Thomas A. Trantum, Commissioner; and Reginald E. Gilliam Jr., Commissioner, and public witnesses

Hearings continue tomorrow.

DEPARTMENT OF ENERGY AUTHORIZATION

Committee on Rules: Granted an open rule providing for consideration of H.R. 3413, Department of Energy National Security and Military Applications of Nuclear Energy Authorization Act of 1982; Testimony was heard from Representatives Stratton and Holt.

DOD SUPPLEMENTAL AUTHORIZATION

Committee on Rules: Granted an open rule providing 1 hour of debate on H.R. 2614, Department of Defense Supplemental Authorization Act, 1981. Testimony was heard from Chairman Price and Representatives Bennett and Dickinson.

NAVAL PETROLEUM RESERVES AUTHORIZATION

Committee on Rules: Granted an open rule providing 1 hour of debate on H.R. 3023, to authorize appropriations to the Department of Energy for fiscal year

1982 for conservation, exploration, development, production, sale, and use of the naval petroleum reserves and naval oil shale reserves. Testimony was heard from Representatives White and Weaver.

PRETRIAL SERVICES ACT

Committee on Rules: Heard testimony from Chairman Rodino and Representatives Hughes, Kastenmeier, McClory, Hyde and Sawyer but took no action on H.R. 3481, Pretrial Services Act of 1981.

MINORITY BUSINESS PROCUREMENT PROGRAM

Committee on Small Business: Subcommittee on SBA and SBIC Authority, Minority Enterprise, and General Small Business Problems, continued hearings on changes in the 8(a) Minority Business Procurement Program. Testimony was heard from Juanita Watts, Director, Office of Small and Disadvantaged Business Utilization, Department of the Army; William E. Mathis, Acting Director, Office of Federal Procurement Policy, OMB and public witnesses.

TAX BILL

Committee on Ways and Means: Began markup of a tax bill.

Will continue tomorrow.

ARTHRITIS RESEARCH

Select Committee on Aging: Subcommittee on Health and Long Term Care held a hearing on arthritis research. Testimony was heard from public witnesses.

INTELLIGENCE COMMUNITY ORGANIZATION

Permanent Select Committee on Intelligence: Subcommittee on Oversight and Evaluation met in executive session to hold a hearing on organization of the intelligence community. Testimony was heard from departmental witnesses.

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Thursday, June 11, 1981

Senate

Chamber Action

Routine Proceedings, pages 12069–12167

Bills Introduced: Eleven bills and four resolutions were introduced, as follows: S. 1354–1364, S.J. Res. 90–91, S. Con. Res. 22, and S. Res. 152.

Pages 12135, 12152–12154

Measure Passed:

Compliance Date Extensions for Steelmaking Facilities: Committee on Environment and Public Works was discharged from the further consideration of H.R. 3520, providing environmental compliance date extensions for steelmaking facilities on a case-by-case basis to facilitate modernization, and passed the bill after striking all after the enacting clause and substituting in lieu thereof the text of S. 63, Senate companion measure.

S. 63 was then indefinitely postponed.

Pages 12110–12113

Executive Report: Senate received the following Executive Report:

S. Exec. Res. 1, providing for the return to the President of the Agreement Between the Government of the United States of America and the Government of Canada on East Coast Fishery Resources, signed at Washington on March 29, 1979 (Ex. V, 96–1) (Exec. Rept. No. 97–13).

Page 12154

Fur Seals Treaty: By unanimous vote of 94 yeas, two-thirds of the Senators present and voting in the affirmative, Senate agreed to the resolution of ratification of the 1980 Protocol Amending the Interim Convention to Conservation of North Pacific Fur Seals (Ex. S, 96–2), after agreeing to Levin unprinted amendment No. 150, in the nature of a substitute for the resolution of ratification, with an understanding providing that studies shall be undertaken to (1) determine the fur seal feeding habits and food requirements and the at-sea migration and distribution patterns of various age/sex classes of fur seals; (2) determine the impact of any possible adjustments in the size of the harvest on the Pribilof Island residents, the fur seal herd, and the Bering Sea ecosystem; (3) in consultation with the Aleuts, determine the impact of various mutually acceptable alternative sources of the employment for Pribilof Island residents on those residents, the fur seal herd, and the Bering Sea ecosystem and possible means of providing said sources of employment; that any alterations in the level of the annual commercial harvest of North Pacific fur seals should be consistent with the development of a stable, diversified and enduring economy for the Aleut residents of the Pribilof Islands; that the Secretary of State should continue to strive to conform the Interim Convention with the purposes and policies of the Marine Mammal Protection Act of 1972, as amended; and that the United States may initiate adjustments in the harvest level or the U.S. share thereof, providing any adjustments are in conformity with the terms of the Interim Convention, the health of the fur seal herd, and the rights of the Aleut people.

Pages 12098–12107

Confirmations: Senate confirmed the following nominations:

By a vote of 91 yeas to 4 nays, Senate confirmed the nomination of Myer Rashish, of the District of

Columbia, to be Under Secretary of State for Economic Affairs.

Senate also confirmed:

J. William Middendorf II, of Virginia, to be the Permanent Representative to the Organization of American States, with the rank of Ambassador.

Antonio Monroig, of Puerto Rico, Stephen J. Bollinger, of Ohio, Stephen May, of New York, and Judith L. Tardy, of Virginia, each to be an Assistant Secretary of Housing and Urban Development.

Lawrence J. Brady, of New Hampshire, to be an Assistant Secretary of Commerce.

William A. Niskanen, Jr., of California, to be a Member of the Council of Economic Advisers.

Page 12167

Authority to Receive Messages: The Secretary of the Senate was authorized to receive and appropriately refer messages from the President of the United States and the House of Representatives during the recess of the Senate over until Monday, June 15.

Page 12113

Authority To Sign Measures: The President of the Senate, the President pro tempore, and the Acting President pro tempore were authorized to sign duly enrolled bills and joint resolutions during the recess of the Senate over until Monday, June 15.

Page 12113

Treaties Received: The injunctions of secrecy were removed from the following treaties transmitted to the Senate by the President:

(1) Protocols to the 1971 Wheat Agreement. (Treaty Doc. No. 97–9).

(2) Tax Convention with the Republic of Argentina (Treaty Doc. No. 97–10).

(3) Mutual Legal Assistance Treaty with the Republic of Colombia (Treaty Doc. No. 97–11).

The treaties were considered as having been read the first time, and referred, with accompanying papers, to the Committee on Foreign Relations and ordered to be printed.

Nominations: Senate received the following noiminations:

Rex E. Lee, of Utah, to be Solicitor General of the United States.

William B. Reynolds, of Maryland, to be an Assistant Attorney General.

Michael J. Fenello, of Florida, to be Deputy Administrator of the Federal Aviation Administration.

Hans M. Mark, of Virginia, to be Deputy Administrator of the National Aeronautics and Space Administration.

Nunzio J. Palladino, of Pennsylvania, to be a Member of the Nuclear Regulatory Commission.

Messages From the President: Page 12129

Messages from the House: Pages 12129–12130

Measures Referred: Page 12130

Communications: Page 12130–12131

Statements on Introduced Bills: 12135–12152

Amendments Submitted for Printing: Pages 12154–12155

Notices of Hearings: Page 12155

Committee Authority To Meet: Page 12155

Additional Statements: Pages 12155–12166

Confirmations: Page 12167

Record Votes: Two record votes were taken today. (Total—149)

Pages 12107–12109

Recess: Senate met at 9:15 a.m., and recessed at 2:25 p.m., until 12 Noon, on Monday, June 15, 1981. (For Senate's program see remarks of Senator Baker in today's Record on pages 12116–12117, 12166.)

Committee Meetings

APPROPRIATIONS—AIR FORCE

Committee on Appropriations: Subcommittee on Defense continued closed hearings on proposed budget estimates for fiscal year 1982 for the defense establishment, receiving testimony on command, control and communications programs, and intelligence related activities of the Department of Defense from James P. Wade, Jr., Principal Deputy Under Secretary of Defense for Research and Engineering.

Subcommittee will meet again on Monday, June 15.

APPROPRIATIONS—DISTRICT OF COLUMBIA

Committee on Appropriations: Subcommittee on the District of Columbia resumed hearings on proposed budget estimates for fiscal year 1982 for the District of Columbia government, receiving testimony from Mayor Marion Barry, Arrington Dixon, Chairman, D.C. Council, and numerous public witnesses.

Subcommittee recessed subject to call.

NOMINATIONS

Committee on Armed Services: Committee ordered favorably reported the following nominations:

Herman E. Roser, of New Mexico, to be an Assistant Secretary of Energy of Defense Programs;

Russell D. Hale, of Virginia, to be an Assistant Secretary of the Air Force;

Edward J. Philbin, of California, to be Deputy Assistant Secretary of Defense for Reserve Affairs;

George A Sawyer, of New Jersey, to be an Assistant Secretary of the Navy for Shipbuilding and Logistics;

1,286 routine nominations in Army, Navy, Marine Corps, and Air Force.

William R. Gianelli, to be a Member of the Board of the Panama Canal Commission; and

Prior to this action, the committee concluded hearings on the nominations of Messrs. Roser, Hale, Philbin, and Sawyer, after the nominees testified and answered questions in their own behalf. Mr. Roser was introduced by Senators Schmitt and Domenici; and Mr. Hale was introduced by Senator Warner; and Mr. Philbin was introduced by Senator Hayakawa.

NOMINATION

Committee on Banking, Housing and Urban Affairs: Committee concluded hearings on the nomination of John J. Knapp, of New York, to be General Counsel of the Department of Housing and Urban Development, after the nominee testified and answered questions in his own behalf. Testimony was also received from Lee J. Catrune, American Stock Exchange, New York City.

TELECOMMUNICATIONS

Committee on Commerce, Science, and Transportation: Committee resumed hearings on S. 898, establishing as national policy the promotion of marketplace competition, deregulation, and reliance on the private sector to provide telecommunications services, receiving testimony from Malcolm Baldrige, Secretary of Commerce; Richard D. Delauer, Undersecretary of Defense for Defense; Lt. General W. J. Hilsman, Director, Defense Communications Agency and Director, National Communications System; Alfred Kahn, Cornell University, Ithaca, New York; Charles Zeilinski, Wald, Harkrader & Ross, James Booe, Communications Workers of America, Anthony J. Salomone, The International Brotherhood of Electric Workers, and Larry F. Darby, all of Washington, D.C.; Michael Hesten, Illinois Commerce Commission, and Richard J. Vande Merkt, Montgomery Ward & Company, both of Chicago, Illinois; Ed Hipp, North Carolina Commission, Raleigh; John Bryson, California Public Utilities Commission, San Francisco; John Morgan, Telecommunications International Union, Hamden, Connecticut; Lou Meyer, Edinboro State College, Edinboro, Pennsylvania, representing the Conference of Consumer Organizations; Robert E. Bennis, Westinghouse Electric Corp., Pittsburgh, Pennsylvania; and Lee Richardson, Consumer Federation of America, Columbia, Maryland.

Hearings continue on Monday, June 15.

CLEAN AIR ACT

Committee on Environment and Public Works: Committee resumed hearings on the implementation of the Clean Air Act, receiving testimony from Joseph Padgett, Director, Strategies and Air Standards Division, Office of Air Quality Planning and Standards, Environmental Protection Agency; David Doniger, Natural Resources Defense Council, and Gary H. Baise, Beveridge and Diamond, both of Washington, D.C.; Stephen C. Davis, Utah International, Incorporated, San Francisco, California; Robert Ginsburg, Citizens For a Better Environment, Chicago, Illinois, and Ed Light, Appalachian Research and Defense Fund, Charleston, West Virginia.

Hearings continue on Monday, June 22.

NOMINATIONS

Committee on Finance: Committee ordered favorably reported the following nominations of Ann Dore McLaughlin, of the District of Columbia, to be an Assistant Secretary of the Treasury, and Peter J. Wallison, of New York, to be General Counsel of the Department of the Treasury.

Prior to this action, the committee concluded hearings on the above nominations, after the nominees testified and answered questions in their own behalf.

Also, committee met in closed session to discuss the issue of taxation of commodity straddle transactions, but made no announcements.

COMMUNITY DEVELOPMENT BLOCK GRANTS

Committee on Governmental Affairs: Subcommittee on Intergovernmental Relations held hearings on a recent General Accounting Office report relating to the community development block grant program, receiving testimony from Henry Eschwege, Director, Community Planning and Economic Development Division, General Accounting Office; Donald G. Dodge, Acting General Deputy Assistant Secretary for Community Planning and Development, and Paul A. Adams, Deputy Inspector General, both of the Department of Housing and Urban Development; William D. Kelleher, Chamber of Commerce of the United States, Washington, D.C.; James Scott, Fairfax County, Virginia, representing the National Association of Counties; and Jean Smith and William Birdine, both of the Nashville Communities Organized for Progress, Nashville, Tennessee, Addie Powell, Bethlehem Area Community Association, and Maybelle Bennett, Washington, D.C., all on behalf of the National Citizens' Monitoring Project of The Working Group for Community Development Reform.

Hearings were recessed subject to call.

AFFIRMATIVE ACTION

Committee on the Judiciary: Subcommittee on the Constitution held hearings on S.J. Res. 41, proposed Consitututional amendment prohibiting the United States or any State from making or enforcing any law which makes distinctions on account of race, color, or national origin, receiving testimony from

Nathan Dershowitz, American Jewish Congress, William T. Coleman, representing the National Association for the Advancement of Colored People, and Vilma Martinez, Mexican-American Legal Defense Fund, all of Washington, D.C.; and Miro Teodorovich, University Center for Rational Alternatives, New York City.

Hearings continue on Thursday, June 18.

TERRORISM

Committee on the Judiciary: Subcommittee on Security and Terrorism resumed hearings to explore the origin, direction and support tactics of terrorism, focusing on alleged past Soviet involvement in international terrorism, receiving testimony from James Billington, Woodrow Wilson International Center for Scholars, Washington, D.C.

Hearings continue tomorrow.

NOMINATIONS

Committee on Labor and Human Resources: Committee concluded hearings on the nominations of Vincent E. Reed, of the District of Columbia, to be Assistant Secretary of Education for Elementary and Secondary Education, William C. Clohan, Jr., of West Virginia, to be Under Secretary of Education, Kent Lloyd, of California, to be Deputy Under Secretary of Education for Management, Robert M. Worthington, of Utah, to be Assistant Secretary of Education for Vocational and Adult Education, Winifred A. Pizzano, of Virginia, to be Deputy Director of the ACTION Agency, and Lawrence F. Davenport, of California, to be an Associate Director of the ACTION Agency, after the nominees testified and answered questions in their own behalf. Mr. Reed was introduced by Senators Danforth and Eagleton; Mr. Clohan was introduced by Senator Randolph; Mr. Lloyd was introduced by Senator Hayakawa and Representative Lowery; and Ms. Pizzano was introduced by Senator Warner and Representative Michel.

EMPLOYMENT/TRAINING PROGRAMS

Committee on Labor and Human Resources: Subcommittee on Employment and Productivity held hearings on employment and training programs in the United States, focusing on objectives of employment and training policy and the relationship between Federal, State, and local governments in the funding, design and administration of employment and training programs, receiving testimony from Donald L. Scantlebuty, Director, Lawrence Sullivan, Group Director, and George Egan, Associate Director, all of the Accounting and Financial Management Division, and Maurice Moody, Supervisory Evaluator, Human Resources Division, all of the General Accounting Office; Frank Yeager, Acting Deputy Inspector General, Edward Stepnick, Assistant Inspector General for Audit, and Mac Statham, Assistant Inspector General for Investigations, all of the Office of Inspector General, Albert Angrisani, Assistant Secretary for Employment and Training, Employment and Training Administration, and Janet Sawyer, Comptroller, all of the Department of Labor; and William Mirengoff and Harry Greenspan, both of the Bureau of Social Science Research, Washington, D.C.

Hearings continue on Monday, June 15.

VETERANS' PROGRAM

Committee on Veterans' Affairs: Committee concluded hearings on S. 917, increasing the rates of disability compensation for disabled veterans, and the rates of dependency and indemnity compensation for their survivors, S. 911, authorizing the payment of a special pension to the survivor of persons awarded the Medal of Honor, S. 779 and S. 112, bills providing for memorials to honor the memory of certain deceased members of the Armed Forces, S. 415 and S. 416, bills increasing the maximum amount of specially adaptive equipment assistance to certain service-connected disabled veterans, and on other related proposals, including S. 915, S. 917, S. 1297, S. 1315, S. 1316, and S. 1317, after receiving testimony from John Hagan, Acting Director for Compensation and Pension Service, Herbert Mars, Assistant Director for Policy and Planning, Albert W. Glass, Director of Loan Guaranty Service, James P. Kane, Assistant General Counsel, John H. Thompson, Deputy Assistant General Counsel, and Leonard Malamud, Deputy Assistant General Counsel, all of the Veterans' Administration; and E. Philip Riggin and John Sommer, both of the American Legion, James Magill, Veterans of Foreign Wars, John F. Heilman, Disabled American Veterans, Gabriel Brinksy, AMVETS, Gordon Mansfield, Paralyzed Veterans of America, John Fales and Sumner Vale, both of the Blinded Veterans Association, William G. Fisher, Veterans of WWI of the U.S.A., Max Beilke, National Association of Uniformed Service, Jean Arthurs, National Association of Military Wives, Myrna Olsen, National Military Wives Association, John Wanamaker, Retired Officers Association, Willard Gourley, Mortgage Corporation, Burton Wood and Glen Corso, both of the Mortgage Bankers Association of America, and Fred Napolitano, National Association of Home Builders, all of Washington, D.C.; and Willard Gourley, North Carolina National Bank Mortgage Corporation, Charlotte.

INTELLIGENCE BRIEFING

Select Committee on Intelligence: Committee met in closed session to receive a briefing on intelligence matters, made no announcements, and will meet again tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 37 public bills, H.R. 3879–3915; 3 private bills, H.R. 3916–3918; and 10 resolutions, H.J. Res. 282–287, H. Con. Res. 148, and H. Res. 157–159 were introduced.

Pages 12241–12244

Bills Reported: Reports were filed as follows:

Report entitled "Air Traffic Control Computer Failures" (H. Rept. 97–137);

Report of the Committee on the Judiciary entitled "Allocation of Budget Totals by Subcommittee" (H. Rept. 97–138);

Report of the Committee on Appropriations entitled "Subdivision of Budget Totals Agreed to in the First Concurrent Resolution on the Budget" (H. Rept. 97–139);

Report of the Committee on Energy and Commerce entitled "Allocation of Budget Totals to Subcommittees under the First Concurrent Budget Resolution for fiscal year 1982" (H. Rept. 97–140); and

H.R. 3807, to make technical corrections in the Defense Officer Personnel Management Act (H. Rept. 97–141).

Page 12241

Journal: By a yea-and-nay vote of 342 yeas to 13 nays with 2 voting "present", Roll No. 71, the House approved the Journal of Wednesday, June 10.

Page 12168

Late Report: Committee on Ways and means received permission to have until midnight Friday, June 12, to file a report on H.R. 3850, to make expenditure reductions in accordance with the budget reconciliation process.

Page 12169

Joint Referral: H.R. 3723, to amend provisions of law concerned with health professions personnel, which was referred to the Committee on Energy and Commerce, was jointly referred to the Committee on Ways and Means.

Page 12169

Ocean Dumping: House passed and cleared for the President S. 1213, to amend title I of the Marine Protection, Research, and Sanctuaries Act, as amended. H.R. 3319, a similar House bill, was laid on the table.

Pages 12173–12174

DOD Supplemental Authorization: House agreed to H. Res. 154, providing for the consideration of H.R. 2614, Department of Defense Supplemental Authorization Act for fiscal year 1981.

Page 12176

Legal Services Corporation: By a yea-and-nay vote of 303 yeas to 88 nays, Roll No. 72, the House agreed to H. Res. 148, providing for the consideration of H.R. 3480, to amend the Legal Services Corporation Act to provide authorization of appropriations for additional years.

Pages 12176–12183

Naval Petroleum Reserves: House passed H.R. 3023, to authorize appropriations to the Department of Energy for fiscal year 1982 for conservation, exploration, development, production, sale and use of the naval petroleum reserves and naval oil shale reserves.

H. Res. 156, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Pages 12183–12190

Late Report: Committee on Armed Services received permission to have until midnight Friday, June 12, to file a report on H.R. 3454, Intelligence Authorization Act for fiscal year 1982.

Page 12190

DOE National Security Programs: House passed H.R. 3413, to authorize appropriations for the Department of Energy for national security programs for fiscal year 1982.

Agreed To:

The committee amendment, as amended by a substitute, that prohibits the obligation or expenditure of funds for the purpose of preparing environmental impact statements not already in the process of preparation, unless the preparation of such statements is required by statute (substitute agreed to by a recorded vote of 233 ayes to 122 noes, Roll No. 74); and

An amendment that prohibits use of funds for the purpose of contracting for, or fulfilling obligations under any previously existing contract for, the performance of security at the Los Alamos National Laboratory.

Rejected an amendment that sought to prohibit use of funds for production or research and development of enhanced nuclear weapons (rejected by a recorded vote of 88 ayes to 293 noes, Roll No. 73).

The Clerk was authorized to make necessary technical corrections, including section numbers, punctuation, and cross references, in the engrossment of the House bill.

H. Res. 155, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Pages 12190–12212

Legal Services Corporation Amendments: Objection was heard to a unanimous-consent request that Members be permitted to have until midnight Friday, June 12, to submit amendments on H.R. 3480, to amend the Legal Services Corporation Act to provide authorization of appropriations for additional years.

Page 12212

Legislative Program: Majority Whip announced the legislative program for the week of June 15. Objection was heard to a unanimous-consent request that the House adjourn from Thursday to Monday.

Pages 12212–12214

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of June 17.

Page 12214

Meeting Hour: Agreed that the House will meet at noon on Wednesday, June 17.

Page 12214

Late Reports: Committee on Government Operations received permission to file sundry reports by midnight Friday, June 12.

Page 12229

Referrals: Two Senate-passed measures were referred to the appropriate House committees.

Page 12240

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on pages 12244–12245.

Quorum Calls—Votes: Two yea-and-nay votes and two recorded votes developed during the proceedings of the House today and appear on pages 12168, 12182–12183, 12203–12204, 12210. There were no quorum calls.

Adjournment: Adjourned at 5:41 p.m.

Committee Meetings

FOOD AND AGRICULTURE ACT; ARMED FORCES PAY ACT

Committee on Appropriations: Ordered reported the following bills: H.R. 3603, Food and Agriculture Act of 1981 and H.R. 3380, as amended, Armed Forces Pay Act of 1981.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to hold a hearing on Classified Activities. Testimony was heard from departmental witnesses.

LABOR-HHS AND EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, HHS, and Education continued hearings on Labor, HHS, and Education appropriations. Testimony was heard from public witnesses.

Will continue tomorrow.

DEFENSE ACQUISITION PROCESS

Committee on Armed Services: Subcommittee on Investigations continued hearings on changes which should be made to improve the Defense Acquisition Process. Testimony was heard from Walton H. Sheley, Jr., Director, Mission Analysis and Systems Acquisition Division, GAO.

POLICY TOWARD SOUTHERN AFRICA

Committee on Foreign Affairs: Subcommittee on Africa held a hearing on the Report of the Study Commission on U.S. Policy Toward Southern Africa. Testimony was heard from public witnesses.

EXPORT TRADING COMPANIES

Committee on Foreign Affairs: Subcommittee on International Economic Policy and Trade continued headings on H.R. 1321, to direct the Secretary of Commerce to encourage the formation and operation of export trading companies, and similar bills. Testimony was heard from public witnesses.

BUDGET RECONCILIATION

Committee on Interior and Insular Affairs: Approved reconciliation recommendations pursuant to the First Concurrent Budget Resolution.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations held a hearing on the following bills: H.R. 33, to grant a Federal charter to the Italian American War Veterans of the United States; H.R. 3232, to incorporate the American Council of Learned Societies; H.R. 3837, to recognize the organization known as Former Members of Congress; and H.R. 52, to incorporate the United States Submarine Veterans of World War II. Testimony was heard from Senator Chafee; Representative Annunzio; former Representative William Mailliard and public witnesses.

GAO REPORT-COPYRIGHT ROYALTY TRIBUNAL

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice held an oversight hearing on GAO Report on Copyright Royalty Tribunal. Testimony was heard from the following officials at the Accounting and Financial Management Division, GAO: Wilbur D. Campbell, Deputy Director; Brian L. Usilaner, Associate Director; and Peter J. Lemonias, Project Manager.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Crime continued oversight hearings on America's crime problem. Testimony was heard from public witnesses.

Hearings continue June 18.

PRIVATE IMMIGRATION BILLS

Committee on the Judiciary: Subcommittee on Immigration, Refugees and Governmental Relations acted on private immigration bills.

MISCELLANEOUS MEASURES

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment approved for full Committee action as amended H.R. 1638, Lacey Act of 1981.

The Subcommittee also held a hearing on H.R. 3816, to improve the operation of the Fisherman's Contingency Fund established to compensate commercial fishermen for damages resulting from oil and gas exploration, development, and production in areas of the Outer Continental Shelf. Testimony was heard from Terry Leitzell, Assistant Administrator for Fisheries, National Marine Fisheries Service, Department of Commerce.

CENSUS

Committee of Post Office and Civil Service: Subcommittee on Census and Population held a hearing on H.R. 1990, to amend title 13, United States Code, to require the Secretary of Commerce to prepare certain reports with respect to census activities and the decennial census. Testimony was heard from Senator Quayle and Representatives Marlenee, Williams of Montana, Lujan, Edwards of California, Hamilton, Fithian and Myers; Robert Orr, Governor of Indiana; Daniel B. Levine, Acting Director, Bureau of the Census, Department of Commerce and public witnesses.

SOLAR HEATING PROJECT

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds held a hearing on the status of the design and construction of the solar heating project to be installed on the roof of the HOB Annex 2, and on completion of the master plan for Capitol Hill. Testimony was heard from George White, Architect of the Capitol.

OVERSIGHT—MOTOR CARRIER ACT

Committee on Public Works and Transportation: Subcommittee on Surface Transportation continued oversight hearings on the Motor Carrier Act of 1980. Testimony was heard from public witnesses.

BUDGET RECONCILIATION

Committee on Science and Technology: Approved reconciliation recommendations pursuant to the First Concurrent Budget Resolution.

CONRAIL

Committee on Small Business: Subcommittee on Antitrust and Restraint of Trade Activities Affecting Small Business concluded hearings on proposed changes in Conrail and their impact on small business. Testimony was heard from Stephen Berger, Chairman, United States Railway Association and public witnesses.

TAX BILL

Committee on Ways and Means: Continued markup of a tax bill.

Will continue June 16.

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Friday, June 12, 1981

Senate

Chamber Action

The Senate was not in session today. It will next meet at 12 noon, Monday, June 15, 1981.

Committee Meetings

STRATEGIC PETROLEUM RESERVE

Committee on Energy and Natural Resources: Subcommittee on Energy and Mineral Resources concluded hearings on S. 1343, providing for the sale of strategic petroleum reserve fixed maturity certificates to offset the Federal government's expense of filling the reserve, after receiving testimony from Roger Mehle, Assistant Secretary of the Treasury for Domestic Finance; James L. Plummer, representing the International Association of Energy Economists, Los Altos Hills, California; James A. McSweeny, Collieries Management Corporation, Philadelphia, Pennsylvania; and Fred Arditti, Chicago Mercantile Exchange, Chicago, Illinois.

PORT AND HARBOR DEVELOPMENT

Committee on Environment and Public Works: Subcommittee on Water Resources held hearings on proposals to provide for the development of ports and harbors and inland waterways in the United States, including S. 809, S. 68, S. 202, S. 576, S. 828, and S. 1094, recieving testimony from Senators Warner and Sarbanes; Joel Price, Rotan-Mosle Energy Consultants, and Neil Goldstein, representing the Sierra Club, both of New York City; Edward Reed, Port of New Orleans, Louisiana, Lloyd Anderson, Port of Portland, Oregon, Roy Hoffman, Port of Milwaukee, Wisconsin, C. S. Devoy, Port of Galveston, Texas, Peter Goldmark, Port of New York and New Jersey, New York City, and J. Ron Brinson, Washington, D.C., all on behalf of the American Association of Port Authorities; and Carl E. Bagge, National Coal Association, Edward Osann, representing the National Wildlife Federation, Brent Blackwelder, representing the Environmental Policy Center, and John A. Downs, The National Association of Dredging Contractors, all of Washington, D.C.

Subcommittee will meet again on Tuesday, June 16.

COMMODITY TAX STRADDLES

Committee on Finance: Subcommittees on Taxation and Debt Management and Energy and Agricultural Taxation concluded joint hearings on the taxation of commodity straddle transactions, and S. 626, providing that certain governmental obligations shall be treated as capital assets for capital gains tax purposes, after receiving testimony from John E. Chapoton, Assistant Secretary of the Treasury for Tax Policy; Robert K. Wilmouth, The Chicago Board of Trade, Clayton Yeutter, Chicago Mercantile Exchange, and Michael L. Maduff, Maduff and Sons, Inc., all of Chicago, Illinois; Lee H. Berendt, Commodity Exchange, Inc., Steven D. Oppenheim, Oppenheim, Appel, Dixon and Company, representing the American Institute of Certified Public Accountants, Donald Schapiro, New York State Bar Association, Ralph Landau, Halcon International, Inc., and Robert Portnoy, Public Securities Association, all of New York City; Martin D. Ginsburg, Georgetown University Law Center, Jerome Kurtz, Paul, Weiss, Rifkind, Wharton and Garrison, Donald M. Mennel, Millers' National Federation, Edward N. Delaney, Bogan and Freeland, Robert S. McIntyre, Citizens for Tax Justice, and Jay Angoff, Congress Watch, all of Washington, D.C.; and N. Jerold Cohen, Sutherland, Asbill and Brennan, Atlanta, Georgia.

HUMAN LIFE

Committee on the Judiciary: Subcommittee on Separation of Powers resumed hearings on S. 158, establishing a Congressional finding and declaration that human life begins at conception, receiving testimony from Rabbi Seymour Siegel, Fellow, Woodrow Wilson Center, Smithsonian Institution; Utah State Attorney General David Wilkinson, Salt Lake City; Rosemary Radford Ruether, Garrett-Evangelical Theological Seminary, Evanston, Illinois; Rev. Paul D. Simmons, The Southern Baptist Theological Seminary, Louisville, Kentucky; Rabbi Henry Siegman, American Jewish Congress, and Rev. William Thompson, both of New York City; and Robert Destro, Catholic League for Religious and Civil Rights, Milwaukee, Wisconsin.

Hearings continue on Thursday, June 18.

TERRORISM

Committee on the Judiciary: Subcommittee on Security and Terrorism concluded hearings on the origin, direction and support tactics of terrorism, focusing on alleged past Soviet involvement in international terrorism, after receiving testimony from Stefan Possony, Stanford University, Stanford, California.

House of Representatives

Chamber Action

Bills Introduced: 2 public bills, H.R. 3919 and 3920 were introduced.

Page 12311

Bills Reported: Reports were filed as follows:

Report of the Committee on Interior and Insular Affairs entitled "Subdivision Among Subcommittees of Budget Allocations for fiscal years 1981 and 1982" (H. Rept. 97–142);

H.R. 3850, to make expenditure reductions in accordance with the budget reconciliation process, amended (H. Rept. 97–143);

Report entitled "Inspecting Operating Nuclear Powerplants: Shortcomings in the Nuclear Regulatory Commission Program" (H. Rept. 97–144); and

Report entitled "Impact of Administration Policies on Department of Energy Enforcement of Oil Pricing Regulations" (H. Rept. 97–145).

Page 12311

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Foley to act as Speaker pro tempore for today.

Page 12309

Legislative Program: Agreed to adjourn from Friday to Monday.

Page 12309

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 12312.

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Adjourned at 10:09 a.m.

Committee Meetings

LABOR-HHS AND EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, HHS, and Education continued hearings on Labor-HHS and Education appropriations. Testimony was heard from public witnesses.

Hearings continue June 15.

OVERSIGHT

Committee on Interior and Insular Affairs: Subcommittee on Public Lands and National Parks held an overshight hearing on public land policies for the Department of Agriculture. Testimony was heard from John B. Crowell, Assistant Secretary for Natural Resources and Environment, USDA.

GOVERNMENT COST REDUCTION ACT

Committee on Post Office and Civil Service: Subcommittee on Civil Service, Subcommittee on Human Resources and the Subcommittee on Compensation and Employee Benefits continued joint hearings on H.R. 3116, Government Cost Reduction Act. Testimony was heard from Ernest Fitzgerald, Deputy for Productivity Management, Department of the Air Force; R. Peter Henschel, Director, Resources Management Program, Office of the Mayor, San Francisco, California and public witnesses.

Hearings continue June 23.

Joint Meeting

MONETARY AND FISCAL POLICY

Joint Economic Committee: Subcommittee on Monetary and Fiscal Policy concluded hearings on U.S. monetary and fiscal policy, after receiving testimony from Lawrence A. Kudlow, Assistant Director for Economic Policy, Office of Management and Budget.

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Monday, June 15, 1981

Senate

Chamber Action

Routine Proceedings, pages 12326–12429

Bills Introduced: Five bills were introduced, as follows: S. 1365–1369.

Page 12388

Bills Reported: Reports were made as follows:

S. Res. 87, expressing the sense of the Senate that social security benefits shall remain exempt from Federal taxation, with amendments (S. Rept. No. 97–135).

S. Res. 145, waiving sections 303(a)(4) and section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 884, authorizing funds for fiscal years 1982 through 1985, for commodity price support programs administered by the Department of Agriculture, for agriculture research, soil conservation, and agriculture exports.

S. 807, establishing procedures for the administration and auditing of Federal assistance programs and the requirements imposed on assistance recipients, with an amendment in the nature of a substitute (together with additional views) (S. Rept. No. 87–136).

S. 266, establishing procedures for the interagency sharing of health resources between the Department of Defense and the Veterans' Administration (S. Rept. No. 97–137). Referred to the Committee on Veterans' Affairs for not to exceed 45 days, pursuant to order of June 4, 1981.

Page 12387

Measures Passed:

Executive Reorganizations: Senate passed with amendments S. 893, extending for four years the reorganization authority of the President.

Pages 12346–12348

Correction Public Law: Senate passed H.J. Res. 288, correcting Public Law 97–12 due to and error in the enrollment of H.R. 3512, supplemental appropriations, 1981.

Page 12385

Veterans Health Care: Senate began consideration of S. 921, improving certain programs provided by the Federal government to veterans, with a committee amendment in the nature of a substitute, taking action on additional amendments proposed thereto as follows:

Adopted

(1) Simpson unprinted amendment No. 151 (to modified Cranston amendment No. 59), limiting to toxic substances found in herbicides, defoliants, and malaria preventatives the toxic substances to which exposure may provide a Vietnam veteran with eligibility for care for a disability linked to such exposure, and to provide a termination date for the care authorized to be provided. (A vote on modified amendment No. 59, as amended, will occur on Tuesday, June 16.)

Page 12371

(2) Pressler unprinted amendment No. 152, authorizing expressly further expansion of the scope of an epidemiological study regarding veterans exposed to Agent Orange.

Page 12375

(3) Cranston amendment No. 58, extending for two years for certain educationally disadvantaged and unskilled, unemployed, or unemployed Vietnam-era veterans the period of time in which GI bill benefits may be used for the pursuit of certain training.

Page 12382

(4) Simpson-Cranston unprinted amendment No. 153, providing that an alcohol or drug dependence or abuse disability from which the eligible person has recovered shall not be considered to be the result of willful misconduct.

Page 12384

Pending are the following amendments, on which rollcall votes have been ordered to occur on Tuesday, June 16:

(1) Modified Cranston amendment No. 59, providing certain health-care eligibility and outpatient care priority to veterans for disabilities linked to their exposure to Agent Orange or other toxic substances in Vietnam, or to nuclear weapons test radi-

ation (as amended by unprinted amendment No. 151).

Page 12366

(2) Modified Chafee amendment No. 61, extending for three years the period in which Vietnam-era veterans may request readjustment counseling and related mental health services, and providing for appropriate transition into VA health care facilities of the readjustment counseling program for Vietnam-era veterans during the last year that such veterans would be eligible to apply.

Page 12376

By unanimous consent, on Tuesday, June 16, after the disposition of further amendments and third reading of the bill, the Senate will turn to the consideration of H.R. 3499, striking all after the enacting clause and substituting the text of S. 921, as amended, with a rollcall vote to occur on passage.

Page 12246 Pages 12348–12385

Treaty Received: The injunction of secrecy was removed from the following treaty transmitted to the Senate by the President:

Inter-American Convention on Commercial Arbitration. (Treaty Doc. No. 97–12)

The treaty was considered as having been read for the first time and referred, with accompanying papers, to the Committee on Foreign Relations and ordered to be printed.

Page 12385

Confirmations: Senate confirmed the following nominations:

Herman E. Roser, of New Mexico, to be an Assistant Secretary of Energy (Defense Programs).

Russell D. Hale, of Virginia, to be an Assistant Secretary of the Air Force.

Edward J. Philbin, of California, to be Deputy Assistant Secretary of Defense for Reserve Affairs.

George A. Sawyer, of New Jersey, to be an Assistant Secretary of the Navy.

William R. Gianelli, to be a Member of the Board of the Panama Canal Commission.

Four Army nominations in the rank of General.

Two Navy nominations in the rank of Admiral.

One Air Force nomination in the rank of General.

One Marine Corps nomination in the rank of General.

Routine lists of Army and Navy nominations.

Pages 12345–12346

Nominations: Senate received the following nominations:

Jose Manuel Casanova, of Florida, to be Executive Director of the Inter-American Development Bank.

Francis J. West, of Rhode Island, to be an Assistant Secretary of Defense.

Harold V. Hunter, of Oklahoma, to be Administrator of the Rural Electrification Administration.

Donald J. Senese, of Virginia, to be Assistant Secretary for Educational Research and Improvement, Department of Education.

Thomas L. Lias, of Iowa, to be an Assistant Director of the ACTION Agency.

Gilbert A. Robinson, of New York, to be Deputy Director of the International Communication Agency.

Danford L. Sawyer, of Florida, to be Public Printer.

Charles H. Dean, Jr., of Tennessee, to be a Member of the Board of Directors of the Tennessee Valley Authority.

Routine lists of Army, Air Force, and Coast Guard nominations.

Pages 12427–12429

Messages From the President: Page 12387

Messages From the House: Page 12387

Measures Referred: Page 12387

Measures Ordered Placed on Calendar: Page 12387

Statements on Introduced Bills: Pages 12388–12400

Notices of Hearings: Page 12401

Additional Statements: Pages 12401–12426

Nominations: Pages 12427–12429

Confirmations: Page 12429

RECESS: Senate met at 12 Noon and recessed at 4:34 p.m., until 11 a.m., on Tuesday, June 16, 1981. (For Senate's program, see remarks of Senator Stevens in today's RECORD on page 12427.)

Committee Meetings

APPROPRIATIONS—INTELLIGENCE

Committee on Appropriations: Subcommittee on Defense resumed closed hearings on proposed budget estimates for fiscal year 1982 for the defense establishment, receiving testimony on the defense intelligence program from Lt. General Eugene F. Tighe, Jr., Director, Defense Intelligence Agency.

Subcommittee will meet again on Wednesday, June 17.

TELECOMMUNICATIONS

Committee on Commerce, Science, and Transportation: Committee resumed hearings on S. 898, establishing as national policy the promotion of marketplace competition, deregulation, and reliance on the private sector to provide telecommunications services, receiving testimony from Ian M. Ross, Bell Laboratories, Murray Hill, New Jersey; Alan Baughcum, Charles River Associates, Boston, Massachusetts; C. Gus Grant, Southern Pacific Communications Company, and William McGowan, MCI Communications Corporation, both of Washington, D.C.; James V.

Napier, Continental Telephone Corporation, Atlanta, Georgia; Robert Hall, Satellite Business Systems, McLean, Virginia; Leory Carlson, Telephone and Data Systems, Chicago, Illinois; Steven G. Jerritts, Honeywell Information Systems, Minneapolis, Minnesota; Steven Mihaylo, Inter-tel Communications, Inc., Phoenix, Arizona; A. S. Blankenship, Jr., Data Processing of the South, Inc., Charlotte, North Carolina; Charles P. Johnson, General Data Communications Industries, Inc., Danbury, Connecticut; Richard Brandt, Trans-Lux Corporation, Norwalk, Connecticut; and William Stritzler, AT&T, Basking Ridge, New Jersey.

Hearings continue tomorrow.

WASTEWATER TREATMENT CONSTRUCTION GRANTS

Committee on Environment and Public Works: Subcommittee on Environmental Pollution resumed hearings on the implementation of the municipal wastewater treatment construction grants program of the Clean Water Act, receiving testimony from John R. Ponsetto and Reginald LaRosa, both of the Vermont Department of Water Resources & Environmental Engineering, Montpelier; Walter Garrison, Los Angeles County Sanitation Districts, Los Angeles, California; Joe G. Moore, University of Texas, Dallas; Michael P. Mauzy, Illinois Environmental Protection Agency, Springfield; Dick Whittington, Texas Department of Water Resources, Austin; Warren R. Neufeld, South Dakota Department of Water & Natural Resources, Pierre; and Arnold Schiffman, New Jersey Division of Water Resources, Trenton.

Hearings continue on Wednesday, June 17.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of Maxwell M. Rabb, of New York, to be Ambassador to Italy, Charles H. Price, II, of Missouri, to be Ambassador to Belgium.

Theodore E. Cummings, of California, to be Ambassador to Austria, and Ernest H. Preeg, of Virginia, to be Ambassador to Haiti, after the nominees testified and answered questions in their own behalf. Mr. Rabb was introduced by Senator Moynihan; Mr. Price was introduced by Senator Danforth; and Mr. Cummings was introduced by Senators Cranston and Hayakawa.

EMPLOYMENT/TRAINING PROGRAMS

Committee on Labor and Human Resources: Subcommittee on Employment and Productivity resumed hearings on employment and training programs in the United States, focusing on objectives of employment and training policy and the relationship between Federal, State, and local governments in the funding, design and administration of employment and training programs, receiving testimony from Lloyd N. Hand on behalf of the Business Roundtable, Franklin A. Lindsay, Committee for Economic Development, and John Bell, National Tooling and Machining Association, all of Washington, D.C.; James Campbell, Mississippi School Supply Company, Jackson, representing the United States Chamber of Commerce; Carnie Ives Lincoln, Connecticut General Life Insurance Company, Bloomfield, representing the American Society for Training and Development; Robert B. Fay, Jos. B. Fay Company, Pittsburgh, Pennsylvania, representing the Associated General Contractors of America; Samuel J. Hebdo, Columbus, Ohio, representing the Associated Builders and Contractors, Inc.; John Kennedy, Suburban Cook County Private Industry Council, Chicago, Illinois, representing the National Association of Private Industry Councils; Carl Struever, Struever Brothers and Eccles, Inc., Baltimore, Maryland; William Thery, T. and K. Specialty Products, Inc., Racine, Wisconsin; Britt Beemer, and William Roversi, both of the Private Employment Consortium, Inc., Charleston, South Carolina; and John H. Filer, AETNA Life and Casualty Company, Hartford, Connecticut, representing the National Alliance of Business.

Hearings continue on Thursday, June 18.

House of Representatives

Chamber Action

Bills Introduced: Public bill, H.R. 3921; private bill, H.R. 3922; and resolution, H.J. Res. 288, were introduced.

Page 12325

Report Filed: One report was filed as follows: Report of the Committee on Science and Technology entitled, "Allocation of Budget Totals for Fiscal Year 1982" (H. Rept. 97–146).

Page 12325

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Foley as Speaker pro tempore for today.

Page 12320

Supplemental Appropriations and Rescissions: House passed H.J. Res. 288, to correct Public Law 97–12 due to an error in the enrollment of H.R. 3512, making supplemental and further continuing appropriations for the fiscal year ending September 30, 1981, and rescinding certain budget authority.

Pages 12321–12321

DOD Supplemental Authorization: House completed all general debate on H.R. 2614, to authorize supplemental appropriations for fiscal year 1981 for

procurement of aircraft, missiles, naval vessels, and tracked combat vehicles and for research, development, test, and evaluation for the Armed Forces and to increase the authorized personnel end strengths for military and civilian personnel of the Department of Defense for fiscal year 1981; but came to no resolution thereon. Proceedings under the 5-minute rule are scheduled to begin on Wednesday, June 17.

Pages 12321-12323

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 12325

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Adjourned at 12:33 p.m.

Committee Meetings

LABOR-HHS AND EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, HHS, and Education continued hearings on Labor, HHS, and Education appropriations. Testimony was heard from public witnesses.

Hearings continue tomorrow.

COMPENSATION, INSURANCE AND RELATED MATTERS LEGISLATION; OVERSIGHT

Committee on Veterans' Affairs: Subcommittee on Compensation, Pension and Insurance approved for full Committee action legislation to be introduced providing compensation increases, insurance, and related matters.

The Subcommittee also held an oversight hearing on VA automotive adaptive equipment program. Testimony was heard from Dr. Carl W. Hughes, Assistant Chief Medical Director for Professional Service, Department of Medicine and Surgery, VA and representatives of various veterans' organizations.

MISCELLANEOUS TARIFF AND TRADE BILLS

Committee on Ways and Means: Subcommittee on Trade concluded hearings on miscellaneous tariff and trade bills. Testimony was heard from Representatives Bedell, Won Pat, de Lugo, Loeffler, Jenkins, Yates and Wylie; Robert Cornell, Deputy Assistant Secretary for Trade and Investment Policy and other officials of the Department of the Treasury and public witnesses.

Tuesday, June 16, 1981

Senate

Chamber Action

Routine Proceedings, pages 12447–12514

Bills Introduced: Seven bills were introduced, as follows: S. 1370–1376.

Page 12485

Bills Reported: Reports were made as follows:

Report on S. 255, encouraging American innovation by restoring the patent system as it affects certain products subject to premarket testing by the Federal government, (with additional views). (S. Rept. No. 97–138).

Page 12485

Measure Passed:

Veterans Health Care: By unanimous vote of 99 yeas, Senate passed H.R. 3499, improving certain programs provided by the Federal government to veterans, after striking all after the enacting clause and inserting in lieu thereof the text of S. 921, Senate companion bill, and having adopted the following additional amendments proposed thereto:

(1) By unanimous vote of 98 yeas, Proxmire amendment No. 53, increasing the maximum amount of Servicemen's Group Life Insurance and Veterans' Group Life Insurance from $20,000 to $35,000. Page 12450

(2) By unanimous vote of 98 yeas, 1 voting present, modified Cranston amendment No. 59, providing certain health-care eligibility and outpatient care priority to veterans for disabilities linked to their exposure to Agent Orange or other toxic substances in Vietnam, or to nuclear weapons test radiation (as amended by unprinted amendment No. 151).

Page 12453

(3) By unanimous vote of 99 yeas, modified Chafee amendment No. 61, extending for three years the period in which Vietnam-era veterans may request readjustment counseling and related mental health services, and providing for appropriate transition into VA health care facilities of the readjustment counseling program for Vietnam-era veterans during the last year that such veterans would be eligible to apply.

Page 12453

S. 921 was then indefinitely postponed.

Page 12455

Pages 12450–12456

Department of Justice Authorizations, 1982: Senate began consideration of S. 951, authorizing funds for fiscal year 1982 for the Department of Jus-

tice, with committee amendments, and additional amendments proposed thereto, as follows:

(1) Helms unprinted amendment No. 154 (printed amendment No. 69), to the first committee amendment, forbidding the Department of Justice from bringing or maintaining any action to require, directly or indirectly, the mandatory busing of school children.

Page 12468

(2) Weicker unprinted amendment No. 155 (printed amendment No. 70), to unprinted amendment No. 154 above, providing that nothing in the Act shall be interpreted to limit in any manner the Department of Justice in enforcing the Constitution of the United States, nor shall anything in the Act be interpreted to modify or diminish the authority of the courts of the United States to enforce fully the Constitution of the United States.

Pages 12475–12482

Both amendments are still pending and the Senate will continue consideration of the bill and amendments thereto on Wednesday, June 17.

Page 12482

Pages 12459–12482

VICE PRESIDENTIAL APPOINTMENT: The Chair, on behalf of the Vice PPresident, appointed Senators Stafford, Baker, Domenici, Mathias, and Hawkins to the Senate ffice Building Commission.

Page 12460

Confirmations: Senate confirmed the following nominations:

Reese H. Taylor, Jr., of Nevada, to be a Member of the Interstate Commerce Commission.

Donald E. Sowle, of Virginia, to be Administrator for Federal Procurement Policy.

Page 12514

Nominations: Senate received the following nominations:

Paul H. Robinson, Jr., of Illinois, to be Ambassador to Canada.

Arthur F. Burns, of the District of Columbia, to be Ambassador to the Federal Republic of Germany.

Joan M. Clark, of New York, to be Director General of the Foreign Service.

Edward C. Prado, to be United States Attorney for the Western District of Texas.

James G. Stearns, of Nevada, to be Director of the Office of Alcohol Fuels.

Page 12514

Nomination Withdrawn: Senate received the withdrawal of the nomination of Ernest W. Lefever, of Maryland, to be Assistant Secretary of State for Human Rights and Humanitarian Affairs.

Page 12514

Messages From the President: Page 12483

Messages From the House: Page 12483

Communications: Pages 12483–12484

Statement on Introduced Bills: Pages 12485–12499

Amendments Submitted for Printing: Page 12500

Notices of Hearings: Page 12500

Committee Authority To Meet: Page 12500

Additional Statements: Pages 12500–12513

Nominations: Page 12514

Confirmations: Page 12514

Record Votes: Four record votes were taken today. (Total—153).

Pages 12453, 12455

Recess: Senate convened at 11 a.m., and recessed at 5:38 p.m., until 11 a.m., on Wednesday, June 17, 1981. (For Senate's program see remarks of Senator Baker in today's Record on page 12513, 12514.)

Committee Meetings

OVERSIGHT HEARINGS

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Rural Development, Oversight, and Investigations began oversight hearings on the implementation of the Emergency Petroleum Allocation Act, focusing on the energy needs of agriculture, rural America, and the food and fiber processing industry, receiving testimony from Martin Fitzpatrick, Director, Office of Transportation, Agricultural Marketing Service, Department of Agriculture; and R. Thomas Van Arsdall, National Council of Farmer Cooperatives, Michael Stientjes, American Farm Bureau Federation, and Robert Mullins, National Farmers Union, both of Washington, D.C.

Hearings continue on Thursday, June 18.

MX MISSILE

Committee on Appropriations: Subcommittees on Defense and Military Construction held joint closed hearings to review proposed budget estimates for the MX missile program, receiving testimony from Senators Schmitt and Roth; Edward L. Rowney, Consultant to the Arms Control and Disarmament Agency; receiving testimony on the program's threat assessment from officials of the Defense Intelligence Agency; and receiving testimony on the system's resiliency to threat from Lt. General Kelly Burke, Chief of Air Force Staff for Research and Development.

Closed hearings continue on Thursday, June 18.

AUTHORIZATIONS—MILITARY CONSTRUCTION

Committee on Armed Services: Subcommittee on Military Construction approved for full committee consideration with amendments S. 834, authorizing

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funds for fiscal year 1982 for military construction programs of the Department of Defense.

FOREIGN CORRUPT PRACTICES ACT

Committee on Banking, Housing, and Urban Affairs: Subcommittee on International Finance and Monetary Policy, and the Subcommittee on Securities resumed joint hearings on S. 708, clarifying the intent and modifying certain provisions of the Foreign Corrupt Practices Act of 1977, receiving testimony from John S. R. Shad, Chairman, Edward Greene, Director, Division of Corporation Finance, and Ralph Ferrara, General Counsel, all of the Securities and Exchange Commission; Philip B. Chenok, Theodore C. Barreaux, J. Michael Cook, and James J. Leisenring, all of the American Institute of Certified Public Accountants, Roderick M. Hills, Latham, Watkins & Hills, and A. A. Sommer, Jr., Morgan, Lewis & Boukius, all of Washington, D.C.

Hearings were recessed subject to call.

BUDGET RECONCILIATION

Committee on the Budget: Committee ordered favorably reported an original bill (S. 1377) conforming the reconciliation provisions of section 310(c) of the Congressional Budget Act of 1974, as mandated in H. Con. Res. 115, revising the Congressional Budget for the Federal Government for fiscal years 1982, 1983, and 1984, and revising the Congressional Budget for the Federal Government for fiscal year ending September 30, 1981.

TELECOMMUNICATIONS

Committee on Commerce, Science, and Transportation: Committee continued hearings on S. 898, establishing as national policy the promotion of marketplace competition, deregulation, and reliance on the private sector to provide telecommunications services, receiving testimony from Griffin B. Bell, Atlanta, Georgia; Charles Brown, AT&T, Washington, D.C.; Leo J. Chamberlain, Rolm Corporation, Santa Clara, California; Wallace Doud, IBM, Armonk, New York; Theodore Brophy, General Telephone Electronics, Stamford, Connecticut; Paul Henson, United Telecommunications, Inc., Shawnee Mission, Kansas; Donald Paulson, Golden West Telephone Corporation, Wall, South Dakota; Rollie Nehring, Arizona Telephone Company, Phoenix; and Evan Copsey, Fidelity Telephone Company, Sullivan, Missouri.

Hearings continue on Friday, June 19.

NOMINATIONS

Committee on Energy and Natural Resourses: Committee concluded hearings on the nominations of Daniel N. Miller, Jr., of Wyoming, to be an Assistant Secretary of the Interior for Energy and Minerals, Richard Mulberry, of Texas, to be Inspector General, Department of the Interior, Shelby T. Brewer, of Maryland, to be an Assistant Secretary of Energy for Nuclear Energy, and J. Erich Evered, of nevada, to be Administrator, Energy Information Administration, after the nominees testified and answered questions in their own behalf. Mr. Miller was introduced by Senators Simpson and Wallop.

URANIUM MILL TAILINGS

Committee on Environment and Public Works: Subcommittee on Nuclear Regulation concluded oversight hearings on the implementation of the Uranium Mill Tailings Radiation Control Act (P.L. 95–604), focusing on the remedial action program established by Title I of the Act, after receiving testimony from Sheldon Meyers, Deputy Assistant Secretary of Energy for Nuclear Waste Management and Fuel Cycle Programs; John W. Hernandez, Deputy Administrator, Environmental Protection Agency; William J. Dircks, Executive Director for Operations, John G. Davis, Director, Office of Nuclear Materials Safety and Safeguards, and John B. Martin, Director, Division of Waste Management, all of the Nuclear Regulatory Commission; Albert J. Hazle, Colorado Department of Health, and Edward C. Gibbs, Rocky Mountain Energy Company, both of Denver, Colorado; Cubia L. Clayton and Al Topp, both of the New Mexico Health and Environment Department, Santa Fe; George B. Rice, Kerr-McGee Corporation, Oklahoma City, Oklahoma, representing the American Mining Congress; William Paul Robinson, South West Research and Information Center, Albuquerque, New Mexico; and Luke J. Danielson, representing the National Wildlife Federation, Boulder, Colorado.

INLAND WATERWAY SYSTEM

Committee on Environment and Public Works: Subcommittee on Water Resources held hearings on S. 810, prescribing a system of user fees to be levied on commercial transportation on the inland waterway projects, receiving testimony from Senator Johnston; Richard F. Walsh, Director, Office of Economics and Public Investment, Department of Transportation; Anthony L. Kuchera, American Waterways Operators, Arlington, Virginia; Lester C. Bedient, Crowley Maritime Corporation, San Francisco, California; Robert W. Sanders, Turecamo Coastal and Harbor Towing Corporation, New York City; John W. Lambert, City Barge, Inc., South Saint Paul, Minnesota; A. L. Wilson, Dixie Carriers, Inc., Houston, Texas; William A. Dempsey, Association of American Railroads, Harry Cook, National Waterways Conference, Inc., and Donald A. Frederick, National Council of Farmer Cooperatives, all of Washington, D.C.; Donald M. Meisner, Siouxland Interstate Metropolitan Planning Council, Sioux

City, Iowa; Lonnie E. Haefner, Washington University, and Milton Barschdorf, Inland Rivers-Ports & Terminals, Incorporated, both of St. Louis, Missouri; Lloyd Anderson, Port of Portland Commission, Portland, Oregon; and Edward Malloy, Consad Research Corporation, Pittsburgh, Pennsylvania.

Subcommittee will meet again on Thursday, June 18.

BUSINESS MEETING

Committee on Foreign Relations: Committee ordered favorably reported the following business items:

The Consular Convention with the People's Republic of China (Treaty Doc. No. 97–3);

S.J. Res. 65, proclaiming Raoul Wallenburg to be a honorary citizen of the United States, and requesting further information from the Soviet Union on his whereabouts;

S. Con. Res. 5, expressing the sense of the Congress that the Soviet Union should provide medical care for Viktor Brailovsky and permit him to emigrate to Israel, with amemdments;

S. Con. Res. 18, relating to the free exercise of religion in the Ukraine;

S. Res. 152, congratulating Bulgaria on its 1,300th year of statehood, and commending Bulgaria for its efforts on behalf of its Jewish population during World War II, with amendments;

S. Res. 144, offering strong support for diplomatic efforts to resolve the current crisis in Lebanan, and to protect the right of Lebanese Christian and other communities to live in freedom and security, with amendments; and

The nominations of Robert S. Dillion, of Virginia, to be Ambassador to Lebanon, Maxwell M. Rabb, of New York, to be Ambassador to Italy, Charles H. Price, of Missouri, to be Ambassador to Belgium, Theodore E. Cummings, of California, to be Ambassador to Austria, and Ernest H. Preeg, of Virginia, to be Ambassador to Haiti.

NAMIBIA

Committee on Foreign Relations: Subcommittee on African Affairs met in closed session to receive a briefing from Chester A. Crocker, Assistant Secretary of State for African Affairs on the recent trip of Deputy Secretary of State William P. Clark to southern Africa to discuss Namibia.

Subcommittee recessed subject to call.

CONGRESSIONAL FRANKING PRIVILEGES

Committee on Governmental Affairs: Subcommittee on Civil Service, Post Office, and General Services concluded hearings on S. 1224, strengthening and clarifying the congressional franking law, after receiving testimony from Senators Wallop and Pressler; and Representative Udall.

NOMINATIONS

Committee on Labor and Human Resources: Committee approved for reporting the following nominations:

William C. Clohan, Jr., of West Virginia, to be Under Secretary of Education;

Vincent E. Reed, of the District of Columbia, to be Assistant Secretary of Education for Elementary and Secondary Education;

Winifred A. Pizzano, of Virginia, to be Deputy Director of the ACTION Agency;

Kent Lloyd, of California, to be Deputy Under Secretary of Education for Management; and

Lawrence F. Davenport, of California, to be an Associate Director of the ACTION Agency.

LONGSHOREMEN'S/HARBOR WORKERS' BENEFITS

Committee on Labor and Human Resources: Subcommittee on Labor began hearings on S. 1182, improving the administration of the Longshoremen's and Harbor Workers' Compensation Act by removing certain inequities, reducing incentives for fraud and abuse, and assuring immediate compensation benefits and competent medical treatment for injured employees, receiving testimony from Senator Nunn; William L. Gardner, Braswell Shipyards, Inc., Charleston, South Carolina; William H. Taylor, National Steel and Shipbuilding Company, San Diego, California; R. A. Obsorn, Jr., Atlantic and Gulf Stevedores, Inc./New Orleans Steamship Association, New Orleans, Louisiana; William H. Huff, III, Employers Insurance of Texas, Dallas; James F. Hughes, Midland Insurance Company, New York City; William Lachner, Insurance Company of North America, Philadelphia, Pennsylvania; and Judge Samuel Smith, Benefits Review Board, Washington, D.C.

Hearings continue tomorrow.

INVESTIGATION OF SENATOR WILLIAMS

Select Committee on Ethics: Committee met in closed session to discuss committee procedures in its investigation of Senator Williams, made no announcements, and will meet again on Tuesday, July 14.

SOCIAL SECURITY SYSTEM

Special Committee on Aging: Committee began oversight hearings to review short-term financial status of the social security system, Robert J. Meyers, Deputy Commissioner for Policy, Social Security Administration; Alice M. Rivlin, Director, Congressional Budget Office; and Henry J. Aaron, The Brookings Institution, and James R. Swenson, American Academy of Actuaries, both of Washington, D.C.

Hearings continued on Thursday, June 18.

House of Representatives

Chamber Action

Bills Introduced: 14 public bills, H.R. 3923–3936; 3 private bills, H.R. 3937–3939; and 3 resolutions, H.J. Res. 289, H. Con. Res. 149, and H. Res. 160 were introduced.

Pages 12592–12593

Bills Reported: Reports were filed as follows:

H.R. 2590, to amend the Privacy Act of 1974 to impose additional restrictions on the maintenance and disclosure of mailing lists by Government agencies, amended (H. Rept. 97–147);

Report of the Committee on Veterans' Affairs pursuant to section 302(b) of the Congressional Budget Act of 1974 (H. Rept. 97–148);

Report of the Committee on Post Office and Civil Service pursuant to section 302(b) of the Congressional Budget Act of 1974 (H. Rept. 97–149);

H.R. 2998, to consolidate and modify the terms of the Small Business Administration programs under sections 7(a), 7(e), 7(h), 7(i), and 7(l) of the Small Business Act and sections 501 and 502 of the Small Business Investment Act of 1958, amended (H. Rept. 97–150); and

H.R. 1309, to provide grants to the 1890 land-grant colleges, including Tuskegee Institute, for the purpose of assisting these institutions in the purchase of equipment and land, and the planning, construction, alteration, or renovation of buildings to strengthen their capacity for research in the food and agricultural sciences, amended (H. Rept. 97–151).

Page 12592

Journal: By a yea-and-nay vote of 366 yeas to 10 nays, with 2 voting "present", Roll No. 75, the House approved the Journal of Monday, June 15.

Page 12515

Private Calendar: On the call of the Private Calendar, the House passed over without prejudice H.R. 1547.

Further call of the Calendar was dispensed with.

Page 12516

Defense Officer Personnel Management: House passed H.R. 3807, to make technical corrections in the Defense Officer Personnel Management Act.

Pages 12518–12524

Virgin Islands Constitution: House cleared for the President H.J. Res. 238, to approve a Constitution for the United States Virgin Islands; by agreeing to the Senate amendments thereto.

Page 12524

Infant Formula Code: By a yea-and-nay vote of 301 yeas to 100 nays, with 2 voting "present", Roll No. 76, the House voted to suspend the rules and pass H.J. Res. 287, in support of the implementation of the World Health Organization voluntary code on infant formula.

Pages 12524–12544

Lebanese Crisis: By a yea-and-nay vote of 398 yeas to 1 nay, Roll No. 77, the House agreed to H. Res. 159, expressing the strong support of the House of Representatives for diplomatic efforts to resolve the current crisis in Lebanon and congratulating Special Envoy Philip C. Habib on his tireless efforts to resolve that crisis.

Pages 12544–12547

Legal Services Corporation: House completed all general debate on H.R. 3480, to amend the Legal Services Corporation Act to provide authorization of appropriations for additional fiscal years, but came to no resolution thereon. Proceedings under the 5-minute rule are scheduled to continue on Wednesday, June 17.

Rejected:

An amendment, as amended, that sought to require the Corporation to insure that the majority of the governing bodies of recipient organizations be appointed by local bar associations (rejected by a recorded vote of 155 ayes to 249 noes, with 2 voting "present", Roll No. 79); and

An amendment that sought to eliminate the reasonable notice and hearing requirements before termination or suspension of services (rejected by a recorded vote of 152 ayes to 251 noes, Roll No. 80).

Pages 12547–12580

Printing: House agreed to H. Con. Res. 149, authorizing the printing of additional copies of Omnibus Reconciliation Act of 1981, and accompanying reports.

Page 12580

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 12591

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 12594.

Quorum Calls—Votes: One quorum call, three yea-and-nay votes, and two recorded votes developed during the proceedings of the House today and appear on pages 12515, 12543–12544, 12546–12547, 12571–12572, 12577–12578.

Adjournment: Adjourned at 5:33 p.m.

Committee Meetings

WATER RESOURCES POLICY ACT

Committee on Agriculture: Subcommittee on Conservation Credit, and Rural Development held a hearing on H.R. 3432, Water Resources Policy Act of 1981. Testimony was heard from departmental and public witnesses.

FIFRA

Committee on Appropriations: Subcommittee on Department Operations, Research and Foreign Agriculture held a hearing on Federal Insecticide, Fungicide and Rodenticide Act—data issues. Testimony was heard from departmental and public witnesses.

LABOR-HHS AND EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, HHS, and Education heard testimony from Members of Congress on impact aid.

The Subcommittee also continued hearings with public witnesses.

Hearings continue tomorrow.

MULTI-YEAR PROCUREMENT

Committee on Appropriations: Subcommittee on Defense held a hearing on Multi-Year Procurement. Testimony was heard from Tom Morris, Special Assistant to the Comptroller General, GAO and Dr. Richard D. DeLauer, Under Secretary of Defense for Research and Engineering.

CONTRACTING ENVIRONMENT

Committee on Armed Services: Subcommittee on Procurement and Military Nuclear Systems held a hearing on the necessity for profit-limitation legislation in the current contracting environment. Testimony was heard from Representatives Mavroules and McCloskey; Donald J. Horan, Director, Procurement, Logistics and Readiness Division, GAO; from the following officials of the Department of Defense: Dr. Richard DeLauer, Under Secretary for Research and Engineering; and Robert F. Trimble, Acting Deputy Under Secretary for Research and Engineering (Acquisition Policy) and Adm. H. G. Rickover, Deputy Commander for Nuclear Propulsion, Naval Sea Systems Command, Department of the Navy.

Hearings continue tomorrow.

NUCLEAR WASTE

Committee on Energy and Commerce: Subcommittee on Energy Conservation and Power held a hearing on nuclear waste. Testimony was heard from Sheldon Meyers, Acting Deputy Assistant Secretary for Nuclear Waste Management and Fuel Cycle Programs, Department of Energy.

LICENSING–VHF TV STATIONS

Committee on Energy and Commerce: Subcommittee on Telecommunications, Consumer Protection, and Finance held a hearing on licensing of VHF television stations in New Jersey and Delaware. Testimony was heard from Senator Bradley; Representatives Smith of New Jersey, Evans of Delaware, Florio, Courter and Guarini; Martin Blumenthal, Chief, Legal Branch of the Policy and Rules Division of the Broadcast Bureau, FCC and public witnesses.

MORATORIUM ON KILLING WHALES

Committee on Foreign Affairs: Subcommittee on Human Rights and International Organizations approved for full Committee action as amended H. Con. Res. 96, calling for an indefinite moratorium on the commercial killing of whales and otherwise expressing the sense of the Congress with respect to conserving and protecting the world's whale populations.

Prior to this action, the Subcommittee held a hearing on this resolution and on Preparations for the 33rd Annual Meeting of the International Whaling Commission. Testimony was heard from Representative McCloskey; from the following officials of the Department of Commerce: James Walsh, Acting Administrator, NOAA and Richard Roe, Deputy Director, Office of Marine Mammals and public witnesses.

INFANT FORMULA

Committee on Foreign Affairs: Subcommittee on International Economic Policy and Trade and the Subcommittee on Human Rights and International Organizations held a joint hearing on the Implementation of the WHO's Code on Infant Formula Marketing. Testimony was heard from Edward N. Brant, Jr., Assistant Secretary for Health, Department of Health and Human Services; Elinor Constable, Deputy Assistant Secretary, Bureau of Economic and Business Affairs, Department of State; John Bolton, General Counsel, AID and public witnesses.

Hearings continue tomorrow.

AUDIT FINDINGS

Committee on Government Operations: Subcommittee on Legislation and National Security continued hearings on disappointing progress made by Government departments and agencies in improving systems for resolving audit findings. Testimony was heard from Edwin L. Harper, Deputy Director, OMB; John R. Block, Secretary of Agriculture and Joseph Wright, Jr., Deputy Secretary of Commerce.

VOTING RIGHTS ACT

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued hearings on extending the Voting Rights Act of 1965. Testimony was heard from Representative DeNardis; Arthur S. Flemming, Chairman, Commission on Civil Rights and public witnesses.

Hearings continue tomorrow.

OVERSIGHT

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and Navigation held an

oversight hearing on the Coast Guard's marine safety, aids to navigation, bridge administration, domestic icebreaking and recreational boating safety programs. Testimony was heard from Adm. John B. Hayes, Commandant, U.S. Coast Guard; Rear Adm. Clyde Lusk, Chief, Office of Merchant Marine Safety, U.S. Coast Guard and public witnesses.

Hearings continue tomorrow.

OVERSIGHT—HOUSEHOLD GOODS TRANSPORTATION ACT AND MOTOR CARRIER ACT

Committee on Public Works and Transportation: Subcommittee on Surface Transportation continued oversight hearings on the Household Goods Transportation Act of 1980 and the Motor Carrier Act of 1980. Testimony was heard from Virginia H. Knauer, Special Assistant to the President and Director, Office of Consumer Affairs and public witnesses.

NATION'S PORTS

Committee on Public Works and Transportation: Subcommittee on Water Resources held a hearing on the present status of our Nation's ports. Testimony was heard from Representative Boggs and public witnesses.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Committee on Rules: Subcommittee on Legislative Process met to consider pending business.

NATIONAL BUREAU OF STANDARDS ORGANIC ACT

Committee on Science and Technology: Subcommittee on Science, Research and Technology held a hearing on National Bureau of Standards Organic Act. Testimony was heard from Malcolm Baldrige, Secretary of Commerce, Dr. Ernst Ambler, Director, National Bureau of Standards, Department of Commerce and a public witness.

Hearings continue tomorrow.

AIR TRAFFIC CONTROL COMPUTER MODERNIZATION PROGRAMS

Committee on Science and Technology: Subcommittee on Transportation, Aviation and Materials held a hearing on Air Traffic Control Computer Modernization Programs. Testimony was heard from Representatives John Burton and Whittaker; from the following officials of FAA: Lynn Helms, Administrator; A. P. Albrecht, Associate Administrator for Engineering and Development; and Neil Blake, Deputy Associate Administrator for Engineering and Development.

Hearings continue tomorrow.

ESTATE AND GIFT TAXES

Committee on Small Business: Subcommittee on Tax, Access to Equity Capital, and Business Opportunities held a hearing on the impact of Estate and Gift Taxes on Small Business. Testimony was heard from Representative Bedell and public witnesses.

Hearings continue tomorrow.

TAX BILL

Committee on Ways and Means: Continued markup of a tax bill.

Will continue tomorrow.

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Wednesday, June 17, 1981

Senate

Chamber Action

Routine Proceedings, pages 12691–12800

Bills Introduced: Nine bills and two resolutions were introduced, as follows: S. 1377–1385, and S. Res. 153–154.

Pages 12768, 12774–12775, 12800

Bills Reported: Reports were made as follows:

S. 1377, conforming the reconciliation provisions of section 310(c) of the Congressional Budget Act of 1974, as mandated in H. Con. Res. 115, revising the Congressional budget for the Federal Government for fiscal years 1982, 1983, and 1984, and revising the Congressional budget for the Federal Government for fiscal year ending September 30, 1981. (S. Rept. No. 97–139).

S. Res. 152, congratulating Bulgaria on its 1300th year of statehood, and commending Bulgaria for its efforts on behalf of its Jewish population during World War II, with amendments.

S. Con. Res. 18, relating to the free exercise of religion in the Ukraine, with amendments.

S. Res. 144, offering strong support for diplomatic efforts to resolve the current crisis in Lebanon, and to protect the right of Lebanese Christian and other communities to live in freedom and security, with amendments.

S. Con. Res. 5, expressing the sense of the congress that the Soviet Union should provide medical care for Viktor Brailovsky and permit him to emigrate to Israel, with amendments.

Pages 12765–12766

Measures Passed:

Inter-American Development Bank: By 65 yeas to 27 nays, Senate passed S. 1195, providing for the continued participation by the United States in the

International Bank for Reconstruction and Development and the Inter-American Development Bank.

Page 12761

Reprinting of Compilation: Senate agreed to S. Res. 154, authorizing the reprinting of the compilation entitled "Majority and Minority Leaders of the Senate."

Page 12800

Authorizing Printing: Senate agreed to H. Con. Res. 149, authorizing the printing of additional copies of the Omnibus Reconciliation Act of 1981, and accompanying reports.

Page 12800

Department of Justice Authorizations, 1982: Senate continued consideration of S. 951, authorizing funds for fiscal year 1982 for the Department of Justice, with committee amendments, and additional amendments proposed thereto, as follows:

(1) Helms amendment No. 69, to the first committee amendment, forbidding the Department of Justice from bringing or maintaining any action to require, directly or indirectly, the mandatory busing of school children, and

(2) Weicker amendment No. 70, to amendment No. 69, providing that nothing in the Act shall be interpreted to limit in any manner the Department of Justice in enforcing the Constitution of the United States, nor shall anything in the Act be interpreted to modify or diminish the authority of the courts of the United States to enforce fully the Constitution of the United States.

Page 12725

Both amendments are still pending and the Senate will resume consideration of the bill and amendments thereto on Thursday, June 18.

Pages 12725–12730

Department of State Authorizations, 1982–83: Senate began consideration of S. 1193, authorizing funds for fiscal years 1982 and 1983 for the Department of State, authorizing funds for fiscal year 1982 for the Arms Control and Disarmament Agency, authorizing funds for fiscal years 1982 and 1983 for the International Communication Agency, and authorizing funds for fiscal years 1982 and 1983 for the Board for International Broadcasting, adopting amendments proposed thereto as follows:

Adopted:

(1) Percy unprinted amendment No. 156, of a technical nature.

Page 12731

(2) Hawkins amendment No. 68, providing for distribution within the United States of the film entitled "In Their Own Words."

Page 12732

(3) Quayle unprinted amendment No. 157, opposing efforts by the United Nations Educational, Scientific, and Cultural Organization to attempt to regulate news content and to formulate rules and regulations for the operation of the world press.

Page 12733

(4) By unanimous vote of 99 yeas, modified Moynihan unprinted amendment No. 158 (to unprinted amendment No. 157), providing that none of the funds authorized to be appropriated under this Act may be used for payment by the United States toward the assessed budget of the United Nations Educational, Scientific and Cultural Organization if such payment would cause the total contribution of the United States to the United Nations Educational, Scientific and Cultural Organization to exceed its assessed contribution less 25 percent of the amount made available by the United Nations Educational, Scientific and Cultural Organization for projects or organizational entities the effect of which is to license journalists or their publications, to censor or otherwise restrict the free flow of information within or between countries, or to impose mandatory codes of journalistic practice or ethics.

Page 12734

(5) Moynihan unprinted amendment No. 159, restricting the payment of funds by the Department of State to international organizations for projects that would promote the Palestine Liberation Organization.

Page 12739

(6) Cranston unprinted amendment No. 160, separating the Peace Corps from the ACTION Agency, after agreeing to Cranston unprinted amendment No. 161, in the nature of a substitute. (By 45 yeas to 52 nays, Senate earlier rejected a motion to table unprinted amendment No. 160.)

Page 12740

(7) Roth unprinted amendment No. 163, facilitating investment of certain amounts received by the Japan-United States Friendship Commission.

Page 12755

(8) Roth unprinted amendment No. 164, requiring that each chief of diplomatic mission of the United States in a foreign country shall have as a principal duty the promotion of United States goods and services for export to such country.

Page 12756

(9) Simpson unprinted amendment No. 165, striking section 112 which provides for a selective waiver of non-immigrant visas.

Page 12757

(10) Pell-Percy unprinted amendment No. 166, merging the Board for International Broadcasting and the Radio Free Europe-Radio Liberty Board.

Page 12757

(11) Helms unprinted amendment No. 167, designating certain radio broadcasts to Cuba as "Radio Free Cuba."

Page 12758

(12) Huddleston unprinted amendment No. 168, requiring the President to transmit a report on the

total cost of domestic and foreign assistance for refugees and Cuban and Haitian entrants.

Page 12763

Pending is Durenberger unprinted amendment No. 162 (printed amendment No. 72), providing that the Congress reaffirms the dedication of the United States to the protection of the lives of all the world's children and the support of the United States for efforts to improve world health; endorses the work being done by the Agency for International Development (AID), the World Health Organization (WHO) and the United Nations Children's Fund (UNICEF) across the broad front of problems associated with infant and young child nutrition; encourages the international health organizations, and their member states, to continue combating illness by improving sanitation and water quality; and urges the United States government and the breastmilk substitute industry to support the basic aim of the International Code of Marketing of Breastmilk Substitutes, and to cooperate with the governments of all countries in their efforts to develop health standards and programs designed to implement the objectives of the Code.

Page 12750

A unanimous consent agreement was reached concerning further consideration of the bill and Amendment No. 72 proposed thereto on Thursday, June 18. Page 12751

Pages 12730–12764

Executive Resolution Agreed To:

Withdrawal of Papers: Senate agreed to S. Exec. Res. 1, providing for the return to the President of the Agreement Between the Government of the United States of America and the Government of Canada on East Coast Fishery Resources, signed at Washington, D.C. on March 29, 1979. Page 12800

Executive Report: Senate received the following Executive Report:

Treaty Doc. No. 97–3, Consular Convention between the United States and the People's Republic of China, signed at Washington, D.C., on September 17, 1980. (Exec. Rept. No. 97–14).

Page 12768

Messages From the House: Page 12765

Statements on Introduced Bills: Pages 12768–12772

Amendments Submitted for Printing: Pages 12775–12777

Notices of Hearings: Page 12777

Additional Statements: Pages 12777–12800

Record Votes: Three record votes were taken today. (Total—156).

Pages 12737, 12747, 12762

Recess: Senate convened at 11 a.m., and recessed at 6:29 p.m., until 9 a.m., on Thursday, June 18, 1981. (For Senate's program see remarks of Senator Baker in today's Record on page 12800.)

Committee Meetings

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee on Defense resumed hearings on proposed budget estimates for fiscal year 1982 for the defense establishment, receiving testimony from numerous public witnesses.

Subcommittee will meet again on Tuesday, June 23.

NATIONAL DEFENSE STOCKPILES

Committee on Armed Services: Preparedness Subcommittee held hearings on S. 906, authorizing funds for the acquisition of strategic and critical materials for the National Defense Stockpile, and S. 1338, prescribing the method for determining the quantity of any material to be stockpiled under the Strategic and Critical Materials Stockpiling Revision Act of 1979, receiving testimony from Major General Bennett L. Lewis, Executive Deputy Director, and Paul K. Krueger, Director, Resources Preparedness Division, both of the Federal Emergency Management Agency; Richard Donnelly, Deputy Director, Production Resources, Office of the Deputy Under Secretary of Defense for Acquisition Policy; and Gerald P. Carmen, Administrator, and Roy Markon, Commissioner, Federal Property Resources Service, both of the General Services Administration.

Hearings continue on Friday, June 19.

NOMINATIONS

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nominations of Alan Green, Jr., of Oregon, to be a Commissioner, Federal Maritime Commission, and James M. Beggs, of Missouri, to be Administrator, and Hans M. Mark, of Virginia, to be Deputy Administrator, both of the National Aeronautics and Space Administration, after the nominees testified and answered questions in their own behalf. Mr. Green was introduced by Senator Hatfield, and Mr. Beggs was introduced by Senator Danforth.

NORTHEAST RAIL SERVICE

Committee on Commerce, Science and Transportation: Subcommittee on Surface Transportation concluded hearings on certain provisions providing for the transfer of Conrail Freight lines to private sector railroads and transfer of Conrail commuter operations to Amtrak, of S. 1100, proposed Northeast Rail Service Act, after receiving testimony from Senator Pell; Andrew L. Lewis, Jr., Secretary of Transportation; Stephen Berger, U.S. Railway Association; L. Stanley Crane, Conrail, and David F.

Girard-di Carlo, Southeastern Pennsylvania Transportation Authority, both of Philadelphia, Pennsylvania; Louis J. Gambaccini, New Jersey Department of Transportation, Trenton; Richard Ravitch, Metropolitan Transportation Authority, New York City; Richard H. Bradley, Connecticut Department of Transportation, Weathersfield; Alan Boyd, Amtrak, J.R. Snyder, Railway Labor Executives' Association/ United Trasportation Union, E. Kenneth Bowers, National Industrial Traffic League, John H. Norton, Chemical Manufacturers Association, Paul Tierney, Transportation Association of America, and Kenneth R. Feinberg, Kaye, Scholer, Fierman, Hays and Handler, all of Washington, D.C.; and Allan E. Kaulbach, Providence and Worcester Railroad Company, Hartford, Connecticut.

RARE II LANDS

Committee on Energy and Natural Resources: Subcommittee on Public Lands and Reserved Water concluded hearings on S. 842, providing for stability and certainty in planning and management of certain National Forest lands, after receiving testimony from Senator Hart; John Crowell, Assistant Secretary of Agriculture for Natural Resources and Environment, and Max Peterson, Chief, U.S. Forest Service, Department of Agriculture; Robert Day, Society of American Forester, Bethesda, Maryland; Rupert Cutler, National Audubon Society, New York City; Joe Fontaine and Tim Mahoney, both on behalf of the Sierra Club, San Francisco, California; John Davis, Willamette Industries, Inc., Portland, Oregon, on behalf of the National Forest Products Association; Bill Swan, National Cattlemen's Association, Denver, Colorado; Rexford A. Resler, American Forestry Association, and Peter Coppelman, Wilderness Society, both of Washington, D.C.; and Derrick Crandall, American Recreation Coalition, Chantilly, Virginia.

NOMINATION

Committee on Environment and Public Works: Committee concluded hearings on the nomination of Nunzio J. Palladino, of Pennsylvania, to be a Member of the Nuclear Regulatory Commission, after the nominee, who was introduced by Senators Heinz and Specter, testified and answered questions in his own behalf. Testimony was also received from Representative Clinger; and Douglas O. Lee, Americans For Nuclear Energy, Inc., Washington, D.C.

WASTEWATER TREATMENT CONSTRUCTION GRANTS

Committee on Environment and Public Works: Subcommittee on Environmental Pollution resumed hearings on the implementation of the municipal wastewater treatment construction grants program of the Clean Water Act, receiving testimony from Tom Jorling, Williams College, Williamstown, Massachusetts; John Marsh, Engineering Enterprises, Norman, Oklahoma, Mayor Hi Bland, Dodge City, Kansas, David Stensel, University of Utah, Salt Lake City, Pio Lombardo, Environmental Engineers, Boston, Massachusetts, John Lavelle, Woodstock, New York, and Larry Silverman, Washington, D.C., all representing the American Clean Water Association; George Pyle, Kansas League of Municipalities, Topeka; and Neil Sampson, National Association of Conservation Districts, Washington, D.C.

Hearings continue on Monday, June 22.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of Charles W. Bray III, of Maryland, to be Ambassador to the Republic of Senegal, Jane A. Coon, of New Hampshire, to be Ambassador to Bangladesh, James T. Hackett, of Virginia, to be an Associate Director of the International Communication Agency, James B. Conkling, of California, to be an Associate Director of the International Communication Agency, and Jose S. Sorzano, of Virginia, to be Representative of the Economic and Social Council of the United Nations, with the rank of Ambassador, after the nominees testified and answered questions in their own behalf.

FEDERAL DEBT COLLECTION

Committee on Governmental Affairs: Committee concluded hearings on S. 1249, providing tools and incentives to the Federal Government in its efforts to collect debts owed the United States, after receiving testimony from John Shattuck, American Civil Liberties Union, and Leonard Rippa, National Taxpayers Union, both of Washington, D.C.; Thomas Cooper, American Collectors Association, Minneapolis, Minnesota; Edward Burke, G. C. Services Corporation, Houston, Texas; and Neal Sparby, Payco American Corporation, Brookfield, Wisconsin.

NOMINATIONS

Committee on Governmental Affairs: Committee concluded hearings on the nominations of Warren R. King, Reggie B. Walton, and Richard S. Salzman, each to be an Associate Judge of the Superior Court of the District of Columbia, and James A. Belson, to be an Associate Judge of the District of Columbia Court of Appeals, after the nominees testified and answered questions in their own behalf.

FOREIGN TRADE

Committee on the Judiciary: Committee began hearings on S. 795, providing antitrust law exemptions for certain foreign trade activity, receiving testimony from William F. Baxter, Assistant Attorney General, Antitrust Division, Department of Justice; Sherman E. Unger, General Counsel, Department of Com-

merce; Robert Pitofsky, Georgetown University Law Center, Howard W. Fogt, Foley, Lardner, Hollabaugh & Jacobs, Mark R. Joelson, Wals, Harkrader & Ross, and Jay Angoff, Public Citizens' Congress Watch, all of Washington, D.C.; and Joel Davidow, Mudge, Rose, Guthrie & Alexander, and A. Paul Victor, Weil, Gothshal & Manges, both of New York City.

Hearings were recessed subject to call.

TELECOMMUNICATIONS

Committee on the Judiciary: Committee resumed hearings on monopolization and competition in the telecommunications industry, and on other related proposals, receiving testimony from C. Gus Grant, Southern Pacific Communications Co., Herbert N. Jasper, Ad Hoc Committee for Competitive Telecommunications, Robert G. Marbut, American Newspaper Publishers Association, William D. Koch, Alarm Industry Telecommunications Committee, Edwin Spievack, North American Telephone Association, Thomas L. Thompson, Independent Data Communications Manufacturers Associaiton, and Howard Liberman, all of Washington, D.C.; William H. Forster, ITT, and Peter Erb, Millicom, both of New York City; and Warren E. Burton, Association of Data Processing Service Organizations, and A.G.W. Biddle, Computer & Communications Industry Association, both of Arlington, Virginia.

Hearings were recessed subject to call.

LONGSHOREMEN'S/HARBOR WORKERS BENEFITS

Committee on Labor and Human Resources: Subcommittee on Labor continued hearings on S. 1182, improving the administration of the Longshoremen's and Harbor Workers' Compensation Act by removing certain inequities, reducing incentives for fraud and abuse, and assuring immediate compensation benefits and competent medical treatment for injured employees, receiving testimony from Robert Steiner, Port Authority of New York/New Jersey, New York City; Thomas D. Wilcox, National Association of Stevedores, Patrick J. Sullivan, International Longshoremen's Association, Michael Lewis and Bruce Krieger, both on behalf of the International Longshoremen's and Warehousemen's Union, John J. Sheehan, United Steelworkers of America, Edwin M. Hood, Shipbuilders Council of America, Stephen B. Clarkson, Sulivan and Beuregard, and J. C. McElveen, Jr., Seyfarth, Shaw, Fairweather and Geraldson, all of Washington, D.C.; Dennis Lindsay, Master Contracting Stevedore Association, Portland, Oregon; Frank Guillen, Wilmington, Calfornia, on behalf of the industrial Union of Marine and Shipbuilding Workers of America, Stewart E. Niles, Jones, Walker, Waechter, Politevent, Carrere and Denegre, New Orleans, Louisiana; John Buursema, Twin City Shipyard, St. Paul, Minnesota, on behalf of the American Waterways Shipyard Conference; Robert J. Masssman, Massman Construction Company, St. Louis, Missouri; and William H. Potter, Fairhaven Marine, Inc., Fairhaven, Massachusetts, on behalf of the American Boat Builders and Repairers Association, Inc..

Hearings continue on Tuesday, June 23.

VETERANS' HEALTH CARE

Committee on Veterans Affairs. Committee concluded open and closed hearings on S. 266, implementing procedures and guidelines for the interagency sharing of health resources between the Department of Defense and the Veterans' Administration after receiving testimony from Senator Percy; Gregory J. Ahart, Director, and David P. Baine, Group Director, both of the Human Resources Division, and Darryl W. Dutton, Senior Evaluator, Los Angeles Regional Office, all of the General Accounting Office; Donald L. Custis, Acting Director and Chief Medical Director, Veterans' Administration; John H. Moxley, III, Assistant Secretary of Defense for Health Affairs; John McConnell, Acting Associate Director, Plans and Preparedness, and George Jett, General Counsel, both of the Federal Emergency Management Agency; and Donald Schwab, Veterans of Foreign Wars, E. Philip Riggin, and Robert E. Lyngh, both of the American Legion, Gabriel Brinsky, AMVETS, and John Heilman, Disabled American Veterans, all of Washington, D.C.

BUSINESS MEETING

Select Committee on Intelligence: Committee met in closed session to discuss committee business, but made no announcements.

Committee will meet again on Friday, June 19.

House of Representatives

Chamber Action

Bills Introduced: 18 public bills, H.R. 3940–3957; and 2 resolutions, H.J. Res. 290 and H. Con. Res. 150, were introduced.

Page 12689

Report Filed: One report was filed as follows: H.J. Res. 220, proclaiming Raoul Wallenberg to be an honorary citizen of the United States, and requesting the President to ascertain from the Soviet Union the whereabouts of Raoul Wallenberg and to secure his return to freedom (H. Rept. 97–152).

Page 12689

Legal Services Corporation: House continued consideration of H.R. 3480, to amend the Legal Services

Corporation Act to provide authorization of appropriations for additional fiscal years; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Thursday, June 18.

Pending when the Committee of the Whole rose was an amendment that seeks to prohibit use of funds to promote, defend, or protect homosexuality, or to promulgate or enforce Corporation proposed rules relating to homosexuality which appeared in the March 23, 1981, Federal Register, or any similar rules.

By a yea-and-nay vote of 389 yeas to 9 nays with 1 voting "present", Roll No. 81, the House agreed to resolve itself into the Committee of the Whole.

Agreed To:

An amendment that strikes the authority of the President of the Corporation to suspend local program employees;

An amendment that prohibits use of funds to influence any decision by a Federal, State, or local agency except where they pertain to the client's legal rights and responsibilities, or to influence any elected official on legislation except to permit requested communications pertaining to the authorization, appropriation, or oversight of the program (agreed to by a recorded vote of 271 ayes to 141 noes, Roll No. 82):

An amendment that prohibits the Corporation from bringing class action suits against Federal, State, or local governments under any circumstances (agreed to by a recorded vote of 241 ayes to 167 noes, Roll No. 83);

An amendment that provides that basic field grants are to be allocated to insure equal access to LSC assistance throughout the country unless minimum access is available nationwide; and

An amendment, as amended by a substitute, that requires the Corporation to set up a judicare (private bar) program in each State where the local bar association and the Corporation determine that such a program is feasible.

Rejected an amendment that sought to permit employees of legal services recipients to strike under certain limited conditions.

Pages 12631-12666

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 12690.

Quorum Calls—Votes: One yea-and-nay vote and two recorded votes developed during the proceedings of the House today and appear on pages 12631, 12650, 12658. There were no quorum calls.

Adjournment: Adjourned at 5:49 p.m.

Committee Meetings

BEGINNING FARMERS ASSISTANCE ACT

Committee on Agriculture: Subcommittee on Forests, Family Farms and Energy and the Subcommittee on Conservation, Credit and Rural Development held a joint hearing on H.R. 2977, Beginning Farmers Assistance Act of 1981. Testimony was heard from Representative Petri, departmental and public witnesses.

Hearings continue tomorrow.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to hold a hearing on Air Force Tactical Aircraft. Testimony was heard from the following officials of the Air Force: Maj. Gen. Wilbur L. Creech, Commander, Tactical Air Command and Maj. Gen. Robert A. Russ, Director, Operational Requirements, Office of the Deputy Chief of Staff.

Hearings continue tomorrow.

LABOR-HHS AND EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, HHS, and Education continued hearings on Labor, HHS, and Education appropriations. Testimony was heard from public witnesses.

Hearings continue tomorrow.

CONTRACTING ENVIRONMENT

Committee on Armed Services. Subcommittee on Procurement and Military Nuclear Systems continued hearings on the necessity for profit-limitation legislation in the current contracting environment. Testimony was heard from representatives of the Department of Defense, the Army, Navy and Air Force.

Hearings continue tomorrow.

BUDGET RECONCILIATION

Committee on the Budget: Began markup of reconciliation legislation.

Will continue tomorrow.

BUDGET RECONCILIATION

Committee on Education and Labor: Met to reconsider earlier action and approved reconciliation recommendations pursuant to the First Concurrent Budget Resolution.

INFANT FORMULA

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing on the issue of domestic use of infant formula. Testimony was heard from public witnesses.

THE SECURITIES INDUSTRY

Committee on Energy and Commerce: Subcommittee on Telecommunications, Consumer Protection, and Finance held a hearing on The Securities Industry: Economic Implications for the Future. Testimony was heard from public witnesses.

Hearings continue tomorrw.

PEOPLE OF POLAND

Committee on Foreign Affairs: Ordered reported H. Res. 124, expressing the sense of the House of Representatives that the United States could not remain indifferent to any internal repression or external aggression against the people of Poland and that such developments would have serious consequences for East-West relations.

NAMIBIA

Committee on Foreign Affairs: Subcommittee on Africa held a hearing on U.S. Policy Toward Namibia. Testimony was heard from Chester Crocker, Assistant Secretary of State for African Affairs and Donald McHenry, former ambassador to the United Nations.

PEOPLE OF POLAND

Committee on Foreign Affairs: Subcommittee on Europe and the Middle East approved for full committee action H. Res. 124, expressing the sense of the House of Representatives that the United States could not remain indifferent to any internal repression or external aggression against the people of Poland and that such developments would have serious consequences for East-West relations.

INFANT FORMULA

Committee on Foreign Affairs: Subcommittee on International Economic Policy and Trade and the Subcommittee on Human Rights and International Organizations concluded joint hearings on the Implementation of the WHO's Code on Infant Formula Marketing. Testimony was heard from public witnesses.

ISRAELI ATTACK ON IRAQI NUCLEAR FACILITIES

Committee on Foreign Affairs: Subcommittee on International Security and Scientific Affairs and the Subcommittee on Europe and the Middle East held a joint hearing on the Israeli attack on the Iraqi nuclear facilities. Testimony was heard from the following officials of the Department of State: Nicholas A. Veliotes, Assistant Secretary, Bureau of Near Eastern and South Asian Affairs; Ronald I. Spiers, Director, Bureau of Intelligence and Research; Walter J. Stoessel, Under Secretary for Political Affairs; and John P. Boright, Acting Deputy Assistant Secretary for Nuclear Energy and Energy Technology, Bureau of Oceans and International Environmental and Scientific Affairs and Louis Nosenzo, Acting Assistant Director, Bureau of Nonproliferation, Arms Control and Disarmament Agency.

AMERICAN FEDERALISM

Committee on Government Operations: Subcommittee on Intergovernmental Relations and Human Resources continued hearings on current condition of American Federalism. Testimony was heard from public witnesses.

Hearings continue tomorrow.

MISCELLANEOUS MEASURES; COMMITTEE BUSINESS

Committee on House Administration: Ordered reported the following bills: S. 1123, to permit certain funds allocated for official expenses of Senators to be utilized to procure additional office equipment; and S. 1124, to authorize the Sergeant at Arms and Doorkeeper of the Senate, subject to the approval of the Committee on Rules and Administration, to enter into contracts which provide for the making of advance payments for computer programing services.

The Committee also approved pending business from the Subcommittee on Accounts, and the Subcommittee on Office Systems as well as other pending business.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Office Systems met and approved for full Committee action pending business.

REGULATORY PROCEDURES ACT

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations began markup of H.R. 746, Regulatory Procedures Act of 1981.

Will continue June 23.

VOTING RIGHTS ACT

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued hearings on extending the Voting Rights Act of 1965. Testimony was heard from public witnesses.

Hearings continue tomorrow.

COPYRIGHT/CABLE TV

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice continued hearings on H.R. 3560, to amend the copyright law respecting the limitations on exclusive rights to secondary transmissions and H.R. 3528, to amend the copyright law respecting the limitations on exclusive rights to secondary transmissions. Testimony was heard from public witnesses.

Hearings continue June 24.

OVERSIGHT

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and Navigation continued oversight hearings on the Coast Guard's marine safety, aids to navigation, bridge administration, domestic icebreaking and recreational boating safety programs. Testimony was heard from the following officials of the Coast Guard: RAdm. Richard Bauman, Chief, Office of Navigation; RAdm. Wayne A. Caldwell, Chief, Office of Marine Environment and Systems; RAdm. D. C. Thompson, Chief, Office of Operations; and RAdm. Howard W. Parker, Chief, Office of Boating Safety; Don Walsh, member, National Advisory Committee on Oceans and Atmosphere and public witnesses.

NATION'S PORTS

Committee on Public Works and Transportation: Subcommittee on Water Resources continued hearing on the present status of our Nation's ports. Testimony was heard from Representatives Whitehurst, Daniel and Trible; John N. Dalton, Governor, Virginia; Maj. Gen. E. R. Heiberg, III, Director, Civil Works, Army Corps of Engineers, Department of the Army; Roger W. A. Le Grassie, Acting Assistant Secretary for Fossil Energy, Department of Energy; Peter Goldmark, Executive Director, New York-New Jersey Port Authority; James McJunkin, Executive Director, Port of Long Beach, California and public witnesses.

NUCLEAR WASTE RESEARCH, DEVELOPMENT, AND DEMONSTRATION ACT

Committee on Science and Technology: Subcommittee on Energy Research and Production held a hearing on H.R. 1909, Nuclear Waste Research, Development, and Demonstration Act of 1981. Testimony was heard from public witnesses.

Hearings continue tomorrow.

NATIONAL BUREAU OF STANDARDS ORGANIC ACT

Committee on Science and Technology: Subcommittee on Science, Research and Technology continued hearings on National Bureau of Standards Organic Act. Testimony was heard from Sidney D. Andrews, member, U.S. Metric Board and Director, Division of Standards, Department of Agriculture, State of Florida and public witnesses.

Hearings continue tomorrow.

AIR TRAFFIC CONTROL COMPUTER MODERNIZATION PROGRAMS

Committee on Science and Technology: Subcommittee on Transportation, Aviation and Materials continued hearings on Air Traffic Control Computer Modernization Programs. Testimony was heard from Donald Scantlebury, Director, Accounting and Financial Management Division, GAO and public witnesses.

Hearings continued tomorrow.

ESTATE AND GIFT TAXES

Committee on Small Business: Subcommittee on Tax, Access to Equity Capital, and Business Opportunities concluded hearings on the impact of Estate and Gift Taxes on Small Business. Testimony was heard from public witnesses.

TAX BILL

Committee on Ways and Means: Continued markup of a tax bill.

Will continue tomorrow.

Joint Meetings

HEARINGS CONCLUDED

Joint Economic Committee: Subcommittee on Trade, Productivity and Economic Growth concluded hearings to examine the long-range impact of tax policy on productivity, focusing on the international impact of tax policy, after receiving testimony from Norman Ture, Undersecretary of the Treasury for Tax and Economic Affairs; Murray Weidenbaum, Chairman, Council of Economic Advisers; and Charles H. Breecher, Republic National Committee, Washington, D.C.

CASH DISCOUNTS

Conferees of the Senate Committee on Labor and Human Resources and House Committee on Energy and Commerce agreed to resolve their differences with respect to Section 303 of Senate Amendment No. 10, permitting the nomination of a Surgeon General who may be more than 64 years of age, of H.R. 31, permitting merchants to offer unlimited discounts to cash-paying customers, and providing a three-year extension of law prohibiting merchants from penalizing credit card customers by imposing surcharges made by credit cards.

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Thursday, June 18, 1981

Senate

Chamber Action

Routine Proceedings, pages 12837–12941

Bills Introduced: Nine bills were introduced, as follows: S. 1386–1394.

Bills Reported: Reports were made as follows:

S. Res. 141, expressing the sense of the Senate that combatting violent crime should be a national priority.

Page 12850

Measures Passed:

Pretrial services: Senate passed S. 923, establishing pretrial services in each Federal district to assist judicial officers in making pretrial release decisions and to supervise and monitor conditions of pretrial release.

Pages 12837–12840

Losses due to ban on use of Tris: Senate passed with an amendment in the nature of a substitute, S. 823, providing for the payment of losses incurred as a result of the ban on the use of the chemical Tris in certain fabrics.

Pages 12837–12840

Department of State authorizations, 1982–83: By 88 yeas to 4 nays, Senate passed S. 1193, authorizing funds for fiscal years 1982 and 1983 for the Department of State, authorizing funds for fiscal year 1982 for the Arms Control and Disarmament Agency, authorizing funds for fiscal years 1982 and 1983 for the International Communications Agency, and authorizing funds for fiscal years 1982 and 1983 for the Board for International Broadcasting, after adopting the following additional amendment proposed thereto:

By 89 yeas to 2 nays, Durenberger amendment No. 72, providing that the Congress reaffirms the dedication of the United States to the protection of the lives of all the world's children and the support of the United States for efforts to improve world health; endorses the work being done by the Agency for International Development (AID), the World Health Organization (WHO) and the United Nations Children's Fund (UNICEF) across the broad front of problems associated with infant and young child nutrition; encourages the international health organizations, and their member states, to continue combatting illness by improving sanitation and water quality; and urges the United States government and the breastmilk substitute industry to support the basic aim of the International Code of Marketing of Breastmilk Substitutes, and to cooperate with the governments of all countries in their efforts to develop health standards and programs designed to implement the objectives of the Code.

Pages 12887–12906

Department of Justice Authorizations, 1982: Senate continued consideration of S. 951, authorizing funds for fiscal year 1982 for the Department of Justice, with committee amendments, and additional amendments proposed thereto, as follows:

(1) Helms amendment No. 69, to the first committee amendment, forbidding the Department of Justice from bringing or maintaining any action to require, directly or indirectly, the mandatory busing of school children; and

(2) Weicker amendment No. 70, to amendment No. 69, providing that nothing in the Act shall be interpreted to limit in any manner the Department of Justice in enforcing the Constitution of the United States, nor shall anything in the Act be interpreted to modify or diminish the authority of the courts of the United States to enforce fully the Constitution of the United States.

Pages 12906–12941

Both amendments are still pending and the Senate will continue consideration of the bill and amendments thereto on Friday, June 19. A unanimous consent agreement was reached concerning further consideration of Amendment No. 70 and a vote relating thereto.

Pages 12906–12941

Nominations: Senate received the following nominations:

Carol E. Dinkins, an Assistant Attorney General, William G. Lesher, an Assistant Secretary of Agriculture, Roger W. Mehle, Jr., an Assistant Secretary of the Treasury, Darrell M. Trent, Deputy Secretary of Transportation, Philip D. Winn, an Assistant Secretary of Housing and Urban Development, Joseph R. Wright, Jr., Deputy Secretary of Commerce, and Albert Angrisani, an Assistant Secretary of Labor, each to be a Member of the Board of Directors of the National Consumer Cooperative Bank.

Five Army nominations in the rank of General.

One Navy nomination in the rank of Admiral.

Page 12941

Messages From the President: Page 12850

Messages From the House: Page 12850

Measures Referred: Page 12850

Communications: Page 12850

Statements on Introduced Bills: Pages 12851–12855

Amendments Submitted for Printing: Pages 12856–12857

Notices of Hearings: Page 12857

Additional Statements: Pages 12857–12869

Nominations: Page 12941

Recorded Votes: Two record votes were taken today. (Total—158)

Pages 12901, 12902

Recess: Senate convened at 9 a.m., and recessed at 7:34 p.m., until 10 a.m., Friday, June 19, 1981. (For Senate's program, see remarks of Senator Baker in today's Record on page 12941.)

Committee Meetings

AGRICULTURE ENERGY NEEDS

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Rural Development, Oversight, and Investigations concluded oversight hearings on the implementation of the Emergency Petroleum Allocation Act, focusing on the energy needs of agriculture, rural America, and the food and fiber processing industry, after receiving testimony from Senator Pressler; Chauncey Denton, on behalf of the National Cotton Council, Memphis, Tennesee; Leonard Lobred, National Food Processors Association, Robert Wager, American Bakers Association, and Lynn Stalbaum, National Milk Producers Association, all of Washington, D.C.; and Gary Burhop, Malone & Hyde, Inc., Memphis, Tennessee, representing the Food Marketing Institute.

MX MISSILE

Committee on Appropriations: Subcommittee on Defense and Military Construction resumed joint closed hearings to review proposed budget estimates for the MX missile program, focusing on MX basing mode alternatives, receiving testimony from Jack Gibbons, Director, and Peter Sharfman, Program Manager for International Security and Commerce, both of the Office of Technology Assessment; William A. Davis, Jr., Deputy Program Manager, and Jack Kalish, Director, Program Office, both of the Ballistic Missile Defense Program Office, Department of the Army; and Lee Carpenter, Washington, D.C.

Hearings continue tomorrow.

BUSINESS MEETING

Committee on Armed Services: Committee ordered favorably reported the following business items:

An original bill authorizing funds for fiscal year 1982 for military construction programs of the Department of Defense, in lieu of S. 834;

An original resolution waiving section 402(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of the original bill, listed above; and

Eight hundred and ten routine nominations in the Army, Navy, and Air Force.

Also, committee began markup of S. 1181, increasing the pay allowances and benefits for members of the uniformed services, but did not complete action thereon, and recessed subject to call.

MOTOR CARRIERS

Committee on Commerce, Science, and Transportation: Committee held oversight hearings on the Motor Carrier Reform Act (P.L. 96–296), focusing on its effectiveness, and its impact on increased competition, consumer prices, small and isolated communities, independent truckers, and shippers' satisfaction with services, receiving testimony from John Fowler, General Counsel, Charles Swinburn, Deputy Assistant Secretary for Policy, and Ken Pierson, Director, Bureau of Motor Carrier Safety, all of the Department of Transportation; Marcus Alexis, Acting Chairman, Interstate Commerce Commission; Henry Eschwege, Director, Community and Economic Development Division, and John Violet, Issue Area Planning Director, Transportation, both of the General Accounting Office; Nelson Cooney, American Trucking Association, R. V. Durham, International Brotherhood of Teamsters, Carl R. Anderson and Robert Ragland, both of the National Association of Manufacturers, Tom Callaghan, Contract Carrier Conference, Richard R. Henderson, Private Truck Council of America, Inc., Walter E. Morgan, National Industrial Traffic League, James D. McKevitt, National Federation of Independent Businesses, and Joe Ayres, American Farm Bureau all of Washington, D.C.; R. J. Gestant, Montgomery Ward Company, Chicago, Illinois, representating the Private Carrier Conference; Bill W. Huie, N.C.H. Corporation, Irving, Texas, representing the National Small Shipments Traffic Conference; William Fleck, ARTRA, Northfield, Illinois; Don Chichilla, ACR, Inc., Pittsburgh, Pennsylvania, on behalf of the National Agricultural Transportation Association; and Mark Perry, Owner-Operators Conference, and Jim Johnston, Owner-Operators Independent Drivers Association, both of Arlington, Virginia.

Hearings were recessed subject to call.

BUSINESS MEETING—NOMINATIONS

Committee on Energy and Natural Resources: Committee ordered favorably reported the nominations of Daniel N. Miller, Jr., of Wyoming, to be Assistant Secretary of the Interior for Energy and Minerals, Richard Mulberry, of Texas, to be Inspector General, Department of the Interior, Shelby T. Brewer, of Maryland, to be Assistant Secretary of Energy for Nuclear Energy, and J. Erich Evered, of Nevada, to be Administrator, Energy Information Administration.

NOMINATIONS

Committee on Environment and Public Works: Committee ordered favorably reported the nominations of Charles H. Dean, Jr., of Tennessee, to be a Member of the Board of Directors of the Tennessee Valley Authority, and Nunzio J. Palladino, of Pennsylvania, to be a Member of the Nuclear Regulatory Commission.

WATER RESOURCES POLICY

Committee on Environment and Public Works: Subcommittee on Water Resources resumed hearings on S. 621, authorizing funds for the development of cer-

tain water resources projects, and to review existing water resources policy and water problems, receiving testimony from Utah Governor Scott M. Matheson, Salt Lake City, on behalf of the National Governors Association; Gerald Meral, California Department of Water Resources, and Robert P. Will, on behalf of the Association of California Water Agencies, both of Sacramento; Bob Alpern, Rose McCullough, and Jonathan Ella, all representing the Sierra Club, San Francisco, California; Frank Kudrna, Illinois Division of Water Resources, Springfield, on behalf of the National Association of Flood Management Agencies; and J. W. O'Meara, Water Resources Association, B. Joseph Tofani, Water Resources Congress, Cliff Atkinson, Jr., American Water Works Association, Neil Sampson, National Association of Conservation Districts, Frederick J. Clarke, American Society of Civil Engineers, and Donald G. Weinert, National Society of Professional Engineers, all of Washington, D.C.

Hearings were recessed subject to call.

TAX REDUCTIONS

Committee on Finance: Committee began markup of the Administration's tax reduction proposal, did not complete action thereon, and will meet again on Monday, June 22.

A press release summarizing the action taken by the committee today will be available in the committee office in 2227 Dirksen Office Building.

ISRAELI AIR STRIKE

Committee on Foreign Relations: Committee held open and closed hearings on the Israeli air strike on a nuclear reactor in Iraq, focusing on possible violations of U.S. law governing the use of U.S. arms, Iraq's capability and intention to build a nuclear weapon aimed at Israel, the implication of the raid for U.S. interests in the Middle East, and the implications of the raid for worldwide efforts to control nuclear proliferation, receiving testimony in open session from Walter J. Stoessel, Jr., Acting Secretary of State for Political Affairs, Nicholas A. Veliotes, Assistant Secretary of State for Near Eastern and South Asian Affairs, Robert C. McFarlane, Counselor, Ronald I. Speirs, Director, Bureau of Intelligence and Research, and John P. Boright, Director, Office of Nuclear Technology and Safeguards, all of the Department of State; and in closed session from William J. Casey, Director of Central Intelligence, Central Intelligence Agency, and Messrs. Veliotes, McFarlane, Spiers, and Boright.

Hearings continue tomorrow.

INSPECTORS GENERAL

Committee on Governmental Affairs: Committee held oversight hearings on the Inspectors General Act of 1978 (P.L. 95–452), and on proposals to expand the Act to include certain departments and agencies within the Federal Government, receiving testimony from Edwin Harper, Deputy Director, Office of Management and Budget; William Howard Taft, IV, General Counsel, Department of Defense; Joseph H. Sherick, Assistant to the Secretary of Defense for Review and Oversight; and Stanley E. Morris, Associate Deputy Attorney General, Department of Justice.

Hearings were recessed subject to call.

AUTHORIZATIONS—CIVIL RIGHTS COMMISSION

Committee on the Judiciary: Subcommittee on the Constitution concluded hearings on proposed legislation authorizing funds for fiscal year 1982 for the Civil Rights Commission, after receiving testimony from Arthur S. Flemming, Chairman, U.S. Commission on Civil Rights.

AFFIRMATIVE ACTION

Committee on the Judiciary: Subcommittee on the Constitution resumed hearings on S.J. Res. 41, proposed Constitutional amendment prohibiting the United States or any State from making or enforcing any law which makes distinctions on account of race, color, or national origin, receiving testimony from Ralph Smith, University of Pennsylvania School of Law, Philadelphia; Thomas Nagel, New York University, New York City; and Thomas Sowell, and John Bunzel, both of the Hoover Institution, Stanford University, Stanford, Connecticut.

Hearings continue on Thursday, July 16.

HUMAN LIFE

Committee on the Judiciary: Subcommittee on Separation of Powers resumed hearings on S. 158, establishing a Congressional finding and declaration that human life begins at conception, receiving testimony from Representatives Hyde and Stokes; Joseph Boyle, Los Angeles, California, on behalf of the American Medical Association; Naomi Goldstein, American Psychiatric Association, John C. Willke, National Right to Life Committee Inc., Sarah Weddington, and Mary Meehan, all of Washington, D.C.; Judy Collins and Bernard N. Nathanson, both of New York; John Ashcroft, Missouri Attorney General, Jefferson City; and Carolyn Gerster, Scottsdale, Arizona.

Hearings were recessed subject to call.

EMPLOYMENT/TRAINING PROGRAMS

Committee on Labor and Human Resources: Subcommittee on Employment and Productivity resumed hearings on employment and training programs in the United States, focusing on objectives of employment and training policy and the relationship between Federal, State, and local governments in the fund-

ing, design and administration of employment and training programs, receiving testimony from Governor Carlos Romero-Barcelo, Commonwealth of Puerto Rico, San Juan, on behalf of the National Governors Association; David Harrell, Jacksonville, Florida, on behalf of the National League of Cities; Mayor William D. Schaefer, Baltimore, Maryland, on behalf of the U.S. Conference of Mayors; Roger Vaughan, New York Office of Federal Affairs, and William A. Johnson, Jr., on behalf of the New York State Employment and Training council, both of Albany; Eugene Bottoms, American Vocational Association, Arlington, Virginia; Robert E. David, South Carolina Employment Security Commission, Columbia, on behalf of the Interstate Conference of Employment Security Agencies; Lynda A. Hart, Alabama Office of Employment and Training, Montgomery; Willie F. Johnson, Philadelphia Office of Employment and Training, Philadelphia, Pennsylvania; Ron Gault, New York City Department of Employment; Virgil Brown, Cuyahoga County, Ohio; John Gardner, Southern Alleghenies Planning and Development Commission, Altoona, Pennsylvania; and Lee Pasquarella, Seattle, Washington.

Hearings continue tomorrow.

SOCIAL SECURITY SYSTEM

Special Committee on Aging: Committee resumed oversight hearings on the Social Security System, focusing on the issue of early retirement and its impact on the system, receiving testimony from Robert L. Clark, North Carolina State University, Raleigh; Anna M. Rappaport, William M. Mercer, Inc., Chicago, Illinois; Daniel Knowles, Grumman Aerospace, Inc., Bethpage, New York; and Howard Young, United Auto Workers, Detroit, Michigan.

Hearings continue on Wednesday, June 24.

House of Representatives

Chamber Action

Bills Introduced: 20 public bills, H.R. 3958–3977; 4 private bills, H.R. 3978–3981; and 8 resolutions, H.J. Res. 291–293, H. Con. Res. 151, and H. Res. 161–164 were introduced.

Pages 13014–13015

Bills Reported: Reports were filed as follows:

H.R. 3559, to provide the Consolidated Rail Corporation with the opportunity to become a profitable corporation, and to provide for the transfer of commuter service presently operated by Conrail, amended (H. Rept. 97–153);

Report of the Committee on Government Operations entitled "Allocation of Budget Totals by Program" (H. Rept. 97–154);

H. Res. 161, providing for the consideration of H.R. 1257, to authorize appropriations to the National Aeronautics and Space Administration for research and development, construction of facilities, and research and program management (H. Rept. 97–155);

H. Res. 162, providing for the consideration of H.R. 3380, to increase the pay and allowances of members of the Armed Forces (H. Rept. 97–156); and

H. Res. 163, providing for the consideration of H.R. 3519, Department of Defense Authorization Act for fiscal year 1982 (H. Rept. 97–157).

Page 13013

Subcommittee To Sit: Subcommittee on Military Installations and Facilities of the Committee on Armed Services received permission to sit during proceedings of the House under the 5-minute rule today.

Pages 12942–12943

Public Broadcasting Authorizations: House agreed to H. Res. 149, providing for the consideration of H.R. 3238, to amend the Communications Act of 1934, to extend certain authorizations of appropriations contained in such Act relating to public broadcasting.

Page 12943

Committee To Sit: Committee on the District of Columbia received permission to sit during proceedings of the House under the 5-minute rule today.

Page 12944

Legal Services Corporation: By a yea-and-nay vote of 245 yeas to 137 nays, with 1 voting "present", Roll No. 91, the House passed H.R. 3480, to amend the Legal Services Corporation Act to provide authorization of appropriations for additional fiscal years.

Rejected a motion to recommit the bill jointly to the Committee on Education and Labor and the Committee on Ways and Means with instructions to consider said bill in relation to the President's Legal Services proposals and to promptly hold hearings thereon (rejected by a yea-and-nay vote of 165 yeas to 221 nays, Roll No. 90).

Agreed to the committee amendment in the nature of a substitute.

Agreed To:

An amendment that prohibits use of funds to promote, defend, or protect homosexuality, or to promulgate or enforce Corporation proposed rules relating to homosexuality which appeared in the March 23, 1981, Federal Register, or any similar rules (agreed to by a recorded vote of 281 ayes to 124 noes, Roll No. 85). Rejected an amendment to this amendment that sought to prohibit use of funds to promote the legalization of homosexuality, or to

promulgate or enforce Corporation proposed rules relating to homosexuality which appeared in the March 23, 1981, Federal Register, or any similar rules (rejected by a recorded vote of 151 ayes to 245 noes with 2 voting "present", Roll No. 84, after having been agreed to earlier by a division vote of 12 ayes to 11 noes);

An amendment, as modified, that prohibits provision of legal services for the desegregation of any elementary or secondary school or school system;

An amendment, as amended by a substitute, that delineates eligibility of aliens to receive legal services. Rejected an amendment to the substitute that sought to provide legal services to aliens in this country under color of law (rejected by a recorded vote of 141 ayes to 262 noes, Roll No. 88);

An amendment that authorizes LSC to file suit against local programs to compel compliance with performance agreements;

An amendment, as modified, that gives GAO the authority to conduct audits, and settle and adjust LSC accounts;

An amendment, as modified, that requires LSC to insure services only to a person, group, or entity found to be financially eligible; and

An amendment, as amended, that reduces by $19 million the fiscal year authorizations for 1982 and 1983.

Rejected:

An amendment that sought to prohibit the provision of legal advice respecting a client's rights and responsibilities regarding abortion (rejected by a recorded vote of 160 ayes to 242 noes, Roll No. 86);

An amendment that sought to prohibit legal services to clients in actions where local school boards or their employees are defendents (rejected by a recorded vote of 176 to 219 noes, Roll No. 87); and

An amendment, as modified, that sought to place LSC under the authorities of the President and OMB respecting the review and submission of its budget (rejected by a recorded vote of 185 ayes to 210 noes, Roll No. 89).

The Clerk was authorized to correct punctuation, cross-references and section numbers in the engrossment of the bill.

Pages 12944–13000

Late Reports. Committee on Ways and Means received permission to have until 5 p.m. Friday, June 19, to file a report on H.R. 3603, to provide price and income protection for farmers, assure consumers an abundance of food and fiber at reasonable prices, and continue food assistance to low income households; and

Committee on the Budget received permission to have until 5 p.m. Friday, June 19, to file a report on the Budget Omnibus Reconciliation Act of 1981.

Page 13001

Steel Industry Compliance Extension. House disagreed to the Senate amendment to H.R. 3520, to amend the Clean Air Act to provide compliance date extensions for steelmaking facilities on a case-by-case basis to facilitate modernization; and asked a conference. Appointed as conferees: Representatives Dingell, Waxman, Scheuer, Luken, Walgren, Broyhill, Madigan, and Brown of Ohio.

Page 13001

Legislative Program. Majority Whip announced the legislative program for the week of June 22. Agreed to adjourn from Thursday to Monday.

Pages 13001–13002

Calendar Wednesday. Agreed to dispense with Calendar Wednesday business of June 24.

Page 13002

District of Columbia Business. Objection was heard to a unanimous request that District of Columbia business be in order on Tuesday, June 23.

Page 13002

Quorum Calls—Votes. Two yea-and-nay votes and six recorded votes developed during the proceedings of the House today and appear on pages 12950–12951, 12957, 12962–12963, 12968–12969, 12977–12978, 12983–12984, 12999–13000. There were no quorum calls.

Adjournment. Adjourned at 6:54 p.m.

Committee Meetings

FIFRA

Committee on Agriculture: Subcommittee on Department Operations, Research and Foreign Agriculture held a hearing on State-Federal interrelationship in the administration of FIFRA. Testimony was heard from departmental and public witnesses.

BEGINNING FARMERS ASSISTANCE ACT

Committee on Agriculture: Subcommittee on Forests, Family farms and Energy and the Subcommittee on Conservation, Credit and Rural Development concluded joint hearings on H.R. 2977, Beginning Farmers Assistance Act of 1981. Testimony was heard from public witnesses.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met inexecutive session to hold a hearing on Army Tactical Aircraft. Testimony was heard from the following officials of the U.S. Army: Brig. Gen. Richard D. Kenyon, Army Aviation Officer and Maj. Gen. Edward M. Browne, Program Manager, Advance Attack Helicopter.

Hearings continue June 22.

DEFENSE APPROPRIATIONS:

Committee on Appropriations: Subcommittee on Defense held a hearing on drug and alcohol abuse. Testimony was heard from Brig. Gen. William C. Louisell, U.S. Army, Deputy Assistant Secretary of Defense for Drug and Alcohol Abuse Prevention and VAdm. W. L. McDonald, U.S. Navy Deputy Chief of Naval Operations for Air Warfare.

LABOR-HHS AND EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, HHS, and Education continued hearings on Labor, HHS, and Education appropriations. Testimony was heard from public witnesses.

Hearings continue tomorrow.

CLASSIFIED BRIEFING—WEAPONS SALES TO SAUDIA ARABIA; REPROGRAMINGS

Committee on Armed Services: Met in executive session to receive a classified technical briefing on proposed weapons sales to Saudi Arabia. Testimony was heard from Col. Bob Lilac, Directorate of International Programs, Office of the Deputy Chief of Staff for Programs and Evaluation, Department of the Air Force.

The Committee also approved two reprogramings. Prior to this action, the Committee held a hearing on these reprograming requests. Testimony was heard from representatives of the Departments of the Air Force and Navy.

FORT MEADE, MD.

Committee on Armed Services: Subcommittee on Military Installations and Facilities, held a hearing to review the intelligence-community construction requirements at Fort Meade, Maryland. Testimony was heard from Representative Robinson; Paul Johnson, Deputy Assistant Secretary of the Army for Installations and Housing; Adm. Bobby R. Inman, Deputy Director, CIA; Lt. Gen. Lincoln Faurer, Director, NSA and Perry J. Fliakas, Deputy Assistant Secretary of Defense for Installations and Housing.

CONTRACTING ENVIRONMENT

Committee on Armed Services: Subcommittee on Procurement and Military Nuclear Systems, concluded hearings on the necessity for profit-limitation legislation in the current contracting environment. Testimony was heard from public witnesses.

Hearings continue tomorrow.

BUDGET RECONCILIATION

Committee on the Budget: Completed action on the reconciliation bill.

MISCELLANEOUS MEASURE

Committee on the District of Columbia: Ordered reported as amended H.R. 3518 Department of State Authorization Act, fiscal years 1982 and 1983.

OVERSIGHT

Committee on Education and Labor: Subcommittee on Select Education held an oversight hearing on the National Institute of Education. Testimony was heard from Dr. Milton Goldberg, Acting Director, National Institute of Education and public witnesses.

HELIUM-ENERGY ACT

Committee on Energy and Commerce: Subcommittee on Energy Conservation and Power held a hearing on H.R. 3877, Helium-Energy Act of 1981. Testimony was heard from J. Dexter Peach, Director, Energy and Minerals Division, GAO; John D. Morgan, Jr., Chief Staff Officer, Bureau of Mines, Department of the Interior and public witnesses.

OMB

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing on the issue of OMB; The Role of the Office of Management and Budget Regulation. Testimony was heard from James C. Miller, III, Administrator, Information and Regulatory Affairs, OMB and public witnesses.

THE SECURITIES INDUSTRY

Committee on Energy and Commerce: Subcommittee on Telecommunications, Consumer Protection, and Finance concluded hearings on The Securities Industry: Economic Implications for the Future. Testimony was heard from the following officials of the SEC: John Shad, Chairman; Ralph Ferrara, General Counsel; and Douglas Scarff, Director, Division of Market Regulation and Roger Mehle, Assistant Secretary of the Treasury for Domestic Finance.

NRC LICENSING

Committee on Government Operations: Subcommittee on Environment, Energy, and Natural Resources held a hearing on NRC licensing speedup. Testimony was heard from the following officials of the NRC: Joseph Hendrie, Acting Chairman; Victor Gilinsky, Commissioner and Peter Bradford, Commissioner.

AMERICAN FEDERALISM

Committee on Government Operations: Subcommittee on Intergovernmental Relations and Human Resources concluded hearings on current condition of American Federalism. Testimony was heard from public witnesses.

PRODUCTION OF OIL

Committee on Interior and Insular Affairs: Subcommittee on Mines and Mining approved for full Committee action a clean bill in lieu of H.R. 3114, to facilitate and encourage the production of oil from tar sand and other hydrocarbon deposits.

Prior to this action, the Subcommittee held a hearing on this legislation. Testimony was heard from Representative Hansen of Utah; the following officials of the Department of the Interior: Gary Carruthers, Assistant Secretary for Land and Water Resources and Dan Miller, Assistant Secretary for Energy and Minerals and public witnesses.

CALIFORNIA WILDERNESS LEGISLATION

Committee on Interior and Insular Affairs: Subcommittee on Public Lands and National Parks continued hearings on the following bills: H.R. 856, to provide for National Park Service wilderness designation in the State of California; H.R. 859, California Wilderness Act of 1981; H.R. 1116, Dick Smith Wilderness Act of 1981; and H.R. 3053, to require that certain lands in the Shasta National Forest be managed for uses other than wilderness. Testimony was heard from Representatives Shumway and Lagomarsino; John B. Crowell, Jr., Assistant Secretary for Natural Resources and Environment, USDA and public witnesses.

Hearings continue tomorrow.

VOTING RIGHTS ACT

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued hearings on extending the Voting Rights Act of 1965. Testimony was heard from former Representative Barbara Jordan and a public witness.

Hearings continue June 23.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Crime continued oversight hearings on America's crime problem. Testimony was heard from Representative Oakar; Frank Rodgers, Commissioner, Division of Criminal Justice Services, State of New York; John Gustafson, Deputy Director, Division of Substance Abuse Services, State of New York and public witnesses.

VIRGIN ISLANDS NONIMMIGRANT ALIEN ADJUSTMENTS ACT

Committee on the Judiciary: Subcommittee on Immigration, Refugees, and International Law held a hearing on H.R. 3517, Virgin Islands Nonimmigrant Alien Adjustments Act of 1981. Testimony was heard from Delegate de Lugo; Juan Luis, Governor, V.I.; Gilbert Sprauve, Vice President, Senate, V.I.; Bent Laweatz, Senator, V.I. Legislature; Diego C. Asencio, Assistant Secretary of State, Consular Affairs; Andrew Carmichael, Associate Commissioner for Examinations, Department of Justice; Robert Searby, Under Secretary of Labor for International Labor Affairs; Billy Lee Hart, Acting Deputy Assistant Secretary for Territories and International Affairs, Department of the Interior and public witnesses.

COMMON CARRIERS

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine held a hearing on H.R. 3637, to provide for jurisdiction over common carriers by water engaging in foreign commerce to and from the United States utilizing ports in nations contiguous to the United States. Testimony was heard from Leslie Kanuck, Chairman, Federal Maritime Commission and public witnesses.

AIR CARRIERS

Committee on Public Works and Transportation: Subcommittee on Aviation held a hearing on proposals to reduce or terminate the section 406 subsidy to air carriers. Testimony was heard from Marvin S. Cohen, Chairman, CAB and public witnesses.

Hearings continue June 25.

AIR TRAFFIC CONTROLLERS

Committee on Public Works and Transportation: Subcommittee on Investigations and Oversight held a hearing on the possible air traffic controllers strike. Testimony was heard from the following officials of the FAA, Department of Transportation: J. Lynn Helms, Administrator; Raymond J. Van Vuren, Director, Air Traffic Service and Robert H. Throne, Chief, ATC Automation Division; from the following officials of the Department of Justice: Stuart Schiffer, Acting Assistant Attorney General, Civil Division and Dennis Linder, Director, Federal Programs Branch and public witnesses.

Hearings continue tomorrow.

NASA AUTHORIZATION

Committee on Rules: Granted an open rule providing one hour of debate on H.R. 1257, authorize appropriations to the National Aeronautics and Space Administration for research and development, construction of facilities, and research and program management. Testimony was heard from Chairman Fuqua and Representatives Flippo and Winn.

ARMED FORCES PAY ACT

Committee on Rules: Granted an open rule providing two hours of debate on H.R. 3380, Armed Forces Pay Act of 1981. Testimony was heard from Representatives Nichols, Addabbo, Mitchell of New York and Edwards of Alabama.

DOD AUTHORIZATION

Committee on Rules: Granted an open rule providing seven hours of debate on H.R. 3519, Department of Defense Authorization Act, 1982. Testimony was heard from Chairman Price and Representatives Bennett, Hughes, Brooks, Dickinson, Sawyer and Horton.

RISKS OF ENERGY SYSTEMS

Committee on Science and Technology: Held a hearing on Societal Risks of Energy Systems. Testimony was heard from Representative Ritter and public witnesses.

NUCLEAR WASTE RESEARCH, DEVELOPMENT, AND DEMONSTRATION ACT

Committee on Science and Technology: Subcommittee on Energy Research and Production continued hearings on H.R. 1909, Nuclear Waste Research, Development, and Demonstration Act of 1981. Testimony was heard from Sheldon Meyers, Acting Deputy Assistant Secretary of Energy for Nuclear Waste Management and Fuel Cycle Programs; Dr. Thomas Cotton, Office of Technology Assessment and Jack Martin, Director, Division of Waste Management, Office of Nuclear Material, Safety and Safeguards, NRC.

NATIONAL BUREAU OF STANDARDS ORGANIC ACT

Committee on Science and Technology: Subcommittee on Science, Research and Technology concluded hearings on National Bureau of Standards Organic Act. Testimony was heard from public witnesses.

AIR TRAFFIC CONTROL COMPUTER MODERNIZATION PROGRAMS

Committee on Science and Technology: Subcommittee on Transportation, Aviation and Materials concluded hearings on Air Traffic Control Computer Modernization Programs. Testimony was heard from public witnesses.

FEDERAL PROCUREMENT SYSTEM

Committee on Small Business: Subcommittee on General Oversight held a hearing on the major difficulties facing small businesses who attempt to use the federal procurement system. Testimony was heard from public witnesses.

Hearings continue June 23.

TAX BILL

Committee on Ways and Means: Continued markup of a tax bill.

Will continue June 23.

Friday, June 19, 1981

Senate

Chamber Action

Routine Proceedings, pages 13066–13136

Bills Introduced: Ten bills and two resolutions were introduced, as follows: S. 1395–1404, and S. Res. 155–156.

Pages 13073, 13098–13099

Bills Reported: Reports were made as follows:

S. 1278, extending the ban on saccharin to June 30, 1983 (S. Rept. No. 97–140).

Page 13072

Measures Passed:

Anniversary of Bulgarian statehood: Senate agreed to S. Res. 152, congratulating Bulgaria on its 1300th year of statehood, and commending Bulgaria for its efforts on behalf of its Jewish population during World War II, after agreeing to committee amendments thereto.

Page 13066

Exercise of religion in Ukraine: Senate agreed to S. Con. Res. 18, relating to the free exercise of religion in Ukraine, after agreeing to committee amendments thereto.

Page 13067

Viktor Brailovsky: Senate agreed to S. Con. Res. 5, expressing the sense of the Congress that the Soviet Union should provide medical care for Viktor Brailovsky and permit him to emigrate to Israel, after agreeing to committee amendments thereto.

Page 13067

Department of Justice Authorizations, 1982: Senate continued consideration of S. 951, authorizing funds for fiscal year 1982 for the Department of Justice, with committee amendments, and additional amendments proposed thereto, as follows:

(1) Helms Amendment No. 69, to the first committee amendment, forbidding the Department of Justice from bringing or maintaining any action to require, directly or indirectly, the mandatory busing of school children.

Page 13109

(2) By 30 yeas to 45 nays, Senate rejected Weicker Amendment No. 70 (to Amendment No. 69), to provide that nothing in the Act shall be interpreted to limit in any manner the Department of Justice in enforcing the Constituion of the United States, nor shall anything in the Act be interpreted to modify or diminish the authority of the courts of the United States to enforce the Constitution of the United States.

Page 13127

(3) Helms unprinted amendment No. 169 (printed Amendment No. 96) to Amendment No. 69, in the nature of a substitute.

Page 13127

Both Helms amendments are still pending and the Senate will continue consideration of the bill and amendments proposed thereto on Monday, June 22.

Pages 13109–13128

Compliance Date Extensions for Steelmaking Facilities: Senate insisted on its amendment to H.R. 3520, providing environmental compliance date extensions for steelmaking facilities on a case-by-case basis to facilitate modernization, agree to the conference requested by the House, and appointed Senators Stafford, Domenici, Chafee, Randolph, and Mitchell as conferees on the part of the Senate.

Page 13130

Confirmations: Senate confirmed the following nominations:

Paul R. Boucher, of Virginia, to be Inspector General, Small Business Administration.

Ann D. McLaughlin, of the District of Columbia, to be an Assistant Secretary of the Treasury.

Peter J. Wallison, of New York, to be General Counsel for the Department of the Treasury.

Ernest H. Preeg, of Virginia, to be Ambassador to Haiti.

Theodore E. Cummings, of California, to be Ambassador to Austria.

Robert S. Dillon, of Virginia, to be Ambassador to the Republic of Lebanon.

Charles H. Price II, of Missouri, to be Ambassador to Belgium.

Maxwell M. Rabb, of New York, to be Ambassador to Italy.

Vincent E. Reed, of the District of Columbia, to be Assistant Secretary for Elementary and Secondary Education, Department of Education.

William C. Clohan Jr., of West Virginia, to be Under Secretary of Education.

Kent Lloyd, of California, to be Deputy Under Secretary for Management, Department of Education.

Robert M. Worthington, of Utah, to be Assistant Secretary for Vocational and Adult Education, Department of Education.

Alan Green, Jr., of Oregon, to be a Federal Maritime Commissioner.

Daniel N. Miller, Jr., of Wyoming, to be an Assistant Secretary of the Interior.

Shelby T. Brewer, of Maryland, to be an Assistant Secretary of Energy (Nuclear Energy).

J. Erich Evered, of Nevada, to be Administrator of the Energy Information Administration.

Nunzio J. Palladino, of Pennsylvania, to be a Member of the Nuclear Regulatory Commission.

Charles H. Dean, Jr., of Tennessee, to be a Member of the Board of Directors of the Tennessee Valley Authority.

Thomas O. Enders, of Connecticut, to be an Assistant Secretary of State.

Two Army nominations in the rank of General.

Two Air Force nominations in the rank of General.

Routine lists of Navy and Air Force nominations.

Pages 13135–13136

Nominations: Senate received the following nominations:

Jerry L. Jordan, of New Mexico, to be a Member of the Council of Economic Advisers.

Two Air Force nominations in the rank of General.

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Messages From the President: Page 13072

Messages From the House: Page 13072

Communications: Page 13072

Statements on Introduced Bills: Page 13073–13097

Amendments Submitted for Printing: Page 13099

Notices of Hearings: Page 13099–13100

Committee Authority To Meet: Page 13100

Additional Statements: Page 13100–13109

Nominations: Page 13135

Confirmations: Page 13135–13136

Recorded Votes: One record vote was taken today. (Total—159).

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Recess: Senate convened at 10 a.m., and recessed at 2:37 p.m., until 11 a.m., Monday, June 22, 1981. (For Senate's program, see remarks of Senator Baker in today's RECORD on page 13135.)

Committee Meetings

SOYBEAN RESEARCH

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agricultural Research and General Legislation Concluded hearings on S. 1295, establishing a Soybean Research Institute for the development of a national soybean policy, after receiving testimony from Anson Bertrand, Director, Science and Education Administration, Department of Agriculture; Jerry Grace, Alabama Farm Bureau Federation, Montgomery; Robert Frans, University of Arkansas, Fayetteville; Rodrigo Rodriquez-Kabana, Auburn University, Auburn, Alabama; and William Dixon, Browns, Alabama.

MX MISSILE

Committee on Appropriations: Subcommittees on Defense and Military Construction concluded joint hearings to review proposed budget estimates for the MX missile program, focusing on MX basing mode alternatives, after receiving testimony from Sidney D. Drell, Stanford University, Stanford, California; and John E. Draim, Falls Church, Virginia.

NATIONAL DEFENSE STOCKPILES

Committee on Armed SERVICES: Preparedness Subcommittee concluded hearings on S. 906, authorizing funds for the acquisition of strategic and critical materials for the National Defense Stockpile, and S. 1338, prescribing the method for determining the quantity of any material to be stockpiled under the Strategic and Critical Materials Stock Piling Revision Act of 1979, after receiving testimony from Senator McClure; Simon Strauss, ASARCO, New York City, on behalf of the American Mining Congress; and Sinclair Weeks, Jr., Reed and Barton, Taunton, Massachusetts, on behalf of the Silver Users Association.

TELECOMMUNICATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings on S. 898, establishing as national policy the promotion of marketplace competition, deregulation, and reliance on the private sector to provide telecommunications services, after receiving testimony from Gustave Hauser, Warner-Amex, and Peter F. Erb, Millicom Incorporated, both of New York City; Robert C. Marbut, Harte-Hanks Communications, Inc., San Antonio, Texas; Randall T. Tobias, ATT&T, Basking Ridge, New Jersey; James K. Batten, Knight-Ridder Newspapers, Inc., Miami, Florida; and Joe Treg, Potter Electric Signal Company, St. Louis, Missouri.

MARITIME ADMINISTRATION

Committee on Commerce, Science, and Transportation: Subcommittee on Merchant Marine concluded hearings on proposed legislation to transfer the Maritime Administration from the Department of Commerce to the Department of Transportation, after receiving testimony from Andrew L. Lewis, Jr., Secretary of Transportation; and Joseph R. Wright, Deputy Secretary of Commerce.

FEDERAL HIGHWAYS

Committee on Environment and Public Works: Subcommittee on Transportation resumed hearings on S. 841 and S. 1024, bills authorizing funds through fiscal year 1986 for the construction and safety of Federal highways, receiving testimony from Senators Percy, Mattingly, and Nunn; Robert B. Stewart, Montpelier, Vermont, on behalf of the National League of Cities; Dean Dana, Los Angeles County Supervisor, Los Angeles, California; Mayor Florence Boone, Glencoe, Illinois; Thomas D. Moreland, Georgia Department of Transportation, Atlanta; Thomas D. Doyle, Nebraska Associated General Contractors, Omaha; David W. Gwynn, Institute of Transportation Engineers, Trenton, New Jersey; Avery Powers, National Electrical Manufacturers Association, Tempe, Arizona; Eugene Lariviere, The 184 YES Committee, Willimantic, Connecticut; Clifford Noll, Eastern Connecticut Citizens Action Group, Eastford; Gary Nelson, CONTACT-US, Troy, New York; Gerald P. Balcar, Potters Industries, Hasbrouck Heights, New Jersey; Mark Skrotzki, Citizens For Glenwood Canyon, Woody Creek, Colorado.

Hearings continue on Monday, June 29.

ISRAELI AIR STRIKE

Committee on Foreign Relations: Committee continued hearings on the Israeli air strike on a nuclear reactor in Iraq, focusing on the development of nuclear weapons and safeguards thereto, receiving testimony from Robert Seldon, Los Alamos Laboratory, Los Alamos, New Mexico; Herbert J. C. Kouts, Brookhaven National Laboratory, Brookhaven, New York; Roger Richter, International Atomic Energy Agency, Washington, D.C.; and receiving testimony on nuclear non-proliferation from Albert Carnesale, Harvard University, Cambridge, Massachusetts; and Myron B. Kratzer, International Energy Associates, Ltd., Washington, D.C.

Hearings continue on Thursday, June 25.

NOMINATION

Committee on the Judiciary: Committee concluded hearings on the nomination of Rex E. Lee, of Utah, to be Solicitor General of the United States, after the nominee, who was introduced by Senators Garn and Hatch, testified and answered questions in his own behalf. Testimony was also received from Teddie Wood, Mormons For Equal Rights Amendment, Judy Lichtman, Women's Legal Defense Fund, Iris Mitgang, National Women's Political Caucus, and Eleanor Smeal, National Organization For Women, all of Washington, D.C.

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Committee on the Judiciary: Subcommittee on Criminal Law concluded hearings on S. 691, strengthening the laws by increasing the penalties for the criminal infringement of a copyright involving the reproduction or distribution of phonorecords, motion pictures, or audiovisual works, after receiving testimony from Renee L. Szybala, Special Assistant to the Associate Attorney General, Department of Justice; and James Bouras, Motion Picture Association of America, Inc., Washington, D.C.

NOMINATIONS

Committee on Labor and Human Resources: Committee concluded hearings on the nominations of Dwight A. Ink, of Maryland, to be Director of Community Services Administration, K. William O'Connor, of Virginia, to be Inspector General, Community Services Administration, Clarence Thomas, of Maryland, to be Assistant Secretary for Civil Rights, Department of Education, James B. Thomas, Jr., of Virginia, to be Inspector General, Department of Education, John H. Rodriguez, of Virginia, to be Deputy Under Secretary for Intergovernmental and Interagency Affairs, Department of Education, after the nominees testified and answered questions in their own behalf. Mr. Clarence Thomas was introduced by Senator Danforth.

EMPLOYMENT/TRAINING PROGRAMS

Committee on Labor and Human Resources: Subcommittee on Employment and Productivity resumed hearings on employment and training programs in the United States, focusing on objectives of employment and training policy and the relationship between Federal, State, and local governments in the funding, design and administration of employment and training programs, receiving testimony from Louis B. Scozzafava, Niagara County Employment and Training Department, Lockport, New York; Robert Stewart, Lancaster County Employment and Training Agency, Lancaster, Pennsylvania; Louis Heimbach, Orange County Employment and Training Administration, Goshen, New York; Lou Lignelli, Washington County Employment and Training Agency, Washington, Pennsylvania; Paula Mac Ilwaine, Montgomery County Board of Commissioners, Dayton, Ohio, on behalf of the National Association of Counties; Robert Benton, Iowa Superintendent of Public Instruction, Des Moines, and William Keene, Delaware Superintendent of Public Instruction, Dover, both on behalf of the Council of Chief State School Officers; Matt Dalton, Dalton Foundries, Warsaw, Indiana, on behalf of the Indiana Governor's Committee on Youth Employment; Norman Gershon, Umpqua Training and Employment Program, Inc., Roseburg, Oregon; Michael Wilt, Lycoming-Clinton Consortium, Williamsport, Pennsylvania; Paul J. Clancey, Jr., Peninsula Office of Manpower Programs, Hampton, Virginia; Gregory Frazier, National Urban Indian Council, Denver, Colorado; Pedro Ruiz Garza, SER-Jobs for Progress, Inc., Dallas, Texas; Roger Granados, Sacramento, California, on behalf of the National Farmworker Policy Project; Robert McGlotten, AFL-CIO, M. Carl Holman, National Urban Coalition, Cindy Marano, Wider Opportunities for Women, Inc., and James G. Bourie, on behalf of the American Legion, all of Washington, D.C.; and Stuart Mitchell, Rural New York Farmworker Opportunities, Inc., Rochester, on behalf of the National Association of Farmworker Organizations.

Hearings continue on Friday, July 17.

INTELLIGENCE BRIEFING

Select Committee on Intelligence: Committee met in closed session to receive a briefing on intelligence matters, made no announcements, and will meet again on Wednesday, June 24.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Monday, June 22.

Committee Meetings

LABOR-HHS AND EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, HHS, and Education continued hearings on Labor, HHS, and Education appropriations. Testimony was heard from public witnesses.

Hearings continue June 22.

CANADIAN ENERGY POLICIES

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing on the issue of the impact of Canadian energy policies on U.S. oil companies. Testimony was heard from public witnesses.

CALIFORNIA WILDERNESS LEGISLATION

Committee on Interior and Insular Affairs: Subcommittee on Public Lands and National Parks concluded hearings on the following bills: H.R. 856, to provide for National Park Service wilderness designation in the State of California; H.R. 859, California Wilderness Act of 1981; H.R. 1116, Dick Smith Wilderness Act of 1981; and H.R. 3053, to require that certain lands in the Shasta National Forest be managed for uses other than wilderness. Testimony was heard from Russell Dickenson, Director, National Park Service, Department of the Interior and public witnesses.

ACID PRECIPITATION

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography and the Subcommittee on Fisheries and Wildlife Conservation held a joint hearing on the progress of the Interagency Task Force on Acid Precipitation. Testimony was heard from Dennis Tirpak, Director, Office of Exploratory Research, Office of Research and Development, EPA; and from the following officials at NOAA,

Department of Commerce: Dr. Ferris Webster, Assistant Administrator for Research and Development and Dr. John Miller, Deputy Director, Air Resources Laboratory.

AIR TRAFFIC CONTROLLERS

Committee on Public Works and Transportation: Subcommittee on Investigations and Oversight concluded hearings on the possible air traffic controllers strike. Testimony was heard from Robert E. Poli, President, Professional Air Traffic Controllers Organization.

Joint Meeting

CONCLUDE HEARINGS

Joint Economic Committee: Subcommittee on International Trade, Finance, and Security Economics concluded hearings on United States-Japan economic relations, receiving testimony from Malcolm Baldridge, Secretary of Commerce; and Robert Ingersoll, Chairman, the Japan Society, Chicago, Illinois, H. P. Nobuhiko Ushiba, Washington, D.C., and Professor Hugh P. Patrick, Yale University, New Haven, Connecticut, all representing the Japan-United States Economic Relations Group.

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Monday, June 22, 1981

Senate

Chamber Action

Routine Proceedings, pages 13158–13212

Bills Introduced: Four bills and five resolutions were introduced, as follows: S. 1405–1408, S.J. Res. 92–93, and S. Res. 157–159.

Pages 13166, 13170, 13179–13180, 13181

Bills Reported: Reports were made as follows:

S. 1408, authorizing funds for fiscal year 1982 for military construction programs of the Department of Defense (with additional views). (S. Rept. No. 97–141).

S. Res. 159, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 1408, listed above. Referred to the Committee on the Budget.

Page 13170

Measures Passed:

Authorizing Appearance of Senate Legal Counsel: Senate agreed to S. Res. 157, authorizing appearance of Senate Legal Counsel as amicus curiae, before the United States District Court, in *United States* v. *Allen M. Dorfman, et al.*

Page 13166

International Record Carrier Competition Act: Senate passed S. 271, allowing Western Union to compete in providing international record or telegraph service, after agreeing to Baker (for Thurmond) unprinted amendment No. 170, providing that in addition to its responsibilities pursuant to the Communications Act of 1934, the Federal Communications Commission shall require domestic telegraph carriers to provide communications facilities to any international telegraph carrier which makes a reasonable request for such services or facilities upon terms and conditions which are just, reasonable, equitable, nondiscriminatory, and in the public interest; that nothing in the Act shall be construed to prohibit the entry of international record carriers into the domestic market, and the FCC is directed to act expeditiously upon all applications filed by international record carriers to provide domestic telex service pursuant to the Act; that the FCC shall exercise its authority under the Act to continue oversight over the establishment of just, reasonable, equitable, and nondiscriminatory distribution formulas for unrouted outbound telegraph or record traffic and the division of revenues; and that notwithstanding any other provision of law, the FCC shall not be authorized to act upon any application to provide international telegraph or record service which is filed by a domestic telegraph carrier pursuant to the Act until 120 days after the date of enactment of this Act.

Pages 13207–13209

Department of Justice Authorizations, 1982: Senate continued consideration of S. 951, authorizing funds for fiscal year 1982 for the Department of Justice, with committee amendments, and additional amendments proposed thereto, as follows:

(1) Helms Amendment No. 69, to the first committee amendment, forbidding the Department of Justice from bringing or maintaining any action to require, directly or indirectly, the mandatory busing of school children.

Page 13189

(2) Modified Helms Amendment No. 96 (to Amendment No. 69, in the nature of a substitute), prohibiting the Department of Justice from maintaining suits involving, directly or indirectly, the mandatory busing of school children and to establish reasonable limits on the power of courts to impose injunctive relief involving the transportation of students.

Page 13189

Both amendments are still pending.

Pages 13189–13202

Budget Reconciliation: Senate began consideration of S. 1377, conforming the reconciliation provisions of section 310(c) of the Congressional Budget Act of 1974, as mandated in H. Con. Res. 115, revising the Congressional budget for the Federal Government for fiscal years 1982, 1983, and 1984, and revising the Congressional budget for the Federal Government for fiscal year ending September 30, 1981, agreeing to an amendment proposed thereto as follows:

Baker unprinted amendment No. 171, of a technical and clarifying nature.

A unanimous consent agreement was reached concerning further consideration of the bill and amendments proposed thereto.

Pages 13189–13212

Presidential Message: On June 19, 1981, during the recess, Senate received a message from the President reporting six new proposals to rescind a total of $321.0 million in budget authority, thirteen new deferrals totalling $220.1 million, and revisions to five previously reported deferrals increasing the amount deferred by $78.1 million, which was referred jointly to the Committees on Appropriations, Budget, Agriculture, Nutrition, and Forestry, Labor and Human Resources, Banking, Housing and Urban Affairs, and Environment and Public Works. (PM–60).

Page 13169

Confirmations: Senate confirmed the following nominations:

Daniel J. Terra, of Illinois, to be Ambassador at Large for Cultural Affairs.

Robert L. Brown, of Virginia, to be Inspector General of the Department of State and the Foreign Service.

John J. Knapp, of New York, to be General Counsel of the Department of Housing and Urban Development.

Pages 13212

Nominations: Senate received the following nominations:

W. Antoinette Ford, of Michigan, and Francis S. Ruddy, of Texas, each to be an Assistant Administrator of the Agency for International Development.

William E. Mayer, of California, to be Administrator of the Alcohol, Drug Abuse, and Mental Health Administration.

Robert P. Nimmo, of California, to be Administrator of Veterans' Affairs.

Robert A. G. Monks, of Maine, Victor M. Thompson, Jr., of Oklahoma, C. Howard Wilkins, of Kansas, and Victor A. Schroeder, of Georgia, each to be a Member of the Board of Directors of the U.S. Synthetic Fuels Corporation.

One Army nomination in the rank of General.

Three Air Force nominations in the rank of General.

Page 13212

Messages From the President: Page 13169

Messages From the House: Pages 13169–13170

Measures Referred: Page 13170

Measures Placed on Calendar: Page 13170

Statements on Introduced Bills: Pages 13170–13181

Amendments Submitted for Printing: Page 13181

Notices of Hearings: Pages 13181–13182

Committee Authority To Meet: Page 13182

Additional Statements: Pages 13182–13188

Nominations: Page 13212

Confirmations: Page 13212

Recess: Senate convented at 11 a.m., and recessed at 7:16 p.m., until, 9 a.m., on Tuesday, June 23, 1981. (For Senate's program, see remarks of Senator Baker in today's Record on page 13212.)

Committee Meetings

NOMINATIONS

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nominations of Joseph P. Welsch, of Virginia, to be Inspector General, Department of Transportation, Sherman M. Funk, of Maryland, to be Inspector General, Department of Commerce, and June G. Brown, of Virginia, to be Inspector General, National Aeronautics and Space Administration, after the nominees testified and answered questions in their own behalf.

RURAL TELECOMMUNICATIONS

Committee on Commerce, Science, and Transportation: Subcommittee on Communications concluded oversight hearings on the role of the rural telecommunications system in America, focusing on the impact upon increased rural services of cable television, "low power" television, and direct broadcast satellite service, after receiving testimony from Mark Fowler, Chairman, Federal Communications Commission; Bernard Wunder, Assistant Secretary of Commerce for Communications and Information; Thomas Wheeler, National Cable Television Association, John A. Johnson, Satellite Television Corporation, Reuben Johnson, National Farmers Union, Elizabeth Young, Public Service Satellite Consortium, Michael Couzens, Television Center, Inc., Steve Effros, Community Antenna Television Association, Leon T. Knauer, National Translator Association, John McGill, Alascom, Inc., and Bruce Jacobs, National Citizens Committee for Broadcasting, all of Washington, D.C.; Frederick T. Andrews, Jr., Bell

Telephone Laboratories, Holmdel, New Jersey; Byron St. Clair, Television Technology Corporation, Denver, Colorado; Stan Hubbard, KSTP-TV, St. Paul, Minnesota; and Dean Moore, James Valley Telephone Cooperative, Groton, South Dakota.

CLEAN AIR ACT

Committee on Environment and Public Works: Committee resumed oversight hearings on the implementation of the Clean Air Act (P.L. 95-95), focusing on its impact on eastern U.S. coal production and the impact of the burning of coal on the quality of the environment, receiving testimony from Alice M. Rivlin, Director, and David Boddie, Assistant Director, and John Thomasian, Principal Analyst, both with the Office of Natural Resources and Commerce, all of the Congressional Budget Office; Rafe Pomerance, Friends of the Earth, and Tobias Anthony, Research-Cottrell, Inc., both of Washington, D.C.; Charles T. Jones, Amherst Industries, Inc./ Amherst Coal Company, Charleston, West Virginia, on behalf of the Eastern Low Sulfur Coal Coalition; Robert T. Wallace, Peabody Coal Company, St. Louis, Missouri; Carl W. Vogelsang, E. I. Dupont de Nemours, Wilmington, Delaware, on behalf of the Council of Industrial Boiler Owners; and Henry A. Snyder, Economics Laboratory, Inc., St. Paul, Minnesota.

Hearings continue tomorrow.

WASTEWATER TREATMENT CONSTRUCTION GRANTS

Committee on Environment and Public Works: Subcommittee on Environmental Pollution resumed hearings on the implementation of the municipal wastewater treatment construction grants program of the Clean Water Act, receiving testimony from Ron Linton, Linton, Mields, Reisler & Cottoni, Washington, D.C.; Robert F. Flacke, New York Department of Environmental Conservation, Albany; Mayor Robert Isaac, Colorado Springs, Colorado, on behalf of the National League of Cities; Mayor Ruth Burleigh, Bend, Oregon, and Mayor William Whiteman, Cottage Grove, Oregon, both on behalf of the Oregon League of Cities; Charles Kaiser, St. Louis Metropolitan Sewerage Agency, St. Louis, Missouri; Barbara Risacher, Harford County, Maryland, representing the Baltimore Regional Planning Council; and Dennis Koehler, Palm Beach County, Florida, representing the National Association of Counties.

Hearings continue on Wednesday, June 24.

TAX REDUCTIONS

Committee on Finance: Committee resumed markup of the Administration's tax reduction proposal, did not complete action thereon, and will meet again tomorrow.

A press release summarizing the actions taken by the Committee today will be available in the Committee office in Room 2227, Dirksen Office Building.

NOMINATION

Committee on Foreign Relations: Committee began hearings on the nomination of Eugene V. Rostow, of Connecticut, to be Director of the Arms Control and Disarmament Agency, where the nominee, who has introduced by Senator Jackson, testified and answered questions in his own behalf.

Hearings continue tomorrow.

NOMINATIONS

Committee on Governmental Affairs: Committee approved for reporting the nominations of James A. Belson, to be an Associate Judge of the District of Columbia Court of Appeals, and Warren R. King, Richard S. Salzman, and Reggie B. Walton, each to be an Associate Judge of the Superior Court of the District of Columbia.

CONSTITUTIONAL RESTRAINTS

Committee on the Judiciary: Subcommittee on the Constitution resumed hearings on proposed legislation limiting the jurisdiction of the lower Federal courts in certain cases, focusing on the Congressional power under Article III of the Constitution to make exceptions to the appellate jurisdiction of the Supreme Court, and to the jurisdiction of other Federal courts, receiving testimony from Jules B. Gerard, Washington University, St. Louis, Missouri; Edward I. Cutler, Tampa, Florida, on behalf of the American Bar Association; Thomas R. Ascik, Washington, D.C.; and Hermine Herta Meyer, Chevy Chase, Maryland.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 6 public bills, H.R. 3983-3988; 1 private bill, H.R. 3989; and 3 resolutions, H.J. Res. 294 and 295, and H. Con. Res. 152 were introduced.

Page 13155

Bill Reported: One report was filed as follows: H.R. 3982, to provide for reconciliation pursuant to section 301 of the First Concurrent Resolution on the Budget for the fiscal year 1982 (H. Rept. 97-158).

Page 13154

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Wright to act as Speaker pro tempore for today.

Page 13137

Presidential Message—Budget Rescissions and Deferrals: Read a message from the President wherein he reports six new proposals to rescind a total of $321 million in budget authority and thirteen new deferrals totaling $220.1 million, and revisions to five previously reported deferrals increasing the amount deferred by $78.1 million—referred to the Committee on Appropriations and ordered printed (H. Doc. 97–63).

Page 13138

Public Broadcasting Authorizations: House completed all general debate on H.R. 3238, to amend the Communications Act of 1934, to extend certain authorizations of appropriations contained in such Act relating to public broadcasting; but came to no resolution thereon. Proceedings under the 5-minute rule are scheduled to begin on Tuesday, June 23.

Pages 13138–13149

Referrals: Two Senate-passed measures were referred to the appropriate House committees.

Page 13154

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on pages 13156–13157.

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Adjourned at 1:33 p.m.

Committee Meetings

INFANT FEEDING PRACTICES

Committee on Agriculture: Subcommittee on Domestic Marketing, Consumer Relations and Nutrition held a hearing on infant feeding practices. Testimony was heard from departmental and public witnesses.

NATIONAL FOREST SYSTEM LANDS

Committee on Agriculture: Subcommittee on Forests, Family Farms and Energy held a hearing on H.R. 3021 and a similar bill H.R. 3898, to authorize the Secretary of Agriculture to convey certain national forest system lands. Testimony was heard from Representative Lujan and departmental witnesses.

LABOR-HHS AND EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, HHS, and Education continued hearings on Labor, HHS, and Education appropriations. Testimony was heard from public witnesses.

Hearings to continue tomorrow.

CAPITAL FORMATION AND INDUSTRIAL POLICY

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations continued hearings on the issues of capital formation and industrial policy. Testimony was heard from public witnesses.

Hearings continue June 24.

SHARED SUPPORT SERVICES

Committee on Government Operations: Subcommittee on Legislation and National Security held a hearing on the review of the administration of shared support services for United States agencies overseas. Testimony was heard from Frank C. Conahan, Director, International Division, GAO and Richard T. Kennedy, Under Secretary of State for Management.

Hearings continue June 24.

MX MISSILE BASING

Committee on Interior and Insular Affairs: Subcommittee on Public Lands and National Parks held a briefing on the final report of the Office of Technology Assessment on MX missile basing. The Subcommittee was briefed by Dr. Peter Sharfman, Program Manager, International Security and Commerce Programs, Office of Technology Assessment.

MARITIME ADMINISTRATION TRANSFER

Committee on Merchant Marine and Fisheries: Held a hearing on transfer of the Maritime Administration from the Department of Commerce to the Department of Transportation. Testimony was heard from Darrell Trent, Deputy Secretary of Transportation and Joseph Wright, Jr., Deputy Secretary of Commerce and public witnesess.

MOST FAVORED NATION STATUS

Committee on Ways and Means: Subcommittee on Trade held a hearing on a Presidential recommendation for a further extension of the authority under the Trade Act of 1974 to waive the freedom of emigration requirements under section 402 and the continuation of the waivers applicable to the Socialist Republic of Romania, the Hungarian People's Republic, and the People's Republic of China. Testimony was heard from Jack Scanlan, Deputy Assistant Secretary of State, Bureau of European Affairs; Michael Armacost, Deputy Assistant Secretary of State, Bureau of East Asian and Pacific Affairs; Eugene K. Lawson, Deputy Assistant Secretary of Commerce for East-West Trade; Robert A. Cornell, Deputy Assistant Secretary, Trade and Investment Policy, Department of the Treasury; John Ray, Assistant U.S. Trade Representative for Bilateral Affairs (East-West Developed Countries) and public witnesses.

Tuesday, June 23, 1981

Senate

Chamber Action

Routine Proceedings, pages 13247–13384

Bills Introduced: Eight bills and two resolutions were introduced, as follows: S. 1409–1416, and S. Res. 160–161. **Pages 13331, 13345**

Bills Reported: Reports were made as follows:

S. 43, requiring the Congressional Budget Office to prepare a cost estimate of House and Senate reported legislation which has certain economic consequences to State and local governments in compliance with such legislation. Referred to the Committee on the Budget for not to exceed thirty days of continuous session. (S. Rept. No. 97–142).

S. Res. 160, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 43, listed above. Referred to the Committee on the Budget. **Page 13331**

Budget Reconciliation: Senate continued consideration of S. 1377, conforming the reconciliation provisions of section 310(c) of the Congressional Budget Act of 1974, as mandated in H. Con. Res. 115, revising the Congressional budget for the Federal Government for fiscal years 1982, 1983, and 1984, and revising the Congressional budget for the Federal Government for fiscal year ending September 30, 1981, taking action on additional amendments proposed thereto as follows:

Adopted:

(1) Domenici unprinted amendment No. 172, of a technical nature. **Page 13295**

(2) McClure unprinted amendment No. 174, providing that during the fiscal year ending September 30, 1982, to the extent provided in appropriations act, the Secretary is directed to provide funds to the Strategic Petroleum Reserve Account as are necessary to meet the obligations created under section 167(b); provided, however, that the aggregate amounts of such funds during the fiscal year ending September 30, 1982, may not exceed $3,704,912,000 plus any funds deposited under section 167(a). (By 39 yeas to 58 nays, Senate earlier rejected Metzenbaum unprinted amendment No. 175 (to unprinted amendment No. 174), providing that all funds appropriated to fill the Strategic Petroleum Reserve shall be included in the totals of the United States Budget.) **Page 13304**

(3) Hatfield unprinted amendment No. 176, deleting language which limited obligations and prohibited Office of Management and Budget apportionment of funds for District of Columbia capital improvement loans. **Page 13322**

(4) Hatfield unprinted amendment No. 177, deleting language which imposed obligation limitations on funds for Federal highway programs and inserting authorization ceilings in lieu thereof. **Page 13322**

(5) Modified Leahy unprinted amendment No. 178, deleting section 184 which eliminated residential child care institutions from definition of "school"; and exempting the elderly and disabled from the income standards of eligibility limitation set at 130 per centum of the income poverty guidelines. **Page 13322**

Rejected:

(1) By 45 yeas to 53 nays, Riegle unprinted amendment No. 173, to limit the repeal of the minimum benefit to new beneficiaries. **Page 13295**

(2) By 46 yeas to 52 nays, modified Moynihan Amendment No. 100, to maintain current law with respect to child welfare services, adoption assistance, and foster care payments. **Page 13313**

Senate will continue consideration of the bill and additional amendments proposed thereto on Wednesday, June 24. **Page 13327**

Pages 13285–13327

Messages From the House: **Page 13330**

Measures Ordered Placed on Calendar: **Page 13330**

Communications: **Pages 13330–13331**

Statements on Introduced Bills: **Pages 13331–13344**

Amendments Submitted for Printing: **Page 13345**

Notices of Hearings: **Pages 13345–13346**

Committee Authority To Meet: **Page 13346**

Additional Statements: **Pages 13346–13373**

Record Votes: Three record votes were taken today. (Total—162) **Pages 13304, 13312, 13322**

Recess: Senate convened at 9 a.m., and recessed at 6:31 p.m., until 8 a.m., on Wednesday, June 24, 1981. (For Senate's program see remarks of Senator Baker in today's Record on pages 13328, 13384.)

Committee Meetings

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee on Defense resumed closed hearings on proposed budget estimates for fiscal year 1982 for the defense establishment, receiving testimony in behalf of funds for the Central Intelligence Agency from Admiral Bobby R. Inman, Deputy Director, and Maurice Lipton, Comptroller, both of the Central Intelligence Agency.

Subcommittee will meet again on Thursday, June 25.

NOMINATIONS

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on the nominations of Jerry L. Jordan, of New Mexico, to be a member of the Council of Economic Advisors, and William H. Draper, III, of California, to be President of the Export-Import Bank of the United States, after the nominees testified and answered questions in their own behalf. Mr. Jordan was introduced by Senator Domenici, and Mr. Draper was introduced by Senator Hayakawa and Representatives McCloskey and Coughlin.

DAYLIGHT SAVING TIME

Committee on Commerce, Science, and Transportation: Committee concluded hearings on S. 49, S. 879, and S. 1151, bills extending the period of daylight saving time, after receiving testimony from Senators Cranston and Mitchell; Richard F. Walsh, Director, Office of Transportation Economic Analysis, Office of the Assistant Secretary for Policy and International Affairs, Robert Ross, General Counsel, Nancy Ebersole, Energy Policy Division, and David Rubin, Transportation Systems Center, all of the Department of Transportation; Larry Eads, Chief, Broadcast Facilities Division, Federal Communications Commission; and Roger Lancaster, National Recreation and Park Association, Arlington, Virginia.

CLEAN AIR ACT

Committee on Environment and Public Works: Committee continued oversight hearings on the implementation of the Clean Air Act, focusing on provisions to reduce air pollution caused by emissions from automobiles, receiving testimony from Senator Cranston; Thomas C. Austin, California Air Resources Board, Sacramento; Roger G. Ackerman, Corning Glass Works, Clarence A. Ditlow, Center for Auto Safety, and Eric Stork, Environmental Research and Technology, all of Washington, D.C.; George McGuire, Johnson-Matthey, Inc., Malbern, Pennsylvania, on behalf of the Manufacturers of Emission Controls Association; and Jerry C. Connors, Falls Church, Virginia, and Steve Lenzi, Automobile Club of Southern California, Los Angeles, both on behalf of the American Automobile Association.

Hearings continue tomorrow.

NOMINATIONS

Committee on Environment and Public Works: Committee concluded hearings on the nominations of A. Alan Hill, of California, and W. Ernst Minor, of Ohio, each to be a member of the Council on Environmental Quality, after the nominees testified and answered questions in their own behalf.

TAX REDUCTIONS

Committee on Finance: Committee continued markup of the Administration's tax reduction proposal, did not complete action thereon, and will meet again tomorrow.

A press release summarizing the actions taken by the Committee today will be available in the Committee office in Room 2227 Dirksen Office Building.

NOMINATIONS

Committee on Foreign Relations: Committee ordered favorably reported the nominations of Charles W. Bray, III, of Maryland, to be Ambassador to the Republic of Senegal, Jane A. Coon, of New Hampshire, to be Ambassador to the People's Republic of Bangladesh, Jose S. Sorzano, of Virginia, to be the Representative on the Economic and Social Council of the United Nations, with the rank of Ambassador, James T. Hackett, of Virginia, to be an Associate Director of the International Communication Agency, James B. Conkling, of California, to be an Associate Director of the International Communication Agency, Arthur F. Burns, of the District of Columbia, to be Ambassador to the Federal Republic of Germany, and Eugene V. Rostow, of Connecticut, to be Director of the Arms Control and Disarmament Agency.

Prior to this action, the committee concluded hearings on the nomination of Mr. Burns, after the nominee, who was introduced by Senators D'Amato and Moynihan, testified and answered questions in his own behalf.

REGULATORY REFORM

Committee on Governmental Affairs: Committee concluded hearings on S. 1080, improving and modifying the Federal regulatory process, after receiving testimony from Senator Schmitt; Milton Socolar, Acting Comptroller General and Arthur Corazzini and Mark Nadel, both of the Program Analysis Division, all of the General Accounting Office; and John Opel, International Business Machines, representing the Business Roundtable, Lester Lave, Brookings Institute, and Doug Parker and Judy Lynch, both of the Institute for Public Interest Representation, all of Washington, D.C.

LONGSHOREMEN'S/HARBOR WORKERS BENEFITS

Committee on Labor and Human Resources: Subcommittee on Labor concluded hearings on S. 1182, improving the administration of the Longshoremen's and Harbor Workers' Compensation Act by removing certain inequities, reducing incentives for fraud and abuse, and assuring immediate compensation benefits and competent medical treatment for injured employees, after receiving testimony from

Representative Erlenborn; Bert J. Leavitt, Leavitt Insurance Agency, Las Vegas, Nevada, on behalf of the National Insurance Producers Conference; Frank L. Eblen, Johnson and Higgins, New York City, on behalf of the National Association of Insurance Brokers; Howard J. Cornay, Jr., Lafayette, Louisiana, on behalf of the National Association of Casualty and Surety Agents; Daniel J. Blum, Insurance House, Inc., Lafayette, Louisiana, on behalf of the National Association of Professional Insurance Agents; J. Howard Bunn, Jr., Chicago, Illinois, on behalf of the National Association of Independent Insurers; Robert W. Flockhart, New York City, on behalf of the American Insurance Association; and Paul D. Snodgrass, Independent Insurance Agents of America, Jay Power, American Federation of Labor and Congress of Industrial Organizations, Francis Zwening, Building and Construction Trades Department, AFL-CIO, Ande Abbott, International Brotherhood of Boilermakers, Iron Shipbuilders, Blacksmith, Forgers and Helpers, and Andre Maisonpierre, Sr., Alliance of America Insurers, all of Washington, D.C.

FAMILY PLANNING

Committee on Labor and Human Resources: Subcommittee on Aging, Family, and Human Services held oversight hearings on the role of the Federal Government in family planning programs of Title X of the Public Health Services Act, receiving testimony from Edward N. Brandt, Jr., Assistant Secretary of Health and Human Services for Health; Gregory J. Ahart, Director, Human Resources Division, General Accounting Office; Clark Hansburger, West Virginia Health Commissioner, Charleston; Robert and Mary Kambic, St. Joseph Hospital and Health Care Center, Lancaster, Pennsylvania; and other public witnesses.

Hearings were recessed subject to call.

NATIVE AMERICANS

Select Committee on Indian Affairs: Committee concluded hearings on the substance of S. 1088, authorizing funds for fiscal years 1982 and 1983 to promote the goal of economic and social self-sufficiency for American Indians, and Hawaiian and Alaskan natives (pending on Senate Calendar), after receiving testimony from A. David Lester, Commissioner, Administration for Native Americans, Department of Health and Human Services; Roy A. Sampsel, Deputy Assistant Secretary of the Interior for Indian Affairs; and William J. Kacvinsky, Acting Administrator, Office of National Programs, Department of Labor.

House of Representatives

Chamber Action

Bills Introduced: 13 public bills, H.R. 3990–4002; and 3 resolutions, H.J. Res. 296 and 297, and H. Con. Res. 153 were introduced.

Pages 13474–13475

Report Filed: One report was filed as follows: Conference report on H.R. 31, to amend the Truth in Lending Act to encourage cash discounts (H. Rept. 97–159).

Page 13474

NASA Authorization: By a yea-and-nay vote of 404 yeas to 13 nays, Roll No. 93, the House passed H.R. 1257, to authorize appropriations to the National Aeronautics and Space Administration for research and development, construction of facilities, and research and program management.

Agreed to the committee amendments, except No. 7; and

Agreed to committee amendment No. 7, as amended by a substitute that further reduces by $11.2 million the authorization for aeronautical research and technology programs.

Subsequently, this passage was vacated, and S. 1098, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed.

H. Res. 161, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 399 yeas, with 1 voting "present", Roll No. 92.

Pages 13391–13418

Late Report: Committee on Rules received permission to have until midnight Wednesday, June 24, to file a report on H.R. 3982, to provide for reconciliation pursuant to section 301 of the First Concurrent Resolution on the Budget for the fiscal year 1982.

Page 13388

Subcommittee To Sit: Subcommittee on Investigations and Oversight of the Committee on Public Works and Transportation received permission to sit during proceedings of the House under the 5-minute rule today, Wednesday, June 24, and Thursday, June 25.

Page 13388

Food Stamp Authorization: House passed H.R. 3991, to amend the Food Stamp Act of 1977 to increase the authorization for appropriations for fiscal year 1981, and to amend Public Law 93–233 to continue, through August 1, 1981, the cash-out of food stamp program benefits of certain recipients of Supplemental Security Income.

Earlier, objections were heard to unanimous consent requests to consider H.R. 3990, a similar House bill.

Pages 13388–13391, 13418–13420

DOD Supplemental Authorization: By a yea-and-nay vote of 360 yeas to 50 nays, Roll No. 94, the House passed H.R. 2614, Department of Defense Supplemental Authorization Act for fiscal year 1981.

Agreed to the committee amendment in the nature of a substitute.

Agreed To:

An amendment that increases by $24 million the appropriation for the Air Force for a replacement RC135 aircraft; and

An amendment that increases by 4,700 the Army end strength.

Rejected an amendment that sought to delete $1.8 million in funding for an ammunition facility in West Germany.

Agreed to amend the title.

Subsequently, this passage was vacated and S. 694, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill.

House then insisted on its amendments to S. 694; and asked a conference. Appointed as conferees: Representative Price, Bennett, Stratton, White, Nichols, Brinkley, Mollohan, Dan Daniel, Dickinson, Whitehurst, Spence, Beard, Mitchell of New York and Holt.

The Clerk was authorized to make necessary technical corrections, including section numbers, section headings, punctuation, and cross references in the engrossment of the House amendments to S. 694.

Pages 13420–13430

Late Report: Conferees received permission to have until midnight tonight to file a conference report on H.R. 31, to amend the Truth in Lending Act to encourage cash discounts.

Pages 13430–13431

Public Broadcasting Authorizations: House continued consideration of H.R. 3238, to amend the Communications Act of 1934, to extend certain authorizations of appropriations contained in such Act relating to public broadcasting; but came to no resolution thereon. Proceedings under the 5-minute rule are scheduled to continue Wednesday, June 24.

Rejected:

An amendment that sought to reduce by $50 million the authorization for fiscal year 1984, $45 million for fiscal year 1985, and $30 million for fiscal year 1986 (rejected by a recorded vote of 146 ayes to 265 noes, Roll No. 95); and

A substitute to the previous amendment that sought to increase by $15 million the authorization for fiscal year 1985, and by $30 million the authorization for fiscal year 1986. Pages 13431–13439

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 13476.

Quorum Calls—Votes: Three yea-and-nay votes and one recorded vote developed during the proceedings of the House today and appear on pages 13387–13388, 13416, 13428, 13437. There were no quorum calls.

Adjournment: Adjourned at 5:25 p.m.

Committee Meetings

FOOD STAMP LEGISLATION

Committee on Agriculture: Ordered reported H.R. 3991, to amend the Food Stamp Act of 1977 to increase the authorization for appropriations for fiscal year 1981, and to amend Public Law 93–233 to continue, through August 1, 1981, the cash-out of food stamp program benefits of certain recipients of Supplemental Security Income.

INTEREST RATES

Committee on Agriculture: Subcommittee on Conservation, Credit and Rural Development held a hearing on interest rates and the availability of credit. Testimony was heard from departmental and public witnesses.

NATIONAL SCIENCE COUNCIL ACT

Committee on Agriculture: Subcommittee on Department Operations, Research and Foreign Agriculture held a hearing on H.R. 638, National Science Council Act, and on the extent to which scientific input and findings are employed in making regulatory decisions on food safety, food quality, and pesticide safety issues. Testimony was heard from Senator Grassley, departmental and public witnesses.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held a hearing on Consulting Services Contracts. Testimony was heard from Robert Trimble, Acting Deputy Under Secretary of Defense for Research and Engineering.

LABOR-HHS AND EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, HHS, and Education continued hearings on Labor, HHS, and Education appropriations. Testimony was heard from public witnesses.

Hearings continue tomorrow.

MULTIYEAR PROCUREMENT: NAVY LEASED SATELLITE AND FLEET SATELLITE PROGRAMS

Committee on Armed Services: Held hearings on Multiyear Procurement and on Navy Leased Satellite (LEASAT) and Fleet Satellite (FLTSAT) Programs. Testimony was heard from Caspar W. Weinberger, Secretary of Defense and from the following other officials from DOD: Richard D. DeLauer, Under Secretary for Research and Engineering; William H. Taft, IV, General Counsel and Joseph Sherick, Assistant to the Secretary for Review and Oversight; VAdm. G. R. Nagler, USN, Director, Command and Control, Office of the Chief of Naval Operations; R. J. Murray, Under Secretary of the Navy; C. P. Nemfakos, Associate for Budget, Office of the Comptroller of the Navy; Lt. Gen. Hillman, Dickinson, USA, Director for Command, Control and Communications Systems, Office of the Joint Chiefs of Staff and Maj. Gen. J. T. Randerson, USAF, Deputy Chief of Staff, Communications-Electronics, Headquarters Strategic Aerospace Command.

SALES REPRESENTATIVE PROTECTION ACT

Committee on Energy and Commerce: Subcommittee on Commerce, Transportation and Tourism held a hearing on H.R. 3496, Sales Representative Protection Act. Testimony was heard from Representative Ottinger and public witnesses.

DAYLIGHT SAVINGS TIME EXTENSION

Committee on Energy and Commerce: Subcommittee on Energy Conservation and Power held a hearing on the potential energy conservation benefits which would result from extending Daylight Savings Time. Testimony was heard from Dr. Alice Rivlin, Director, CBO; Martin Anderson, Transportation Systems Center, Department of Transportation and public witnesses.

TELECOMMUNICATIONS-USER NEEDS AND CONCERNS

Committee on Energy and Commerce: Subcommittee on Telecommunications, Consumer Protection, and Finance held a hearing on user needs and concerns in the new marketplace environment of telecommunications, Testimony was heard from Frank Carr, Commissioner, Automated Data and Telecommunications Service, GSA and public witnesses.

Hearings continue tomorrow.

OPIC AMENDMENTS

Committee on Foreign Affairs: Subcommittee on International Economic Policy and Trade approved for full Committee action as amended H.R. 3136, Overseas Private Investment Corporation Amendments of 1981.

OVERSIGHT—CETA

Committee on Government Operations: Subcommittee on Manpower and Housing continued hearings on the oversight of the Comprehensive Employment and Training Act (CETA). Testimony was heard from Roberts Jones, Administrator, Management Assistance, Employment and Training Administration, Department of Labor and public witnesses.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Contracts and Printing met to consider pending business.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment held a hearing on the following bills: H.R. 1993, Radioactive Waste Research, Development, and Policy Act; H.R. 2800, Nuclear Reactor Moratorium and Nuclear Waste Disposal Prohibition Act; H.R. 2840, Nuclear Waste Policy Act; H.R. 2881, Nuclear Waste Management Policy Act; and H.R. 3809, to provide for repositories for the disposal of high-level radioactive waste, transuranic waste, and spend nuclear fuel, to amend provisions of the Atomic Energy Act of 1954 relating to low-level waste, and to modify the Price-Anderson provisions of the Atomic Energy Act of 1954 and certain other provisions pertaining to facility licensing and safety. Testimony was heard from Representative Derrick; William Dircks, Executive Director for Operations, NRC and public witnesses.

Hearings continue June 25.

OVERSIGHT

Committee on Interior and Insular Affairs: Subcommittee on Public Lands and National Parks continued oversight hearings on public lands policies of the current Administration. Testimony was heard from Ray Arnett, Assistant Secretary, Fish, Wildlife and Parks, Department of the Interior.

VOTING RIGHTS ACT

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued hearings on extending the Voting Rights Act of 1965. Testimony was heard from Mary Estill Buchanan, Secretary of State, Colorado; Dr. George Sheldon, State Representative, Florida; Johnny Ford, Mayor, Tuskegee, Ala., and public witnesses.

Hearings continue tomorrow.

RAOUL WALLENBERG; IMMIGRATION AND NATIONALITY ACT AMENDMENTS

Committee on the Judiciary: Subcommittee on Immigration, Refugees and International Law approved for full Committee action the following measures: H.J.

79-059 O - 86 - 14 (Pt. 26)

Res. 220, proclaiming Raoul Wallenberg to be an honorary citizen of the United States, and requesting the President to ascertain from the Soviet Union the whereabouts of Raoul Wallenberg and to secure his return to freedom and a clean bill in lieu of H.R. 2043, Immigration and Nationality Act Amendments of 1981.

Prior to this action, the Subcommittee held a hearing on H.J. Res. 220. Testimony was heard from Representative Lantos; Allen Holmes, Deputy Assistant Secretary of State for European Affairs; and Theodore B. Olson, Assistant Attorney General, Office of the Legal Counsel, Department of Justice.

COASTAL BARRIER RESOURCES SYSTEM

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment and the Subcommittee on Oceanography held a joint hearing on H.R. 3252, to establish the Coastal Barrier Resources System. Testimony was heard from James Pulliam, Deputy Associate, National Wildlife Refuge System, Fish and Wildlife Service, Department of the Interior; Gerald A. Petersen, Associate Director, National Weather Service, NOAA, Department of Commerce and public witnesses.

TRANSPORTATION OF FOREST PRODUCTS

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine held a hearing on H.R. 3577, to amend the Merchant Marine Act of 1920 regarding transportation of forest products to the East and Gulf Coasts of the United States and to the Commonwealth of Puerto Rico from any ports or terminal areas on the West Coast of the United States. Testimony was heard from public witnesses.

GOVERNMENT COST REDUCTION ACT

Committee on Post Office and Civil Service: Subcommittee on Civil Service, Subcommittee on Human Resources and the Subcommittee on Compensation and Employee Benefits concluded joint hearings on H.R. 3116, Government Cost Reduction Act. Testimony was heard from departmental and public witnesses.

URBAN TRANSPORTATION

Committee on Public Works and Transportation: Subcommittee on Investigations and Oversight held a hearing on the financial and productivity problems of Urban Transportation. Testimony was heard from Louis J. Gambaccini, Commissioner of Transportation, State of New Jersey; Henry Eschwege, Director, Community and Economic Development Division, GAO and public witnesses.

Hearings continue tomorrow.

BUDGET RECONCILIATION

Committee on Rules: Heard testimony from Chairman Jones and Representatives Panetta, Wright, Michel and Gramm but took no action on H.R. 3982, Omnibus Budget Reconciliation Act of 1981.

Will continue tomorrow.

ENERGY UTILITIES

Committee on Science and Technology: Subcommittee on Energy Development and Applications held a hearing on energy utilities. Testimony was heard from public witnesses.

Hearings continue tomorrow.

FEDERAL PROCUREMENT SYSTEM

Committee on Small Business: Subcommittee on General Oversight continued hearings on the major difficulties facing small businesses who attempt to use the federal procurement system. Testimony was heard from Michael Cardenas, Administrator, SBA; Gerald Carmen, Administrator, GSA and Donald Sowle, Administrator, Office of the Federal Procurement Policy, OMB.

Hearings continue June 25.

TAX BILL

Committee on Ways and Means: Continued markup of a tax bill.

Will continue tomorrow.

BUSINESS EXPENSES OF STATE LEGISLATORS

Committee on Ways and Means: Subcommittee on Select Revenue Measures held a hearing on legislation (H.R. 365, H.R. 858, 2067 and H.R. 2605) relating to the tax treatment of the business expenses of state legislators. Testimony was heard from Representatives Traxler and Bereuter; David Glickman, Deputy Assistant Secretary of the Treasury for Tax Policy; William Campbell, State Senator, California and James Ritter, State Representative, Pennsylvania.

SOCIAL SECURITY AMENDMENTS

Committee on Ways and Means: Subcommittee on Social Security continued markup of H.R. 3207, Social Security Amendments of 1981.

Joint Meeting

U.S./JAPAN ECONOMIC POLICIES

Joint Economic Committee: Subcommittee on Monetary and Fiscal Policy held hearings on Japanese and American economic policies and United States productivity, receiving testimony from Keisuke Yawata, NEC North America, Inc., Sunnyvale, California;

and Tom Hague, Asia Borg-Warner, Chicago, Illinois.

Hearings were recessed subject to call.

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Wednesday, June 24, 1981

Senate

Chamber Action

Routine Proceedings, pages 13521–13663

Bills Introduced: Ten bills were introduced, as follows: S. 1417–1426.

Page 13624

Bills Reported: Reports were made as follows:

S.J. Res. 64, designating August 13, 1981, as "National Blinded Veterans Recognition Day."

S.J. Res. 91, designating July 1981, as "National Peach Month."

S.J. Res. 12, designating November 14, 1981, as "Operating Room Nurses Day," with amendments.

S.J. Res. 73, designating the week of June 6–12, 1982, as "Management Week in America," with amendments.

Page 13623

Budget Reconciliation: Senate continued consideration of S. 1377, conforming the reconciliation provisions of section 310(c) of the Congressional Budget Act of 1974, as mandated in H. Con. Res. 115, revising the Congressional budget for the Federal Government for fiscal years 1982, 1983, and 1984, and revising the Congressional budget for the Federal Government for fiscal year ending September 30, 1981, taking action on additional amendments proposed thereto as follows:

Adopted:

(1) Hatch unprinted amendment No. 179, making technical corrections in the provisions reported by the Committee on Labor and Human Resources.

Page 13537

(2) Hatch unprinted amendment No. 180, of a technical nature.

Page 13538

(3) By 60 yeas to 37 nays, Stafford-Hatch unprinted amendment No. 181, providing the level of funding for Higher Education Programs.

Page 13538

(4) Stafford unprinted amendment No. 182, of a technical nature.

Page 13546

(5) Gorton unprinted amendment No. 184, striking the elimination of cargo preference under titles I and II of the Agricultural Trade Development and Assistance Act of 1954.

Page 13555

(6) Helms unprinted amendment No. 185, of a technical nature.

Page 13559

(7) Domenici unprinted amendment No. 187, of a technical nature.

Page 13566

Rejected:

(1) By 45 yeas to 53 nays, Mitchell unprinted amendment No. 183, to provide budget authority for fiscal year 1982 for the Economic Development Administration.

Page 13547

(2) By 35 yeas to 63 nays, Bumpers unprinted amendment No. 186, to revise certain authorizations relating to the Department of Energy.

Page 13560

(3) By 47 yeas to 52 nays, Durenberger unprinted amendment No. 188, to prohibit use of funds authorized to implement the 9-digit ZIP Code. (By 41 yeas to 58 nays, Senate earlier rejected a motion to table the amendment.)

Page 13560

The following amendments are pending:

(1) Robert C. Byrd unprinted amendment No. 189 (printed amendment No. 103), to stike certain provisions relating to housing and community development and communications.

Page 13581

(2) Schmitt unprinted amendment No. 190 (printed amendment No. 104), to revise provisions relating to interconnection of public radio and television.

Page 13614

The Senate will continue consideration of the bill and amendments proposed thereto on Thursday, June 25.

Pages 13615, 13534–13615

Nominations: Senate received the following nominations:

Two Army nominations in the rank of General, and

Two Navy nominations in the rank of Admiral.

Page 13663

Messages From the President: Page 13620

Messages From the House: Page 13620

Statements on Introduced Bills: Pages 13624–13654

Amendments Submitted for Printing: Page 13654

Committee Authority To Meet: Page 13654

Additional Statements: Pages 13654–13662

Nominations: Page 13663

Record Votes: Five record votes were taken today. (Total—167.)

Pages 13546, 13554, 13566, 13580, 13581

Recess: Senate convened at 8 a.m., and recessed at 6:36 p.m., until 8:30 a.m. on Thursday, June 25,

1981. (For Senate's program see remarks of Senator Baker in today's Record on page 13663.)

Committee Meetings

WASTEFUL FEDERAL SPENDING

Committee on Appropriations: Committee began hearings on wasteful Federal spending in travel, training, and consultant programs, receiving testimony from Senator Pryor; Clifford I. Gould, Director, Federal Personnel Compensation Division, General Accounting Office; Edwin L. Harper, Deputy Director, Office of Management and Budget; Alan Beres, Commissioner, Transportation Division, General Services Administration; and Richard B. Post, Acting Associate Director for Staffing Services, and James M. H. Gregg, Associate Director, Work Force Effectiveness and Development, both of the Office of Personnel Management.

Hearings continue on Thursday, July 9.

IMPACT AID

Committee on Armed Services: Committee concluded hearings on potential effects of proposed reductions in impact aid on various school districts and on the dependent children of military personnel enrolled in public schools, after receiving testimony from Lawrence J. Korb, Assistant Secretary of Defense for Manpower, Reserve Affairs, and Logistics, and William H. Taft, IV, General Counsel, Department of Defense; James A. Francis, El Paso Independent School District, El Paso, Texas; Donald S. Bruno, York County, Virginia, Superintendent of Schools, on behalf of the Virginia Committee for Fair Impact Aid Funding; and Wayne Paxson, Bellevue, Nebraska Assistant Superintendent of Schools.

NOMINATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nomination of Michael J. Fenello, of Florida, to be Deputy Administrator of the Federal Aviation Administration, after the nominee, who was introduced by Senator Hawkins, testified and answered questions in his own behalf.

CONSUMER NEEDS

Committee on Commerce, Science, and Transportation. Consumer Subcommittee held hearings on the needs of American consumers in the coming decade, receiving testimony from Virginia H. Knauer, Special Assistant to the President for Public Liaison; Kenneth Rashid, Associate Executive Director for Communications, Consumer Product Safety Commission; Sandra Willett, National Consumers League, William H. Tankersley, Council of Better Business Bureaus, Jim Boyle, Consumer Federation of America, Robert Krughoff, Washington Center for the Study of Services, and Thomas C. Nelson, American Association of Retired Persons, all of Washington, D.C.; Andrew J. Takass, Whirlpool Corporation, Benton Harbor, Michigan; Camille Haney, Wisconsin Association of Manufacturers and Commerce, Milwaukee; Louis S. Meyer, Conference of Consumer Organizations, Newton Center, Massachusetts; and John Popovich, Interstate Bank of California, Los Angeles.

Hearings continue tomorrow.

STRATEGIC MINERALS/MATERIALS

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology, and Space held oversight hearings on the activities of the Department of Commerce in the areas of strategic minerals and materials, receiving testimony from Malcolm Baldrige, Secretary of Commerce.

Hearings were recessed subject to call.

PUBLIC LANDS

Committee on Energy and Natural Resources: Subcommittee on Public Lands and Reserved Water concluded hearings on the following bills:

S. 146, providing for the preservation of historic Camden, South Carolina, after receiving testimony from Senator Thurmond; and Ira Hutchinson, Deputy Director, National Park Service, Department of the Interior;

S. 656, providing for the preservation, protection, and maintenance of the original boundary stones of the Nation's Capital, after receiving testimony from Mr. Hutchinson;

S. 187, conveying certain lands to Miles City, Montana, and removing reversionary provisions of prior conveyances, S. 763, conveying to the city of American Falls, Idaho, specified lands located within or adjacent to the city, and H.R. 618, conveying certain interest in public lands to the city of Angels, California, after receiving testimony from Edward L. Hastey, Assistant Director, Bureau of Land Management, Department of the Interior; and

S. 188, conveying certain lands in Gallatin National Forest, State of Montana, to a named individual upon payment of the fair market value, S. 512, conveying certain lands to Douglas County, Nevada, S. 634, authorizing the exchange of certain lands in Idaho and Wyoming, S. 764, providing for the protection and maintenance of the John Sack cabin in the Targhee National Forest, Idaho, and S. 794, designating the General Crook Trail and the Beale Wagon Road in Arizona for determination and designation as national historic trails, after receiving testimony from Ray Housley, Deputy Chief, U.S. Forest Service, Department of Agriculture.

CLEAN AIR ACT

Committee on Environment and Public Works: Committee continued oversight hearings on the implementation of the Clear Air Act, focusing on provisions to reduce air pollution caused by emissions from automobiles, receiving testimony from David S. Potter, General Motors Corporation, and John D. Withrow, Chrysler Corporation, both of Detroit, Michigan; Herbert L. Misch, Ford Motor Company, Dearborn, Michigan; Marvin Stucky, American Motors Corporation, Southfield, Michigan; Duane Miller, Volkswagen of America, Inc., Warren, Michigan; and Thomas C. Austin, California Air Resources Board, Sacramento.

Hearings continue tomorrow.

WASTEWATER TREATMENT CONSTRUCTION GRANTS

Committee on Environment and Public Works: Subcommittee on Environmental Pollution concluded hearings on the implementation of the municipal wastewater treatment construction grants program of the Clean Water Act, after receiving testimony from Utah Governor Scott M. Matheson, Salt Lake City; John Simas, CIBA-GEIGY Corporation, Glens Falls, New York; Mayor David Shepherd, Oak Park, Michigan, representing the Southeast Michigan Council of Governments; Raymond J. Smit, Ann Arbor, Michigan, on behalf of the National Society of Professional Engineers; Richard A. Pavia, Chicago, Illinois, representing the American Society of Civil Engineers; John H. Foster, Malcolm Pirnie, Inc., White Plains, New York, on behalf of the American Consulting Engineers Council; Donald G. Kirk, Heinz U.S.A., Pittsburgh, Pennsylvania, on behalf of the National Food Processors Association; Robert F. Cerosky, General Foods Corp, White Plains, New York, on behalf of the American Frozen Food Institute; John L. Stein, Anheuser-Busch, Inc., St. Louis, Missouri, on behalf of the U.S. Brewers Association, Inc.; Donald O. Dencker, Oscar Meyer & Company, Madison, Wisconsin, on behalf of the American Meat Institute; Leon Asadorian, Methuen, Massachusetts, on behalf of the National Utilities Contractors Association; Dana Huestis, Great Falls, Montana, representing the Associated General Contractors; Howard Brown, Kraft, Inc., Glenview, Illinois; and J. Robert Nicholson, Zimpro Inc., Rothschild, Wisconsin, both on behalf of the Wastewater Equipment Manufacturers Association.

TAX REDUCTIONS

Committee on Finance: Committee continued markup of the Administration's tax reduction proposal, did not complete action thereon, and will meet again tomorrow.

A press release summarizing the actions taken by the Committee today will be available in the Committee office in 2227 Dirksen Office Building.

NOMINATION

Committee on Foreign Relations: Committee concluded hearings on the nomination of Richard D. Erb, of Virginia, to be U.S. Executive Director of the International Monetary Fund, after the nominee testified and answered questions in his own behalf.

NUCLEAR NONPROLIFERATION

Committee on Governmental Affairs: Subcommittee on Energy, Nuclear Proliferation, and Government Processes concluded oversight hearings to examine nuclear nonproliferation policy, focusing on U.S. nuclear nonproliferation policy and the administration's plans for the future, after receiving testimony from James L. Buckley, Undersecretary of State for Security Assistance; Gerard C. Smith, Consultants International Group, Inc., Joseph Yager, The Brookings Institution, and S. Jacob Scherr, on behalf of the Natural Resources Defense Council, all of Washington, D.C.; Thomas Schelling, Harvard University, Cambridge, Mass.; Carl Walske, Atomic Industrial Forum, Bethesda, Md.; and Dwight J. Porter, Westinghouse Electric Corp., Pittsburgh, Pa.

IPA GRANT PROGRAM

Committee on Governmemtal Affairs: Subcommittee on Intergovernmental Relations concluded hearings on S. 1042, reducing Federal involvement in State and local personnel systems, and eliminating various conditions which constrain the use of Federal aid funds in functions unrelated to personnel practices, after receiving testimony from Donald J. Devine, Director, Office of Personnel Management; David T. Stanley, The Brookings Institution, Barabara Sundquist, representing the International Personnel Management Association, Scott Fosler, Committee for Economic Development, and Richard F. Dorman, Assembly of Governmental Employees, all of Washington, D.C.; Kenneth Yancey, Virginia Director of Personnel, Richmond; S. Howard Woodson, New Jersey Civil Service Commission, Trenton; and Joseph Adler, Maryland Classified Employees Association, Annapolis.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following business items:

S. 863, establishing a uniform law on the subject of bankruptcies, with amendments;

S. 1365, alleviating the hardships created for farm producers when a commodity warehouse in which their crops are stored files a petition for bankruptcy. (As approved by the committee the bill incorporates certain provisions of S. 839);

S. 1127, authorizing funds for fiscal year 1982 for the intelligence community, and supplemental funds for fiscal year 1981 for the intelligence community, with an amendment;

S.J. Res. 91, designating July 1981, as "National Peach Month";

S.J. Res. 73, designating the week of June 6–12, 1982, as "Management Week in America," with amendments;

S.J. Res. 12, designating November 14, 1981, as "Operating Room Nurses Day, with an amendment;

S.J. Res. 64, designating August 13, 1981, as "National Blinded Veterans Recognition Day"; and

The nominations of Loren A. Smith, of Delaware, to be Chairman of the Administrative Conference of the United States, Gerald J. Mossinghoff, of Virginia, to be Commissioner of Patents and Trademarks, and O. Evans Denney, to be U.S. Marshall for the District of Delaware.

NOMINATION

Committee on the Judiciary: Committee concluded hearings on the the nomination of William B. Reynolds, of Maryland, to be Assistant Attorney General for Civil Rights, Department of Justice, after the nominee testified and answered questions in his own behalf.

BUSINESS MEETING

Committee on Labor and Human Resources: Committee ordered favorably reported the following measures:

S. 755, authorizing funds for fiscal year 1982 for Federal alcohol and drug abuse programs, with amendments;

S. 1085, authorizing funds for fiscal years 1982 and 1983 for Headstart programs, with an amendment in the nature of a substitute;

S. 1086, authorizing funds for fiscal years 1982, 1983, and 1984 for specified programs of the Older Americans Act of 1965, and to eliminate, revise or consolidate certain other programs, with an amendment in the nature of a substitute;

S. 1087, authorizing funds for fiscal years 1982 and 1983 for national volunteer antipoverty programs (Domestic Volunteer Service);

S. 1090, authorizing funds for fiscal years 1982, 1983, and 1984 for support services and research relating to adolescent pregnancy and parenthood, with an amendment in the nature of a substitute;

S. 1132, authorizing funds for fiscal year 1982 for direct services planning, advocacy, legal representation, research, demonstration, and special projects for the developmentally disabled, with amendments;

An original bill authorizing funds for fiscal years 1982, 1983, and 1984 for the Legal Services Corporation, in lieu of H.R. 3480; and

Seven original resolutions (S. Res. 166–172) each waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of each of the aforementioned measures.

GOVERNMENT COMPETITION—SMALL BUSINESS

Committee on Small Business: Subcommittee on Advocacy and the Future of Small Business held hearings to examine the effects of government competition on small business, focusing on why Federal employees perform commerical or industrial activities that could be done by private firms, receiving testimony from Senator Jepsen; Donald Sowle, Administrator, Office of Federal Procurement Policy, Darleen Druyun, Deputy Associate Administrator for Major Systems Acquisition and Procurement, both of the Office of Management and Budget; Clifford Gould, Director, Federal Personnel and Compensation Division, Al Stapleton, Senior Evaluator, and Charles Bonanno, Group Director, all of the General Accounting Office; Dale Nelson, BMS Service, Inc., Des Moines, Iowa; Edward J. Meell, Media Management Services, Inc., Yardley, Pennsylvania; Earl Hess, Lancaster Labs, Inc., Lancaster, Pennsylvania; George Ostrowsky, Business Management Research Associates, Inc., Arlington, Virginia; James Hostetler, Chapman, Duff and Paul, and Mike Rousche, National Federation of Independent Businesses, both of Washington, D.C.; and James Bennett, George Mason University, Fairfax, Virginia.

Hearings were recessed subject to call.

INTELLIGENCE BRIEFING

Select Committee on Intelligence: Committee met in closed session to receive a briefing on intelligence matters, made no announcements, and will meet again tomorrow.

SOCIAL SECURITY—COLA'S

Special Committee on Aging: Committee resumed oversight hearings on the social security system, focusing on cost-of-living adjustments, receiving testimony from Joseph J. Minarik, The Brookings Institution, James R. Storey, Urban Institute, and James M. Hacking, National Retired Teachers Association/ American Association of Retired Persons, all of Washington, D.C.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 6 public bills, H.R. 4003–4008; and 5 resolutions, H. Res. 165–169 were introduced.

Report Filed: One report was filed as follows: H. Res. 169, providing for the consideration of H.R. 3982, to provide for reconciliation pursuant to section 301 of the first concurrent resolution on the budget for the fiscal year 1982 (H. Rept. 97–160).

Page 13719

Journal: By a yea-and-nay vote of 344 yeas to 16 nays with 1 voting "present", Roll No. 96, the House approved the Journal of Tuesday, June 23.

Page 13664

Committee Election: House agreed to H. Res. 165, electing Representative Hyde to the Committee on Foreign Affairs.

Pages 13664–13665

Senate Office Equipment: House passed and cleared for the President S. 1123, to permit certain funds allocated for official expenses of Senators to be utilized to procure additional office equipment.

Page 13665

Senate Computer Services: By a yea-and-nay vote of 375 yeas to 16 nays, Roll No. 97, the House passed and cleared for the President S. 1124, to authorize the Sergeant at Arms and Doorkeeper of the Senate, subject to the approval of the Committee on Rules and Administration, to enter into contracts which provide for the making of advance payments for computer programing services.

Pages 13665–13667

Subcommittees To Sit: Subcommittee on Military Personnel and Compensation, Subcommittee on Investigations, and Subcommittee on Procurement and Military Nuclear Systems, of the Committee on Armed Services, received permission to sit today during proceedings of the House under the 5-minute rule.

Page 13667

Cash Discounts: By a yea-and-nay vote of 398 yeas to 9 nays, Roll No. 98, the House agreed to the conference report on H.R. 31, to amend the Truth in Lending Act to encourage cash discounts—clearing the measure for Senate action.

Pages 13667–13670

Legislative Program: Majority Leader announced the legislative program for the balance of the week.

Pages 13670–13672

Public Broadcasting Authorizations: By a yea-and-nay vote of 323 yeas to 86 nays, Roll No. 102, the House passed H.R. 3238, to amend the Communications Act of 1934, to extend certain authorizations of appropriations contained in such Act relating to public broadcasting.

By a yea-and-nay vote of 385 yeas to 16 nays with 1 voting "present", Roll No. 99, the House agreed to resolve itself into the Committee of the Whole.

Agreed to the committee amendment in the nature of a substitute.

Agreed to an amendment that provides for a demonstration program to study the effects of advertising on public broadcasting.

Rejected:

An amendment that sought to repeal the public telecommunications facilities program (rejected by a division vote of 5 ayes to 14 noes); and

An amendment that sought to retain quarterly disbursement of funds to the Corporation for Public Broadcasting, rather than annual (rejected by a recorded vote of 171 ayes to 226 noes, Roll No. 101).

Pages 13672–13683

DOD Authorization: After consuming 2 hours and 9 minutes of general debate on H.R. 3519, Department of Defense Authorization Act for fiscal year 1982, the Committee of the Whole rose. Four hours and 51 minutes of general debate time will remain when consideration of the bill resumes.

H. Res. 163, the rule under which the bill is being considered, was agreed to earlier by a voice vote.

Pages 13685–13716

Committee Resignation: Read a letter from Representative Hyde wherein he resigns as a member of the Committee on Banking, Finance and Urban Affairs.

Page 13716

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on pages 13720–13770.

Quorum Calls—Votes: One quorum call, five yea-and-nay votes, and one recorded vote developed during the proceedings of the House today and appear on pages 13664, 13666–13667, 13670, 13672–13673, 13678–13679, 13682–13683

Adjournment: Adjourned at 3:58 p.m.

Committee Meetings

NATIONAL PLANT GERMPLASM SYSTEMS

Committee on Agriculture: Subcommittee on Department Operations, Research and Foreign Agriculture held a hearing on national plant germplasm systems. Testimony was heard from departmental and public witnesses.

COUNTER TERRORISM; NAVY SHIPBUILDING

Committee on Appropriations: Subcommittee on Defense met in executive session to hold a hearing on Counter Terrorism. Testimony was heard from departmental and public witnesses.

The Subcommittee also held a hearing on Navy Shipbuilding. Testimony was heard from VAdm. Robert L. Walters, Deputy Chief of Naval Operations and VAdm. E. B. Fowler, Commander, Naval Sea Systems Command.

LABOR-HHS AND EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, HHS, and Education concluded hearings on Labor-HHS and Education appropriations. Testimony was heard from public witnesses.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on Persian Gulf Contingency Fund and outstanding reprogramings. Testimony was heard from departmental and public witnesses.

INTELLIGENCE BRIEFING

Committee on Armed Services: Met in executive session to receive a classified intelligence briefing. The Committee was briefed by representatives of the Defense Intelligence Agency.

DEFENSE ACQUISITION PROCESS

Committee on Armed Services: Subcommittee on Investigations continued hearings on changes which should be made to improve the Defense Acquisition Process. Testimony was heard from Robert F. Trimble, Acting Deputy Under Secretary of Defense for Research and Engineering (Acquisition Policy).

MILITARY PERSONNEL EDUCATIONAL ASSISTANCE PROGRAM

Committee on Armed Services: Subcommittee on Military Personnel and Compensation held a hearing on legislative proposals for a new educational assistance program for military personnel. Testimony was heard from Representatives Montgomery, Edgar, Hunter and Petri.

URANIUM ORE RESIDUES

Committee on Armed Services: Subcommittee on Procurement and Military Nuclear Systems held a hearing on potential hazards and disposition of uranium ore residues. Testimony was heard from Representatives Murphy, and LaFalce; Albert Pasini, Director, Office of Energy, State of Missouri; Dr. John W. Healy, Scientific Advisor, Health Division, Los Alamos National Laboratory; from the following officials of the NRC; Richard E. Cunningham, Director, Division of Fuel Cycle and Material Safety and John B. Martin, Director, Division of Waste Management, Office of Nuclear Material Safety and Safeguards; John W. Hernandez, Jr., Deputy Administrator, EPA; Dr. Willian W. Burr, Office of Health and Environmental Research, Department of Energy and public witnesses.

Hearings continue tomorrow.

AMERICAN ECONOMY

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization continued hearings on the general issues of revitalization and the American economy. Testimony was heard from public witnesses.

Subcommittee recessed subject to call.

PRODUCT LIABILITY RISK RETENTION ACT

Committee on Energy and Commerce: Subcommittee on Commerce, Transportation and Tourism approved for full Committee action as amended H.R. 2120, Product Liability Risk Retention Act of 1981.

OIL CONSUMPTION

Committee on Energy and Commerce: Subcommittee on Energy Conservation and Power held a hearing on reducing oil consumption in the transportation sector. Testimony was heard from Dr. Alice Rivlin, Director, CBO and Martin Anderson, Transportation Systems Center, Department of Transportation.

CAPITAL FORMATION AND INDUSTRIAL POLICY

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations continued hearings on the issues of capital formation and industrial policy. Testimony was heard from Dr. John R. Norsworthy, Department of Labor and public witnesses.

TELECOMMUNICATIONS-USER NEEDS AND CONCERNS

Committee on Energy and Commerce: Subcommittee on Telecommunications, Consumer Protection, and Finance concluded hearings on user needs and concerns in the new marketplace environment of telecommunications. Testimony was heard from public witnesses.

CZECH CLAIMS SETTLEMENT

Committee on Foreign Affairs: Subcommittee on Europe and the Middle East and the Subcommittee on International Economic Policy and Trade approved for full Committee action H.R. 2631, to provide for the payment, out of the proceeds of gold belonging to the Government of Czechoslovakia, of certified awards of nationals of the United States against the Government of Czechoslovakia and to provide for the release of such proceeds to Czechoslovakia after all such awards and certain other debts are paid.

Prior to this action, the Subcommittee held a briefing on this legislation. The Subcommittee was briefed by Ambassador Rozanne L. Ridgway.

SHARED SUPPORT SERVICES

Committee on Government Operations: Subcommittee on Legislation and National Security concluded hearings on the review of the administration of shared support services for United States agencies overseas. Testimony was heard from John F. Owens, Deputy Assistant Administrator of the Bureau for Program and Management, AID; James T. Hackett, Associate Director (Designate) for Management, ICA; and RAdm. Edward A. Burkhalter, Jr., Chief of Staff, Defense Intelligence Agency.

OVERSIGHT—CETA

Committee on Government Operations: Subcommittee on Manpower and Housing continued hearings on the oversight of the Comprehensive Employment and Training Act (CETA). Testimony was heard from public witnesses.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Ordered reported the following bills: H.R. 3975, to facilitate and encourage the production of oil from tar sand and other hydrocarbon deposits; H.R. 3659, as amended, to authorize appropriations for certain insular areas of the United States; H.R. 2218, to direct the Secretary of Agriculture to convey certain National Forest System lands in the State of Nevada; and H.R. 2820, to provide that certain lands constituting part of the El Dorado National Forest be conveyed to certain persons who purchased and held such lands in good faith reliance on an inaccurate surveyor's map.

OVERSIGHT

Committee on Interior and Insular Affairs: Subcommittee on Oversight and Investigations held an oversight hearing on the abolishment of the Office of Aircraft Services within the Department of the Interior. Testimony was heard from Donald P. Hodel, Under Secretary, Department of the Interior; Donald J. Horan, Director, Procurement, Logistics and Readiness, Division, GAO; from the following officials of the Geological Survey, Department of the Interior: James Saufley, Transportation Specialist, Conservation Division and Gordon Eaton, Associate Chief Geologist, Geological Division; Capt. Gordon Murray, Office of Deputy Chief of Naval Operations (Air Warfare) and a public witness.

VOTING RIGHTS ACT

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued hearings on extending the Voting Rights Act of 1965. Testimony was heard from Representative Fauntroy and public witnesses.

Hearings continue tomorrow.

COPYRIGHT/CABLE TV

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice continued hearings on H.R. 3528 and H.R. 3560, to amend the copyright law respecting the limitations on exclusive rights to secondary transmissions. Testimony was heard from the following members of the Coypright Royalty Tribunal: Thomas Brennan; Mary Lou Berg; Douglas C. Coulter; and Frances Garcia and from Bernie Wonder, Assistant Secretary of Commerce for the National Telecommunications and Information Agency.

Hearings continue tomorrow.

FOREIGN TRADE ANTITRUST IMPROVEMENTS ACT

Committee on the Judiciary: Subcommittee on Monopolies and Commercial Law continued hearings on H.R. 2326, Foreign Trade Antitrust Improvements Act of 1981, and related bills. Testimony was heard from public witnesses.

SS "POET"

Committee on Merchant Marine and Fisheries: Continued hearings on the disappearance of the SS *Poet.* Testimony was heard from Henry J. Bonnabel, principal owner of the *Poet* and Adm. Robert I. Price, Commander of the 3rd District, Coast Guard.

COMMERCIAL FISHERIES RESEARCH AND DEVELOPMENT ACT AMENDMENTS

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held a hearing on H.R. 3942, to amend the Commercial Fisheries Research and Development Act of 1964. Testimony was heard from William H. Stevenson, Deputy Assistant Administrator for Fisheries, National Marine Fisheries Service, Department of Commerce.

URBAN TRANSPORTATION

Committee on Public Works and Transportation: Subcommittee on Investigations and Oversight continued hearings on the financial and productivity problems of Urban Transportation. Testimony was heard from Representative Wolf; Lewis W. Hill, Chairman, Regional Transportation Authority, Chicago, Illinois; Richard Arrington, Mayor, Birmingham, Alabama; Thomas J. Volgy, City Councilman and Vice Mayor, Tuscon, Arizona and a public witness.

Hearings continue tomorrow.

BUDGET RECONCILIATION

Committee on Rules: On June 24, the Committee granted a modified closed rule providing 8 hours of debate on H.R. 3982, Omnibus Budget REconciliation Act of 1981. Testimony was heard from Representatives Dingell, Wilson, Peyser, Weiss, Dyson,

Obey, de la Garza, Richmond, McKinney, Ashbrook, Coleman, Goodling and Wylie.

ENERGY UTILITIES

Committee on Science and Technology: Subcommittee on Energy Development and Applications concluded hearings on energy utilities. Testimony was heard from public witnesses.

NATIONAL NUTRITION STATUS MONITORING SYSTEM

Committee on Sceince and Technology: Subcommittee on Science, Research and Technology and the Subcommittee on Department Operations, Research and Foreign Agriculture of the House Committee on Agriculture held a joint hearing on the Administration's plans and priorities for implementing a National Nutrition Status Monitoring System. Testimony was heard from Brian Crowley, Senior Associate Director, Community and Economic Development Division, GAO; Dr. Edward N. Brandt, Jr., Assistant Secretary for Health, Department of Health and Human Services and Mary C. Jarrett, Assistant Secretary for Food and Consumer Services, USDA.

PROGRAM MANAGEMENT AND PROCUREMENT PRACTICES

Committee on Science and Technology: Subcommittee on Space Science and Applications held a hearing on NASA program management and procurement practices. Testimony was heard from the following officials at NASA: Donald P. Hearth, Director, Langley Research Center; and Dr. Anthony J. Calio, Associate Administrator, Office of Space and Terrestrial Applications and Robert F. Trimble, Acting Deputy Under Secretary of Defense for Research and Engineering.

Hearings continue tomorrow.

TAX BILL

Committee on Ways and Means: Continued markup of a tax bill. Will continue tomorrow.

MISCELLANEOUS TARIFF AND TRADE MEASURES

Committee on Ways and Means: On June 23, the Subcommittee on Trade approved for full Committee action the following measures: H.R. 2082, as amended, to provide duty-free treatment with respect to parts of pipe organs; H.R. 1988, as amended, to suspend the duty on carob flour until December 31, 1984; H.R. 2502, as amended, to extend for 3 years the existing suspension of duty on natural graphite; H.R. 2516, as amended, to extend for 2 years the existing suspension of duty on wood excelsior; H.R. 1887, as amended, to amend the Tariff Schedules of the United States to increase from $300 to $600 and from $600 to $1,200, respectively, the valuation limitations relating to the duty-free importation of personal articles by returning U.S. residents; H.R. 2206, as amended, to increase the value limitation applicable to informal entries of imported merchandise; H. Con Res. 95, as amended, to encourage the resolution of export credit subsidies in world trade; H.R. 2786, as amended, to suspend for 3 years the duty on P-Chlor Meta Cresol (CAS 59-50-7); H.R. 3075, as amended, relating to the tariff treatment of tuna packed in airtight containers; H.R. 833, as amended, to extend duty-free treatment to prayer shawls, bags for the keeping of prayer shawls, and certain headwear used in religious observances; H.R. 3874, as amended, to exempt from duty certain aircraft components and materials installed in aircraft previously exported from the United States where the aircraft is returned without having been advanced in value or improved in condition while abroad; H.R. 2269, as amended, to apply duty-free treatment to Yankee dryer cylinders; H.R. 1931, as amended, to extend the temporary suspension of duty on doxorubicin hydrochloride until the close of June 30, 1984; H.R. 2479, as amended, to extend until the close of June 30, 1984, the existing suspension of duties on certain metal waste and scrap, unwrought metal, and for other articles of metal; H.R. 2162, as amended, to extend duty-free treatment to certain toy tea sets; H.R. 2454, as amended, to extend duty-free treatment to certain freight containers; H.R. 1910, as amended, to amend the Tariff Schedules of the United States to suspend the duty on tartaric acid and certain tartaric chemicals; H.R. 2563, as amended, relating to the tariff treatment of certain ceramic insulators used in spark plugs; H.R. 1184, as amended, to amend the Tariff Schedules of the United States regarding the rate of duty that may be proclaimed by the President with respect to sugar imports; H.R. 2485, as amended, to extend duty-free treatment to imports of chipper knife steel and H.R. 1989, to repeal the additional duties imposed until 1993 under the Omnibus Reconciliation Act of 1980 on imported ethyl alcohol.

Joint Meeting

CLEAN AIR/STEEL INDUSTRY

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 3520, providing environmental compliance date extensions for steelmaking facilities on a case-by-case basis to facilitate modernization.

Thursday, June 25, 1981

Senate

Chamber Action

Routine Proceedings, pages 13864–14048

Bills Introduced: Sixteen bills and six resolutions were introduced, as follows: S. 1427–1442, S.J. Res. 94, S. Con. Res. 23, and S. Res. 162–165.

Pages 13864, 13880–13881, 13943–13944, 13997, 14041, 14042

Measures Passed:

Crisis in Lebanon: Senate agreed to S. Res. 144, offering strong support for diplomatic efforts to resolve the current crisis in Lebanon, and to protect the right of Lebanese Christian and other communities to live in freedom and security, after agreeing to committee amendments thereto.

Pages 13796–113797

Referendum With Respect to Marketing Quota for Wheat: Committee on Agriculture, Nutrition and Forestry was discharged from the further consideration of S. 1395, extending the time for conducting the referendum with respect to the national marketing quota for wheat for the marketing year beginning June 1, 1982, and to eliminate the requirement that the Secretary of Agriculture waive interest on loans made on 1980 and 1981 crops of wheat and feed grains placed in the farmer-held grain reserve, and the bill was then passed.

Pages 13801–13802

Technical Corrections: Committee on Armed Services was discharged from the further consideration of H.R. 3807, making technical corrections in the Defense Officer Personnel Management Act, and the bill was then passed. Page 13802

Nonlegislative Work Period: Senate agreed to S. Con. Res. 23, providing for an adjournment of the Senate from June 25, 1981, or June 26, 1981, to July 8, 1981, and an adjournment of the House from June 26, 1981 to July 8, 1981.

Page 13864

Baseball Strike: Senate agreed to S. Res. 164, providing that it is the sense of the Senate that (1) the parties to the major league baseball strike have a responsibility to the baseball fans of America to settle the issues in the strike as soon as possible, so that the regular season may be resumed; and (2) the parties should immediately begin round-the-clock negotiations to reach a settlement of the strike.

Pages 13880–13881

Saccharin Study and Labeling: Senate passed S. 1278, extending the ban on saccharin on June 30, 1983.

Pages 14037–14038

National Blinded Veterans Recognition Day: Senate passed S.J. Res. 64, designating August 13, 1981, as "National Blinded Veterans Recognition Day."

Pages 14038–14039

National Peach Month: Senate passed S.J. Res. 91, designating July 1981, as "National Peach Month."

Page 14039

Operating Room Nurses Day: Senate passed with amendments, S.J. Res. 12, designating November 14, 1981, as "Operating Room Nurses Day."

Page 14039

Management Week in America: Senate passed with amendments, S.J. Res. 73, designating the week of June 6–12, 1982, as "Management Week in America."

Page 14039

Authorizing Testimony and Appearance of Senate Legal Counsel: Senate agreed to S. Res. 165, authorizing testimony and directing the Senate Legal Counsel to provide representation in *United States* v. *Stephanie L. Roth, et al,* before the Superior Court of the District of Columbia.

Pages 14041–14042

Food Stamp Authorizations: Senate passed H.R. 3991, amended the Food Stamp Act of 1977 to increase the authorization for appropriations for fiscal year 1981, and to amend Public Law 93–233, to continue through August 1, 1981, the cash-out of food stamp program benefits of certain recipients of Supplemental Security Income.

Pages 14042–14047

Budget Reconciliation: By 80 yeas to 15 nays, Senate passed S. 1377, conforming the reconciliation provisions of section 310(c) of the Congressional Budget Act of 1974, as mandated in H. Con. Res. 115, revising the Congressional budget for the Federal Government for fiscal years 1982, 1983, and 1984, and revising the Congressional budget for the Federal Government for fiscal year ending September 30, 1981, after taking action on additional amendments proposed thereto as follows:

Adopted:

(1) Schmitt Amendment No. 104, requiring the Corporation for Public Broadcasting to pay 50 percent of the costs of satellite interconnection among public radio and television stations.

Page 13813

(2) By 67 yeas to 31 nays, Levin-Rudman unprinted amendment No. 192, establishing homeowner interest rates under the Small Business Administration disaster loan program.

Page 13824

(3) Stafford unprinted amendment No. 193, providing that the total of all obligations from the Highway Trust Fund for Federal-aid highways and

highway safety construction programs for fiscal year 1982 shall not exceed $8,100,000,000, for fiscal year 1983 shall not exceed $8,600,000,000, and for fiscal year 1984, shall not exceed $8,800,000,000; that this limitation shall not apply to obligations from the Highway Trust Fund for emergency relief under section 125 of title 23, U.S. Code; and that nothing in this section shall be construed as preventing the Appropriations Committee from taking any actions properly within its jurisdiction in regard to the annual review and control of this program in annual appropriation acts.

Page 13829

(4) By 51 yeas to 47 nays, Roth unprinted amendment No. 194, deleting section 720I in order to retain the Medicare program as the primary payor of health insurance costs where Federal Employees have dual coverage under the Federal Employees Health Benefits Act of 1959. (By 53 yeas to 44 nays, Senate earlier agreed to a motion to reconsider the vote (47 yeas to 50 nays) by which the amendment was previously rejected.)

Page 13831

(5) DeConcini unprinted amendment No. 195, reducing the veterans burial benefit cuts (by restoring entitlement for certain service-connected disabled veterans) to the extent such cuts exceed the reconciliation requirements for fiscal years 1982, 1983, and 1984.

Page 13847

(6) Heinz modified Amendment No. 102, revising the requirements relating to State waivers concerning the cap on credit reductions under the Federal Unemployment Tax Act.

Page 13852

(7) Johnston unprinted amendment No. 197, changing the Energy Committee's action on gasohol authorizations for Department of Energy projects, to make it consistent with Congressional action on the Supplemental Appropriations and rescission bill (Public Law 97–12).

Page 13860

(8) Danforth-Moynihan unprinted amendment No. 198, providing that amendments made by section 791 (Trade Adjustment Assistance) shall be effective with respect to all petitions filed after the 180th day following the date of enactment of the Act.

Page 13860

(9) McClure unprinted amendment No. 199, providing that, with regards to authroization of the sale of a specified quantity of silver from the National Defense stockpile, the authority shall expire on September 30, 1982, unless the President at least 30 days prior to such date determines, in his discretion, that the remaining silver authorized for disposal by Section 202(a) is excess to the current requirements of the stockpile as of the date of the determination.

Page 13863

(10) By 54 yeas to 42 nays, Garn unprinted amendment No. 200, reinstating in title III (Banking, Housing, and Urban Affairs), only those provisions which come under reconciliation (i.e. various authorizations dealing with Community Development Block Grants, Urban Development Action Grants, housing assistance, FHA loan ceilings, Neighborhood Reinvestment Corporation, GNMA mortgage purchase authority, rural housing, etc.).

Page 13864

(11) By 55 yeas to 40 nays, 1 voting present, Packwood unprinted amendment No. 201, reinstating to title IV (Commerce, Science, and Transportation) certain provisions which come under reconciliation.

Page 13868

(12) Bradley unprinted amendment No. 202, providing very high frequency commerical television stations to States without such service.

Page 13872

(13) Thurmond unprinted amendment No. 203, providing additional funding authority of $59,000,000 in 1982 for Cuban and Haitian refugees; restoring funding authority for the Indo-Chinese refugee program; and allowing additional funding authority within the Judiciary Committee's jurisdiction for juvenile justice grants.

Page 13875

(14) Leahy unprinted amendment No. 207, deleting the section that would terminate the summer food service program, and authorizing a limited summer food service program operated only by school food service authorities.

Page 13888

(15) Tower modified unprinted amendment No. 208, increasing funds for Federal Impact Aid.

Page 13990

(16) Packwood unprinted amendment No. 210, making various changes in Title IV, Conrail.

Page 13899

(17) D'Amato unprinted amendment No. 212, providing that the Secretary of Health and Human Services may enter into contracts with public or private entities to conduct feasibility studies as to the acquisition and continued operation by non-Federal entities of hospitals and clinics currently part of the Public Health Service.

Page 13909

(18) Domenici unprinted amendment No. 213, deleting the provisions relating to subsistence allowances for members of the Marine Corps Officer Candidate Programs and the contingent once-a-year adjustment of retired and retainer pay.

Page 13909

(19) Domenici unprinted amendment No. 214, of a technical nature.

Page 13909

(20) McClure unprinted amendment No. 215, defining the term "Forest Service programs wholly or

partially within the jurisdiction of the Committee on Energy and Natural Resources."

Page 13910

(21) Dole modified unprinted amendment No. 216, establishing the Medical Assistance Commission, consisting of nine members, three members appointed by the President, two members appointed by the Speaker of the House of Representatives, two members appointed by the President Pro tempore of the Senate, and two members appointed by the President from among a group of at least six nominees submitted to the President by the National Governors' Association and determined by the President to be knowledgeable with respect to the program established under this title of the act.

Page 13910

Rejected:

(1) By 47 yeas to 50 nays, Cranston unprinted amendment No. 191, to retain authority for Social Security Act funding for vocational rehabilitation services for disabled beneficiaries of disability insurance and supplemental security income.

Page 13814

(2) By 44 yeas to 52 nays, DeConcini unprinted amendment No. 196, to provide that during the fiscal year ending on September 30, 1982, the total amount which may be obligated for consultant services, management and professional services, and special studies and analyses for all departments, agencies, and instrumentalities of the Executive branch of the Government shall not exceed an amount which is $1,000,000,000 less than the total amount proposed therefor in the Budget of the United States Government for such fiscal year (as amended and supplemented); and that the total amount which may be obligated for travel and transportation of persons and transportation of things for officers and employees of all departments, agencies, and instrumentalities of the Executive branch of the Government shall not exceed an amount which is $750,000,000 less than the total amount proposed therefor in the Budget of the United States Government for such fiscal year (as amended and supplemented).

Page 13849

(3) By 25 yeas to 69 nays, Kennedy unprinted amendment No. 204, to reduce certain authorizations for programs of the Department of Energy, other than atomic energy defense activities.

Page 13881

(4) By 35 yeas and 58 nays, Denton unprinted amendment No. 206, to make technical changes in the authorization of appropriations for legal services.

Page 13887

(5) By 43 yeas to 52 nays, Mathias Amendment No. 101, to restore funds for grants for services for rape victims.

Page 13893

(6) By 32 yeas to 63 nays, Helms unprinted amendment No. 209, to adjust the authorization of appropriations for the National Technical Institute for the Deaf and for Gallaudet College, and to reduce the authorization of appropriations for the education of the handicapped.

Page 13895

(7) By 34 yeas to 60 nays, Heinz unprinted amendment No. 211, to revise provisions relating to profitability determinations with regard to the sale of Conrail.

Page 13903

By 73 yeas to 21 nays, Senate upheld the ruling of the Chair sustaining the point of order against Denton unprinted amendment No. 205, authorizing $100,000,000 for legal assistance to the poor for fiscal year 1982, and $100,000,000 for fiscal year 1983, as being non-germane.

Pages 13884–13885

The bill (S. 1377), as passed, was ordered held at the desk, by unanimous consent.

Pages 13813–13827, 13829–13863, 13864–13933

Compliance Date Extensions for Steelmaking Facilities—Conference Report: Senate agreed to the conference report on H.R. 3520, providing environmental compliance date extensions for steelmaking facilities on a case-by-case basis to facilitate modernization.

Pages 13827–13829

Authority To Receive Messages: The Secretary of the Senate was authorized to receive and appropriately refer messages from the President and the House of Representatives during the recess of the Senate over until Wednesday, July 8.

Pages 13863–13864

Authority To Sign Measures: The President of the Senate, the President pro tempore, and the Acting President pro tempore were authorized to sign duly enrolled bills and joint resolutions during the recess of the Senate over until Wednesday, July 8.

Pages 13863–138664

Committee Authority: Committees were authorized to file reports on Wednesday, July 1, and Monday, July 6, between 9 a.m. and 3 p.m.

Page 13864

Confirmations: Senate confirmed the following nominations:

Lawrence F. Davenport, of California, to be an Associate Director of the ACTION Agency.

James A. Belson, to be an Associate Judge of the District of Columbia Court of Appeals.

Warren R. King, Richard S. Salzman, and Reggie B. Walton, each to be an Associate Judge of the Superior Court of the District of Columbia.

Gerald J. Mossinghoff, of Virginia, to be Commissioner of Patents and Trademarks.

Loren A. Smith, of Delaware, to be Chairman of the Administrative Conference of the United States.

O. Evans Denney, of Delaware, to be U.S. Marshal for the District of Delaware.

Jose S. Sorzano, of Virginia, to be Representative on the Economic and Social Council of the United Nations, with the rank of Ambassador.

Charles W. Bray III, of Maryland, to be Ambassador to the Republic of Senegal.

Jane A. Coon, of New Hampshire, to be Ambassador to the People's Republic of Bangladesh.

Arthur F. Burns, of the District of Columbia, to be Amassador to the Federal Republic of Germany.

James B. Conkling, of California, to be an Associate Director of the International Communication Agency.

James T. Hackett, of Virginia, to be an Associate Director of the International Communication Agency.

Eugene V. Rostow, of Connecticut, to be Director of the U.S. Arms Control and Disarmament Agency.

James M. Beggs, of Missouri, to be Administrator of the National Aeronautics and Space Administration.

Clarence Thomas, of Maryland, to be Assistant Secretary for Civil Rights, Department of Education.

John H. Rodriguez, of Virginia, to be Deputy Under Secretary for Intergovernmental and Interagency Affairs, Department of Education.

Dwight A. Ink, of Maryland, to be Director of the Community Services Administration.

Francis J. West, of Rhode Island, to be an Assistant Secretary of Defense.

Five Army nominations in the rank of General.

Three Navy nominations in the rank of Admiral.

Four Air Force nominations in the rank of General.

Routine list of Army nominations.

Pages 13864–14048

Nominations: Senate received the following nominations:

Parker W. Borg, of the District of Columbia, to be Ambassador to the Republic of Mali.

Robert Strausz-Hupé, of Pennsylvania, to be Ambassador to the Republic of Turkey.

Kenneth W. Gideon, of Texas, to be an Assistant General Counsel in the Department of the Treasury (Chief Counsel for the Internal Revenue Service).

Bevis Longstreth, of New York, to be a Member of the Securities and Exchange Commission.

Robert A. Rowland, of Texas, to be a Member of the Occupational Safety and Health Review Commission.

Sarah E. Barker, to be U.S. Attorney for the Southern District of Indiana.

Page 13864

Messages From the President: **Page 13941**

Statements on Introduced Bills: **Pages 13944–13995**

Amendments Submitted for Printing: **Pages 13998–13999**

Notices of Hearings: **Pages 13999–14000**

Committee Authority To Meet: **Page 14000**

Additional Statements: **Pages 14001–14037**

Nominations: **Page 13864**

Confirmations: **Pages 13864–14048**

Record Votes: Fifteen record votes were taken today. (Total—182.)

Pages 13818, 13827, 13839, 13843, 13844, 13858, 13867, 13872, 13884, 13886–13887, 13888, 13895, 13899, 13908–13909, 13933

Adjournment: Senate convened at 8:30 a.m., and in accordance with S. Con. Res. 23, adjourned at 1:17 a.m., on Friday, June 26, 1981, until 12 noon, on Wednesday, July 8, 1981. (For Senate's program see remarks of Senator Baker in today's Record on page 13864.)

Committee Meetings

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee on Defense resumed closed hearings on proposed budget estimates for fiscal year 1982 for the defense establishment, receiving testimony in behalf of funds for the National Security Agency from Lt. Gen. Lincoln D. Faurer, Director, National Security Agency.

Subcommittee will meet again on Wednesday, July 8.

BUSINESS MEETING

Committee on Armed Services: Committee ordered favorably reported the following business items:

S. 1181, increasing the pay allowances and benefits for members of the uniformed services, with an amendment in the nature of a substitute;

An original resolution waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 1181, listed above;

The nomination of Francis J. West, of Rhode Island, to be Assistant Secretary of Defense for International Security Affairs; and

One hundred and twenty routine nominations in the Army, Navy, and Air Force.

Prior to this action, the committee concluded hearings on the nomination of Mr. West, after the nominee, who was introduced by Senator Chafee, testified and answered questions in his own behalf.

NOMINATIONS

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on the nominations

of Donna Pope, of Ohio, to be Director of the Mint, Charles L. Dempsey, of Virginia, to be Inspector General of the Department of Housing and Urban Development, Warren T. Lindquist, of New York, to be a Member of the Board of Directors of the New Community Development Corporation, and Carol E. Dinkins, of Texas, William G. Lesher, of Virginia, Roger W. Mehle, Jr., of New York, Darrell M. Trent, of California, Philip D. Winn, of Colorado, Joseph R. Wright, Jr., of New York, and Albert Angrisani, of New York, each to be a Member of the Board of Directors of the National consumer Cooperative Bank, after the nominees testified and answered questions in their own behalf. Ms. Pope was introduced by Representatives Mottl and Ashbrook.

U.S. WHALING POLICIES

Committee on Commerce, Science and Transportation: Committee concluded hearings in conjunction with the National Ocean Policy Study on the substance of S. Res. 147, calling for a moritorium of indefinite duration on the commercial killing of whales, after receiving testimony from James Walsh, Acting Administrator, National Oceanic and Atmospheric Administration, Department of Commerce; Thomas Garrett, Society for Animal Protective Legislation, John Frizell, Greenpeace, and John Kelly, Center for Environmental Education, all of Washington, D.C.; and Alan Macnow, Japan Whaling Association, New York City.

CONSUMER NEEDS

Committee on Commerce, Science, and Transportation: Consumer Subcommittee concluded hearings on the needs of American consumers in the coming decade, after receiving testimony from Ralph Nader, Public Citizen, Mark Green, Democracy Project, and Mark Silbergeld, Consumers Union, all of Washington, D.C.; Robert McCleary, Society of Consumer Affairs Professionals, Arlington, Virginia; Nancy R. Noeske, Wisconsin Electric Power Co., and Jim Brown, University of Wisconsin, both of Milwaukee; Meredith Fernstrom, American Express Company, New York City; Jason Annis, Major Applicance Consumer Action Panel, Manhattan, Kansas; James J. Jones, Howard County Office of Consumer Affairs, Ellicott City, Maryland; Louise Trubeck, Center for Public Representation, and James D. Jeffries, Wisconsin Department of Justice, both of Madison, Wisconsin; and Ellen Zawel Dubin, The Stop and Shop Companies, Boston, Massachusetts.

MINERAL LEASING

Committee on Energy and Natural Resources: Subcommittee on Energy and Mineral Resources held hearings on S. 1073, authorizing an additional lands lease to the holder of an oil shale lease for purposes that the lessee demonstrates are necesary for such operation, receiving testimony from Senator Hart; Daniel N. Miller, Assistant Secretary of the Interior for Energy and Minerals; J. Blaine Miller, Rio Blanco Oil Shale Company, Aurora, Colorado; and Kevin L. Markey, Friends of the Earth, Denver, Colorado.

Hearings were recessed subject to call.

NOMINATIONS

Committee on Environment and Public Works: Committee ordered favorably reported the nominations of A. Alan Hill, of California, and W. Ernst Minor, of Ohio, each to be a Member of the Council on Environmental Quality.

CLEAN AIR ACT

Committee on Environment and Public Works: Committee continued oversight hearings on the implementation of the Clean Air Act, focusing on provisions to reduce air pollution caused by emissions from motor vehicles, receiving testimony from A. W. Pelletier, Mack Trucks, Inc., Allentown, Pennsylvania; David S. Gould, Caterpillar Tractor Co., Peoria, Illinois; Theodore R. Tetzlaff, Cummins Engine Co., Inc., Columbus, Indiana; Clayton Shinn, Independent Automotive Service Association, Albuquerque, New Mexico; Joseph Mittelman, Automotive Parts and Accessories Association, Los Angeles, California; Joseph V. Scott, Echlin Manufacturing Co., Branford, Connecticut; and Harold Halfpenny, Automotive Service Industry Association, Richard Mehler, Automotive Parts Rebuilders Association, and Norman D. Shutler, Deane, Snowden, Shutler, Garrish & Gherardi, all of Washington, D.C.

Hearings continue on Tuesday, July 7th.

TAX REDUCTIONS

Committee on Finance: Committee ordered favorably reported H.J. Res. 266, providing for an increase in the public debt. (AS approved by the Committee, the resolution provides for tax reductions and reduced revenues for fiscal years 1981, 1982, 1983, and 1984, and a reduction in individual income tax rates of 5 percent effective October 1, 1981, of an additional 10 percent effective July 1, 1982, and of an additional 10 percent on July 1, 1983, and incorporates certain provisions of numerous tax related proposals).

ISRAELI AIR STRIKE

Committee on Foreign Relations: Committee resumed hearings on the Israeli air strike on a nuclear reactor in Iraq, receiving testimony from Representatives Bingham, Lantos, and Markey; W. T. Mallison, George Washington University; John Norton Moore, University of Virginia, Charlottesville; Ben Martin, University of Missouri, Columbia; Daniel

Pipes, University of Chicago, Illinois; Joseph J. Malone, Middle East Research Associates, Inc., Washington, D.C.; and James Akins, former Ambassador to Saudi Arabia.

Hearings were recessed subject to call.

S.E. ASIAN REFUGEES

Committee on Foreign Relations: Subcommittee on East Asian and Pacific Affairs met in closed session to review the refugee situation in Southeast Asia. Testimony was received from Marshall Green, Chairman, Special Refugee Advisory Panel.

Subcommittee recessed subject to call.

BUSINESS MEETING

Committee on the Judiciary: Committee approved for reporting the following bills:

S. 863, establishing a uniform law on the subject of bankruptcies, with amendments; and

S. 1365, alleviating the hardships created for farm producers when a commodity warehouse in which their crops are stored files a petition for bankruptcy. (As approved by the committee the bill incorporates certain provisions of S. 839.)

(This action was incorrectly reported in the Daily Digest of Wednesday, June 24, page D784.)

TERRORISM IN TURKEY

Committee on the Judiciary: Subcommittee on Security and Terrorism resumed hearings on the origin, direction, and support tactics of terrorism, focusing on terrorism in Turkey, receiving testimony from Aydin Yalcin, University of Ankara, and Osman Okyar, University of Hacettepe, both of Ankara, Turkey.

Subcommittee will meet again tomorrow.

BUSINESS MEETING

Committee on Labor and Human Resources: Subcommittee on Labor began markup of S. 398, permitting certain employees to work a 10-hour day in the case of a 4-day workweek, S. 351, providing for the transfer of surface sand, stone, and gravel operations from jurisdiction under the Mine Safety and Health Administration to the Occupational Safety and Health Administration, and S. 496, eliminating the jurisdiction of the Mine Safety and Health Administration of independent construction contractors who are engaged by mine operators to build structures on the surface of a mine site, but did not complete action thereon, and recessed subject to call.

VETERAN'S BENEFITS

Committee on Veterans' Affairs: Committee ordered favorably reported S. 917, increasing the rates of disability compensation for disabled veterans, and the rates of dependency and indemnity compensation for their survivors, with an amendment in the nature of a substitute. (As approved by the committee, the bill incorporates certain provisions of S. 779, S. 112, S. 415, S. 416, S. 1297, S. 1315, and S. 1316.)

INTELLIGENCE BRIEFING

Select Committee on Intelligence: Committee met in closed session to receive a briefing on intelligence matters, made no announcements, and recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 27 public bills, H.R. 4009–4035; 3 private bills, H.R. 4036–4038; and 5 resolutions, H.J. Res. 298–301, and H. Con. Res. 154 were introduced.

Pages 14205–14206

Bills Reported: Reports were filed as follows:

Conference report on H.R. 3520, to amend the Clean Air Act to provide compliance date extensions for steelmaking facilities on a case-by-case basis to facilitate modernization (H. Rept. 97–161);

H.R. 4034, making appropriations for the Department of Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 1982 (H. Rept. 97–162); and

H.R. 4035, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1982 (H. Rept. 97–163).

Page 14205

Journal: By a yea-and-nay vote of 380 yeas to 12 nays, with 1 voting "present", Roll No. 103, the House approved the Journal of June 24.

Pages 14050–14051

Budget Reconciliation: House completed all general debate on H.R. 3982, the Omnibus Budget Reconciliation Act of 1981. Consideration of amendments made in order pursuant to the rule is scheduled to begin on Friday, June 26.

H. Res. 169, the rule under which the bill is being considered, was agreed to by a yea-and-nay vote of 214 yeas to 208 nays, Roll No. 107. Earlier, agreed to an amendment in the nature of a substitute by a yea-and-nay vote of 216 yeas to 212 nays, Roll No. 106.

By a yea-and-nay vote of 219 yeas to 208 nays, Roll No. 105, the previous question was ordered on the amendment in the nature of a substitute, and the rule, as amended.

Earlier, the House failed to order the previous question on H. Res. 169 by a yea-and-nay vote of 210 yeas to 217 nays, Roll No. 104.

Pages 14092–14185

Late Reports: Committee on Appropriations received permission to have until midnight to file reports on H.R. 4035, making appropriations for the Department of the Interior and related Agencies for the fiscal year ending September 30, 1982; and

H.R. 4034, making appropriations for the Department of Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 1982.

Page 14204

July Fourth District Work Period: House agreed to S. Con. Res. 23, providing for an adjournment of the Senate from June 25, 1981 or June 26, 1981, to July 8, 1981, and an adjournment of the House from June 26, 1981, to July 8, 1981—clearing the measure.

Page 14199

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 14204

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on pages H3399–H3498.

Quorum Calls—Votes: Five yea-and-nay votes developed during the proceedings of the House today and appear on pages 14050, 14078–14079, 14082, 14083–14084. There were no quorum calls.

Adjournment: Adjourned at 9:56 p.m.

Committee Meetings

AGRICULTURAL EXPORTS

Committee on Agriculture: Subcommittee on Department Operations, Research and Foreign Agriculture held a hearing on agricultural exports: export market development needs. Testimony was heard from Representatives Weaver and Findley and public witnesses.

HUD-INDEPENDENT AGENCIES AND INTERIOR APPROPRIATIONS

Committee on Appropriations: Ordered reported H.R. 4034, the HUD-Independent Agencies Appropriations bill for fiscal year 1982 and H.R. 4035, the Interior Appropriations bill for fiscal year 1982.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to continue hearings on Navy Shipbuilding Program. Testimony was heard from VAdm. Robert L. Walters, Deputy Chief of Naval Operations and VAdm. E. B. Fowler, Commander, Naval Sea Systems Command.

MILITARY BASES

Committee on Armed Services: Subcommittee on Investigations held a hearing to examine contingency U.S. military bases in the Western Pacific area. Testimony was heard from Philip Barringer, Director, Foreign Military Rights Affairs, Office of the Assistant Secretary of Defense for International Security Affairs.

COST VARIATION REPORTS; MINOR CONSTRUCTION PROJECTS; REAL ESTATE REPORTS; VETERANS' ADMINISTRATION AND DOD MEDICAL SHARING ACT

Committee on Armed Services: Subcommittee on Military Installations and Facilities approved 7 cost variation reports, 10 minor construction projects and 11 real estate reports.

Prior to this action, the Subcommittee held a hearing on these matters. Testimony was heard from departmental witnesses.

The Subcommittee also held a hearing on H.R. 3502, Veterans' Administration and Department of Defense Medical Sharing Act. Testimony was heard from John Moxley III, Assistant Secretary for Defense for Health Affairs and Dr. William Jacoby, Jr., Deputy Chief Medical Director, Department of Medicine and Surgery, VA.

URANIUM ORE RESIDUES

Committee on Armed Services: Subcommittee on Procurement and Military Nuclear Systems concluded hearings on potential hazards and disposition of uranium ore residues. Testimony was heard from Robert W. Ramsey, Jr., Manager, Remedial Action Team, Office of Nuclear Waste Management and Fuel Cycle Program, Department of Energy and public witnesses.

MONEY MARKET MUTUAL FUNDS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Domestic Monetary Policy held a hearing on Money Market Mutual Funds. Testimony was heard from Paul A. Volcker, Chairman, Federal Reserve Board.

CIGARETTE ADVERTISING

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing on cigarette advertising. Testimony was heard from public witnesses.

POW/MIAs

Committee on Foreign Affairs: Subcommittee on Asian and Pacific Affairs held an oversight hearing on POW/MIAs. Testimony was heard from Lt. Gen. Eugene Tighe, Jr., Director, Defense Intelligence Agency; Adm. Donald S. Jones, Director, East Asia and Pacific Region, International Security Affairs,

Department of Defense; Michael Armacost, Deputy Assistant Secretary, Bureau of East Asian and Pacific Affairs, Department of State and a public witness.

IRAQI NUCLEAR PROGRAM

Committee on Foreign Affairs: Subcommittee on International Security and Scientific Affairs, the Subcommittee on Europe and the Middle East and the Subcommittee on International Economic Policy and Trade held a joint hearing on the role of the International Atomic Energy Agency (IAEA) in the Iraqi nuclear program. Testimony was heard from Frank S. Houck, Acting Chief, Nuclear Safeguards Division, Nonproliferation Bureau, Arms Control and Disarmament Agency and public witnesses.

CONDOMINIUM CONVERSION

Committee on Government Operations: Subcommittee on Commerce, Consumer, and Monetary Affairs continued hearings on the Federal response to condominium conversion. Testimony was heard from Richard Pratt, Chairman, Federal Home Loan Bank Board; Philip Winn, Federal Housing Commissioner and Assistant Secretary for Housing, Department of Housing and Urban Development and public witnesses.

CURTAILMENT OF YOUTH CONSERVATION AND PARK PROGRAMS

Committee on Government Operations: Subcommittee on Environment, Energy, and Natural Resources held a hearing on the administration's curtailment of youth conservation and park programs. Testimony was heard from Max R. Peterson, Director, Forest Service, USDA and public witnesses.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment continued hearings on the following bills: H.R. 1993, Radioactive Waste Research, Development, and Policy Act; H.R. 2800, Nuclear Reactor Moratorium and Nuclear Waste Disposal Prohibition Act; H.R. 2840, Nuclear Waste Policy Act; H.R. 2881, Nuclear Waste Management Policy Act; and H.R. 3809, to provide for repositories for the disposal of high-level radioactive waste, transuranic waste, and spent nuclear fuel, to amend provisions of the Atomic Energy Act of 1954 relating to low-level waste, and to modify the Price-Anderson provisions of the Atomic Energy Act of 1954 and certain other provisions pertaining to facility licensing and safety. Testimony was heard from Representative Lundine; Richard W. Riley, Governor, State of South Carolina; Hugh G. Parris, Manager of Power, TVA and a public witness.

Hearings continue July 9.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on Mines and Mining approved for full committee action H.R. 1946, to reinstate and validate U.S. oil and gas leases in the Santa Barbara Channel off the coast of California, and a clean bill to be introduced in lieu of H.R. 2844 and H.R. 2897, amending the Mineral Leasing Act to encourage oil shale exploration and development.

Prior to this action, the subcommittee held a hearing on this legislation. Testimony was heard from the following officials of the Department of the Interior: Donald P. Hodel, Under Secretary ad Garrey Carruthers, Assistant Secretary for Land and Water.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on Public Lands and National Parks approved for full Committee action as amended the following measures: H.R. 772, to provide for the retention of the name of Mount McKinley; H.J. Res. 207, to require the Secretary of the Interior to place a plaque at the U.S. Marine Corps War Memorial honoring Joseph Rosenthal, photographer of the scene depicted by the memorial; and H.R. 2789, to designate the "Bizz Johnson Trail" in the Susan River Canyon, Lassen County, State of California.

Prior to this action, the Subcommittee held a hearing on H.R. 861, to amend the National Trails System Act by designating additional national scenic and historic trails; and H.R. 2789, to designate the "Bizz Johnson Trail" in the Susan River Canyon, Lassen County, State of California. Testimony was heard from Ira Hutchison, Deputy Director, National Park Service, Department of the Interior; Gary Cargill, Assistant Deputy Chief, National Forest System, Forest Service, USDA and public witnesses.

VOTING RIGHTS ACT

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued hearings on extending the Voting Rights Act of 1965. Testimony was heard from public witnesses.

BUDGET CUTS IMPACT ON CIVIL RIGHTS

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights held an oversight hearing on Civil Rights Commission Report on the impact of the Administration's budget cuts on civil rights enforcement. Testimony was heard from Dr. Arthur Flemming, Chairman, Commission on Civil Rights.

COPYRIGHT LEGISLATION

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice

continued hearings on the following bills: H.R. 3560 and H.R. 3528, to amend the copyright law respecting the limitations on exclusive rights to secondary transmission; H.R. 3530, Piracy and Counterfeiting Amendments of 1981; H.R. 1805, Commercial Use of Sound Recordings Amendments; H.R. 2007, to amend title 17 of the United States Code to exempt nonprofit veterans' organizations from the requirement that certain performance royalties be paid to copyright holders; and H.R. 2108, to amend title 17 of the United States Code to provide that certain performances and displays of profitmaking educational institutions and nonprofit veterans' and fraternal organizations are not infringements on the exclusive rights of copyright owners. Testimony was heard from public witnesses.

Hearings continue July 8.

AIR CARRIERS

Committee on Public Works and Transportation: Subcommittee on Aviation continued hearings on proposals to reduce or terminate the section 406 subsidy to air carriers. Testimony was heard from Representatives Daschle and Young of Alaska and public witnesses.

AIR TRAFFIC CONTROLLERS

Committee on Public Works and Transportation: Subcommittee on Investigations and Oversight held a hearing on the settlement negotiated with the Professional Air Traffic Controllers Organization. Testimony was heard from Andrew L. Lewis, Jr., Secretary of Transportation.

URBAN TRANSPORTATION

Committee on Public Works and Transportation: Subcommittee on Investigations and Oversight continued hearings on the financial and productivity problems of Urban Transportation. Testimony was heard from Arthur E. Teele, Jr., Administrator, Urban Mass Transportation Administration, Department of Transportation and public witnesses.

PROGRAM MANAGEMENT AND PROCUREMENT PRACTICES

Committee on Science and Technology: Subcommittee on Space Science and Applications concluded hearings on NASA program management and procurement practices. Testimony was heard from Donald Day, Senior Associate Director, Mission Analysis and Systems Acquisition Division, GAO and public witnesses.

FEDERAL PROCUREMENT SYSTEM

Committee on Small Business: Subcommittee on General Oversight continued hearings on the major difficulties facing small businesses who attempt to use the federal procurement system. Testimony was heard from Dr. Richard DeLauer, Under Secretary of Defense for Research Engineering and Acquisition and other departmental witnesses.

VETERANS' COMPENSATION AMENDMENTS

Committee on Veterans' Affairs: Ordered reported H.R. 3995, Veterans' Compensation Amendments of 1981.

TAX BILL

Committee on Ways and Means: Continued markup of a tax bill.

Will continue July 8.

FRAUD AND ABUSE IN BOARDING HOMES

Select Committee on Aging: Held a hearing on fraud and abuse in boarding homes. Testimony was heard from the following officials of the GAO: Mort Henig, Senior Associate Director, Human Resources Division and Ralph Lotkin, Senior Attorney, Office of the General Counsel; Kenneth Fletcher, Chief Postal Inspector; Carl Falcone, Chief, Rackets Bureau, Westchester County District Attorney's Office, New York and public witnesses.

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Friday, June 26, 1981

Senate

Chamber Action

The Senate was not in session today. It will next meet at 12 Noon, on Wednesday, July 8, 1981.

Committee Meetings

MISCELLANEOUS TAX BILLS

Committee on Finance: Subcommittee on Taxation and Debt Management concluded hearings on the following bills:

S. 721, providing that the State of Maine may not tax employees at the Portsmouth Naval Shipyard who are not residents of Maine, after receiving testimony from Senator Humphrey; and Bob Barney, Helen Burnette, and Barbara Bonenfant, all of Rochester, New Hampshire, representing the Shipyard Committee on Unjust Tax;

S. 532 and S. 791, extending a social security and income withholding rule relating to certain fishing boat services to the unemployment tax, after receiving testimony from Senator Mathias; Sam Davidson, Down East Consultants, Portland, Maine, representing the Maine Fishermen's Cooperative Association; and H. Allen Jordon, representing Parker and White, P.C., Mobile, Alabama;

S. 1382 and S. 979, providing for the tax exclusion of interest earned on bonds issued by volunteer fire departments, after receiving testimony from Senators D'Amato and Lugar, Richard C. Lamb, Wayne Township Fire Department, and Harold E. Stofer, Wayne Township Trustee, both of Indianapolis, Indiana; Edward H. McCormack, International Society of Fire Service Instructors, Hopkinton, Massachusetts; Paul Streng, representing the National Volunteer Fire Council, Lewes, Delaware; and Ernest J. Greenwald, Sr., International Association of Fire Chiefs, Washington, D.C.; and

S. 169, providing that tax-exempt industrial development bonds may be issued for hazardous waste and solid waste disposal facilities that have no significant purpose other than to comply with the Solid Waste Disposal Act, after receiving testimony from Ronald Bean, Council of Pollution Control Financing Agencies, Bernard L. Simsonsen, National Solid Waste Management Association, and Mathew Gould, National Association of Manufacturers, all of Washington, D.C.; William B. Holmberg, Kidder, Peabody and Company, Inc., New York City; and Wayne Nicols, Ohio Environmental Protection Agency.

BRIEFING

Committee on Foreign Relations: Subcommittee on Near Eastern and South Asian Affairs met in closed session to receive a briefing on nuclear cooperation with Egypt. Testimony was received from Joseph Twinam, Deputy Assistant Secretary of State for Near Eastern and South Asian Affairs, and John Boright, Acting Deputy Assistant Secretary of State for Oceans and International Environmental and Scientific Affairs.

Subcommittee recessed subject to call.

TERRORISM

Committee on the Judiciary: Subcommittee on Security and Terrorism concluded hearings on the origin, direction, and support tactics of terrorism, focusing on the role of the Soviet Union and its subcontractors, after receiving testimony from Robert Moss, *Foreign Reports,* Washington, D.C.

COURT REPORTING

Committee on the Judiciary: Subcommittee on Courts concluded hearings on alternative methods to improve Federal court reporting procedures, after receiving testimony from Edward Garabedian, Assistant Director, Administrative Office of the U.S. Courts; William Anderson, Director, General Government Division, General Accounting Office; Judge Levin H. Campbell, U.S. First Circuit Court, Boston, Massachusetts; Judge Thomas P. Griesa, U.S. Southern District Court of New York, New York City; Judge David Cahoon, Administrative Judge, Sixth Judicial Circuit, Montgomery County, Maryland; Richard H. Dagdigian, United States Court Reporters Association, Chicago, Illinois; Joseph Gimelli, Court Reporting Services, Inc., Alexandria, Virginia; Richard E. Peppey, National Shorthand Reporters Association, Milwaukee, Wisconsin; John Stechman, Administrative Office of the Alaska State Court System, Anchorage; Larry Polansky, District of Columbia Superior Court, Washington, D.C.; Edgar Boyko, Miller, Boyko and Bell, San Diego, California; Ralph Kleps, Court Management Consultant, San Francisco, California; and Richard W. Delaplain, National Center for State Courts, Williamsburg, Virginia.

House of Representatives

Chamber Action

Bills Introduced: 29 public bills, H.R. 4039–4067; 1 private bill, H.R. 4068; and 2 resolutions; H. J. Res. 302, and H. Con. Res. 155 were introduced.

Pages 14807–14808

Journal: By a yea-and-nay vote of 346 yeas to 37 nays with 3 voting "present", Roll No. 108, the House approved the Journal of Thursday, June 25.

Page 14350

Budget Reconciliation: By a yea-and-nay vote of 316 yeas to 84 nays, Roll No. 109, the House agreed to resolve itself into the Committee of the Whole for the further consideration of H.R. 3982, to provide for reconciliation pursuant to section 301 of the first concurrent resolution on the budget for the fiscal year 1982. Subsequently, the Committee of the Whole rose, coming to no resolution thereon.

Pages 14355–14493

Steel Industry Compliance Extension: By a yea-and-nay vote of 412 yeas to 4 nays, Roll No. 110, the House agreed to the conference report on H.R. 3520, to amend the Clean Air Act to provide compliance date extensions for steelmaking facilities on a case-by-case basis to facilitate moderation—clearing the measure for the President.

Pages 14493–14498

Armed Forces Pay: House agreed to H. Res 162, providing for the consideration of H.R. 3380, to increase the pay and allowances of members of the Armed Forces.

Pages 14493–14503

Budget Reconciliation: By a yea-and-nay vote of 232 yeas to 193 nays, Roll No. 113, the House passed H.R. 3982, to provide for reconciliation pursuant to section 301 of the first concurrent resolution on the budget for the fiscal year 1982.

Agreed to table the motion to reconsider by a yea-and-nay vote of 187 yeas to 150 nays, Roll No. 114.

Rejected a motion to recommit the bill to the Committee on the Budget with instructions to report it back forthwith containing an amendment to provide for semi-annual cost-of-living adjustments for Federal employees. Agreed to order the previous question on this motion by a yea-and-nay vote of 215 yeas to 212 nays, Roll No. 112.

By a division vote of 51 ayes to 3 noes, the House agreed to resolve itself into the Committee of the Whole.

Agreed to the amendment in the nature of a substitute made in order by the rule (text of H.R. 3864).

Agreed to the amendments by Representative Latta made in order by the rule (agreed to by a recorded vote of 217 ayes to 211 noes, Roll No. 111).

The Clerk was authorized to correct punctuation marks, cross references, and section numbers in the engrossment of H.R. 3892.

Pages 14794

Legislative Program: Majority Whip announced the legislative program for the week of July 6.

Pages 14796–14797

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of July 8.

Page 14797

Resignations—Appointments: Notwithstanding the adjournment of the House until Wednesday, July 8, the Speaker was authorized to accept resignations, and make appointments to commissions, boards and committees as authorized by law or by the House.

Page 14797

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 14808.

Quorum Calls—Votes: Six yea-and-nay votes and one recorded vote developed during the proceedings of the House today and appear on pages 14350–14351, 14356–14357, 14497–14498, 14681–14682, 14793–14794, 14795. There were no quorum calls.

Adjournment: Met at 10 a.m. and, pursuant to the provisions of S. Con. Res. 23, adjourned at 8:21 p.m. until noon on Wednesday, July 8.

Committee Meeting

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

Wednesday, July 8, 1981

Senate

Chamber Action

Routine Proceedings, pages 14868–14970

Bills Introduced: Ten bills and ten resolutions were introduced, as follows: S. 1443–1452, S.J. Res. 95, and S. Res. 166–174.

Pages 14931–14932, 14940–14941

Bills Reported: Reports were made as follows:

During the adjournment of the Senate, on July 1:

S. 114, establishing a rational criteria for the imposition of the sentence of death, with amendments (with minority views) (S. Rept. No. 97–143).

Pages 14930–14931

On July 6:

H.J. Res. 266, H.J. Res. 266, providing for tax reductions and reduced revenues for fiscal years 1981, 1982, 1983, and 1984, aand a reeduction in individual income tax rates of 5 percent effective October 1, 1981, offf an aadditional 10 percent effective July 1, 1982, and of an additional 10 percent on July 1, 1983, with an amendment in the nature of a substitute (with additional views). (S. Rept. No. 97–144)

Page 14931

Received today:

S. 755, authorizing funds for fiscal year 1982 for Federal alcohol and drug abuse programs, with amendments (with additional views) (S. Rept. No. 97–145).

S. Res. 166, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 755, listed above. Referred to the Committee on the Budget.

S. 1181, increasing the pay allowances and benefits for members of the uniformed services, with an amendment in the nature of a substitute (S. Rept. No. 97–146).

S. Res. 168, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 1181, listed above. Referred to the Committee on the Budget.

S. Res. 170, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 1085, authorizing funds for fiscal years 1982 and 1983 for Headstart programs. Referred to the Committee on the Budget.

S. Res. 171, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 1086, authorizing funds for fiscal years 1982, 1983, and 1984 for specified programs of the Older Americans Act of 1965, and to eliminate, revise or consolidate certain other programs. Referred to the Committee on the Budget.

S. Res. 172, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 1087, authorizing funds for fiscal years 1982 and 1983 for national volunteer antipoverty programs (Domestic Volunteer Service). Referred to the Committee on the Budget.

S. Res. 173, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 1090, authorizing funds for fiscal years 1982, 1983, and 1984 for support services and research relating to adolescent pregnancy and parenthood. Referred to the Committee on the Budget.

Page 14931

Measures Passed:

Commendation of Handicapped Individuals Who Climbed Mount Rainier: Senate agreed to S. Res. 167, commending the disabled individuals who climbed Mount Rainier in the State of Washington, on July 3, 1981, and demonstrated to the world that disability is often a matter of perception.

Pages 14920–14921

Severance Pay: Senate agreed to S. Res. 169, extending the date for filing applications for severance pay.

Page 14961

Department of Justice Authorizations, 1982: Senate resumed consideration of S. 951, authorizing funds for fiscal year 1982 for the Department of Justice, with committee amendments, and additional amendments proposed thereto, as follows:

(1) Helms Amendment No. 69, to the first committee amendment, forbidding the Department of Justice from bringing or maintaining any action to require, directly or indirectly, the mandatory busing of school children; and

(2) Helms Modified Amendment No. 96 (to Amendment No. 69, in the nature of a substitute), prohibiting the Department of Justice from maintaining suits involving, directly or indirectly, the mandatory busing of school children and to establish reasonable limits on the power of courts to impose injunctive relief involving the transportation of students.

Page 14895

A motion was filed to bring to a close debate on the bill, with a vote to occur thereon on Friday, July 10.

Page 14924

Pages 14895–14924

Combating Violent Crime—Time Agreement: A unanimous consent agreement was reached for the consideration of S. Res. 141, expressing the sense of the Senate that combating violent crime should be a national priority.

Page 14962

Treaty Received: The injunction of secrecy was removed from a Treaty with Canada on Pacific Coast Albacore Tuna Vessels and Port Privileges (Treaty Doc. No. 97–13). Treaty was considered as having been read the first time, and referred with accompanying papers to the Committee on Foreign Relations, and ordered to be printed.

Page 14962

Confirmations: Senate confirmed the following nominations:

A. Alan Hill, of California, and W. Ernst Minor, of Ohio, each to be a member of the Council on Environmental Quality.

Hans M. Mark, of Virginia, to be Deputy Administrator of the National Aeronautics and Space Administration.

Donald L. Dotson, of Pennsylvania, to be an Assistant Secretary of Labor.

One Coast Guard nomination in the rank of Admiral.

Routine list of Coast Guard nominations.

Page 14970

Presidential Messages: Senate received the following messages from the President, during the adjournment of the Senate, on July 6:

(1) Transmitting the report of the Commodity Credit Corporation for the fiscal year ended September 30, 1980. Referred to the Committee on Agriculture, Nutrition, and Forestry. (PM–61)

(1) Transmitting the annual report by the Secretary of Transportation on the operations and activities of The Alaska Railroad during fiscal year 1980. Referred to the Committee on Commerce, Science, and Transportation. (PM–62)

(3) Transmitting the text of the proposed Agreement for Cooperation Between the Government of the United States and the Government of the Arab Republic of Egypt Concerning Peaceful Uses of Nuclear Energy. Referred to the Committee on Foreign Relations. (PM–630)

Pages 14929–14930

Nominations: Senate received the following nominations during the adjournment of the Senate:

On June 30:

Julius W. Walker, Jr., of Texas, to be Ambassador to the Republic of Upper Volta.

Richard L. Walker, of South Carolina, to be Ambassador to the Republic of Korea.

Davis R. Robinson, of the District of Columbia, to be Legal Adviser of the Department of State.

Richard N. Perle, of Maryland, to be an Assistant Secretary of Defense.

Nora W. Hussey, of South Dakota, to be Superintendent of the Mint.

Robert W. Karpe, of California, to be President, Government National Mortgage Association.

Anthony G. Sousa, of Hawaii, to be a Member of the Federal Energy Regulatory Commission.

J. Robinson West, of Pennsylvania, to be an Assistant Secretary of the Interior.

One Army nomination in the rank of General.

Pages 14962–14963

On July 1:

William C. Lee, to be U.S. District Judge for the Northern District of Indiana.

Daniel K. Hedges, to be U.S. Attorney for the Southern District of Texas.

Frank H. Conway, of Massachusetts, to be a Member of the Foreign Claims Settlement Commission.

George A. Conn, of Maryland, to be Commissioner of the Rehabilitation Services Administration.

Anne Graham, of Virginia, to be Assistant Secretary for Legislation and Public Affairs, Department of Education.

Jon D. Holstine, of Virginia, to be an Assistant Administrator of the Agency for International Development.

George A. Keyworth, II, of New Mexico, to be Director of the Office of Science and Technology Policy.

Routine lists of Army and Navy nominations.

Page 14963

On July 6:

Kathleen M. Bennett, of Virginia, to be an Assistant Administrator of the Environmental Protection Agency.

Everett Alvarez, Jr., of Maryland, to be Deputy Director of the Peace Corps.

One Navy nomination in the rank of Admiral.

Routine list of National Oceanic and Atmospheric Administration nominations.

Page 149969

On July 7:

Robert J. Hughes, of Massachusetts, to be an Associate Director of the International Communication Agency.

Four Army nominations in the rank of General.

Two Navy nominations in the rank of Admiral.

One Air Force nomination in the rank of General.

Page 14969

Received today:

Arthur W. Hummel, Jr., of Maryland, to be Ambassador to the People's Republic of China.

Monteagle Stearns, of California, to be Ambassador to Greece.

John R. Countryman, of the District of Columbia, to be Ambassador to the Sultanate of Oman.

William L. Swing, of North Carolina, to be Ambassador to the Republic of Liberia.

J. Raymond Bell, of the District of Columbia, to be Chairman of the Foreign Claims Settlement Commission.

Rear Admiral Herbert R. Lippold, Jr., to be Director of the National Oceanic Survey, National Oceanic and Atmospheric Administration.

Jan W. Mares, of Connecticut, to be an Assistant Secretary of Energy (Fossil Energy).

Alvin W. Trivelpiece, of California, to be Director of the Office of Energy Research.

John P. Horton, of New Jersey, to be an Assistant Administrator of the Environmental Protection Agency.

James H. Quello, of Virginia, and Henry M. Rivera, of New Mexico, each to be a Member of the Federal Communications Commission.

Pages 14969–14970

Messages From the President: Page 14930

Messages From the House: Page 14930

Measures Ordered Placed on Calendar: Page 14930

Statements on Introduced Bills: Pages 14932–14938

Amendments Submitted for Printing: Page 14941

Notices of Hearings: Page 14942

Committee Authority To Meet: Page 14942

Additional Statements: Pages 14943–14946

Nominations: Pages 14962–14970

Confirmations: Page 14970

Recess: Senate convened at 12 Noon, and recessed at 5:21 p.m., until 11:30 a.m., on Thursday, July 9, 1981. (For Senate's program see remarks of Senator Baker in today's Record on page 14962.)

Committee Meetings

NOMINATION

Committee on Banking, Housing and Urban Affairs: Committee concluded hearings on the nomination of Bevis Longstreth, of New York, to be a Member of the Securities and Exchange Commission, after the nominee, who was introduced by Senator D'Amato, testified and answered questions in his own behalf.

U.S. SECURITIES

Committee on Banking, Housing and Urban Affairs: Subcommittee on Securities concluded hearings on S. 1429 and S. 1436, bills imposing uniform margin requirements on loans obtained for the purchase of U.S. securities by foreign persons or corporations, after receiving testimony from Senator Nickles; Harvey Bale, Assistant United States Trade Representative for Investment Policy; Philip A. Loomis, Jr., Member, Securities and Exchange Commission; George W. Ball, Lehman Brothers Kuhn Loeb Incorporated, and Kenneth Garbade, New York University, both of New York City; Lawrence A. Fox, National Association of Manufacturers, Washington, D.C.; Ralph E. Bailey, Conoco, Inc., Stamford, Connecticut; and Philip W. Wood, Cities Service Company, Tulsa, Oklahoma.

CIVIL AERONAUTICS BOARD

Committee on Commerce, Science, and Transportation: Subcommittee on Aviation held hearings on S. 1376, proposing a reduction in airline subsidies, and S. 1425 and S. 1426, bills terminating certain functions of the Civil Aeronautics Board, receiving testimony from Senators Stennis, Cochran, and Durenberger; Ken Barfield, Mississippi Aeronautics Commission, Jackson; R. E. Smith, Mississippi Airports Managers Association, Columbus; Daniel F. May, Republic Airlines, Minneapolis, Minnesota; James Foster, Alaska International Airport, Ephraim Wheeler, Wien Air Alaska, Lance Wells, Unsubsidized Alaska Air Carriers, and Keith H. Miller, Alaska Department of Commerce and Economic Development, all of Anchorage; Raymond Vecci, Alaska Airlines, Seattle, Washington; Richard Taylor, on behalf of Kodiak Western Alaska Airlines, Kodiak, Alaska; Richard T. Dunnebacke, Operation Action U.P., Houghton, Michigan; Robert J. Thomas, Michigan Aeronautics Commission, Lansing; Ray Thompson, Emmet County Airport, Pellston, Michigan; Robert W. Anderson, Minnesota Local Airline Service Action Committee, and M. Lawrence McCabe, Metropolitan Airports Commission, both of St. Paul, Minnesota; Abe Mathews, Jr., Northern Mining Equipment Company, Hibbing, Minnesota; Robert Heck, Rhinelander-Oneida County Airport Commission, Rhinelander, Wisconsin; Harold E. Wight, Central Wisconsin Airport, Mosinee; and Robert J. Norris, Air New England, Boston, Massachusetts.

Hearings continue tomorrow.

MINERAL LEASING

Committee on Energy and Natural Resources: Subcommittee on Energy and Mineral Resources concluded hearings on S. 859, allowing states to receive 50% of the rents, bonuses and royalties received from mineral leasing on Federal acquired lands, after receiving testimony from Representative Pickle; Garrey E. Carruthers, Assistant Secretary of the Interior for Land and Water Resources; and Marvin Frazier, Greenwood School District, Greenwood, Arkansas.

CLEAN AIR ACT

Committee on Environment and Public Works: Committee continued oversight hearings on the implementation of the Clean Air Act, receiving testimony from Mayor Eleanor Cohen, Claremont, California; Bud Scott, Union Oil Company, Councilman Marvin Braude, and Anton S. Chaplain, Union Oil Company of California, all of Los Angeles, California; Edward Williams, Shelby County, Tennessee, Memphis, on behalf of the National Association of Counties; Jerome F. Cole, Lead Industries Association, Inc., New York City; Cal Ebner, The "Lead is Not Dead" Committee, Deweyville, Texas; Frank Wood, Jr., Wood Enterprises, Inc., Abilene, Texas; John C. Cuthbertson, American Can Company, Greenwich, Connecticut; Harold F. Elkin, Sun Company, Inc., Philadelphia, Pennsylvania; Kenneth H. Ludlum, Texaco, Inc., Beacon, New York; David Farr, Standard Oil of California, San Francisco; William W. Anderson, Econopute, Denver, Colorado; Jack Francis, National Cotton Council, Peoria, Arizona; and Robert McElwaine, International Automobile Dealers Association, Wendell Miller, National Automobile Dealers Association, Malcom R. Lovell, Jr., Rubber Manufacturers Association, Richard D. Robertson, National Association of Manufacturers, Ruth Gonze, and Andrew Hirsch, both of the American Public Power Association, and M. Jim O'Brien, on behalf of the National Lime Association, all of Washington, D.C.

Hearings continue tomorrow.

SUPERFUND

Committee on Environment and Public Works: Subcommittee on Environmental Pollution held oversight hearings on the financing of the Hazardous Substance Response Trust Fund (Superfund) as established by Section 221 of P.L. 96–510, focusing on the significant roles of several Federal agencies involved in enacting provisions of the Superfund law, receiving testimony from Representative Florio; Michael B. Cook, Deputy Assistant Administrator for Emergency Response, Environmental Protection Agency; Carol E. Dinkens, Assistant Attorney General, Land and Natural Resources Division, Department of Justice; George Jett, General Counsel, Federal Emergency Management Agency; Charles R. Corbett, Chief, Environment Response Division, U.S. Coast Guard; Paul Taylor, Fiscal Assistant Secretary of the Treasury; and Edward N. Brandt, Jr., Assistant Secretary of Health and Human Services for Health.

Hearings continue on Monday, July 20.

U.S. TRADE POLICY

Committee on Finance: Subcommittee on International Trade began joint oversight hearings with the Banking, Housing and Urban affairs Committee's Subcommittee on International Finance and Monetary Policy on U.S. trade policy, focusing on the progress the administration has made in formulating its trade policy and to evaluate it against the standard set by Congress in existing legislation, receiving testimony from Ambassador William E. Brock, United States Trade Representative; Malcolm Baldrige, Secretary of Commerce; and Robert Strauss, former United States Trade Representative.

Hearings continue tomorrow.

NOMINATION

Committee on Foreign Relations: Committee ordered favorably reported the nomination of Paul H. Robinson, Jr., of Illinois, to be Ambassador to Canada.

Prior to this action, the committee concluded hearings on the nomination of Mr. Robinson, after the nominee, who was introduced by Senator Percy, testified and answered questions in his own behalf.

HAIG BRIEFING

Committee on Foreign Relations: Committee met in closed session to receive a briefing from Secretary of State Alexander M. Haig, Jr., on his recent trip to Asia, but made no announcements.

LIBYA

Committee on Foreign Relations: Subcommittee on African Affairs concluded joint hearings with the Subcommittee on Near Eastern and South Asian Affairs on Libya's role in sub-Saharian Africa and the Near East, after receiving testimony from Chester A. Crocker, Assistant Secretary of State for African Affairs, Robert A. Flaten, Director, Office of North African Affairs, Bureau of Near Eastern and South Asian Affairs, and Frank H. Perez, Acting Director, Office for Combatting Terrorism, all of the Department of State.

CIVIL RIGHTS/MUNICIPAL LIABILITY

Committee on the Judiciary: Subcommittee on the Constitution resumed hearings on S. 584 and S. 585, bills creating a Federal cause of action for the violation of a person's civil rights under color of state law relating to constitutional rights or laws providing for equal rights of citizens or all persons within U.S. jurisdiction, receiving testimony from Scott Fosler, Montgomery County, Maryland, and George Cross, Wayne County, Michigan, both on behalf of the National Association of Counties; Leon Friedman, Hofstra University, Hampstead, New York, on behalf of the American Civil Liberties Union; Robert H. Freilich, Kansas City School of Law, Kansas City, Missouri; and Richard G. Carlisle, Independence, Missouri.

Hearings continue on Thursday, July 23.

House of Representatives

Chamber Action

Bills Introduced: 8 public bills, H.R. 4069–4076; 6 private bills, H.R. 4077–4082; and 2 resolutions, H. Res. 170 and 171 were introduced. **Pages 15032–15033**

Reports Filed: Reports were filed as follows:

Report of the Committee on Banking, Finance and Urban Affairs pursuant to section 302(b) of the Congressional Budget Act of 1974 (H. Rept. 97–164);

H. Res. 170, waiving certain points of order against H.R. 4035, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1982 (H. Rept. 97–165); and

H. Res. 171, waiving certain points of order against H.R. 4034, making appropriations for the Department of Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 1982 (H. Rept. 97–166).

Page 15032

Presidential Messages: Received and read the following messages from the President:

Egypt-U.S. nuclear energy agreement: Message transmitting the proposed Agreement for Cooperation Between the Government of the United States of America and the Government of the Arab Republic of Egypt Concerning Peaceful Uses of Nuclear Energy—referred to the Committee on Foreign Affairs, and ordered printed (H. Doc. 97–69);

Commodity Credit Corporation: Message transmitting the annual report of the Commodity Credit Corporation—referred to the Committee on Agriculture; and

Alaska Railroad: Message transmitting the annual report of the Secretary of Transportation on the operations and activities of the Alaska Railroad—referred to the Committee on Energy and Commerce.

Pages 14975–14976

DOD Authorization: House concluded all general debate and began reading for amendment on H.R. 3519, Department of Defense Authorization Act for fiscal year 1982; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Thursday, July 9.

Pending when the Committee of the Whole rose was an amendment that seeks to prohibit obligation or expenditure of funds for the MX missile system basing mode until the President certifies a specific mode to Congress, the Secretary of Defense reports comparatively to the Armed Services committees of the Congress on alternative basing modes, and Congress is given 60 days in which to disapprove the basing mode selected; and

An amendment to the foregoing amendment that seeks to provide Congress with a 60-day period in which to approve the basing mode selected.

By a yea-and-nay vote of 345 yeas to 2 nays, with 1 voting "present", Roll No. 115, the House resolved itself into the Committee of the Whole.

Agreed To:

An amendment that increases by $65 million the authorization for the Navy fleet satellite program;

An amendment that prohibits funding for construction of naval vessels in foreign shipyards; and

An amendment that restores reporting requirements of independent research and development and bid and proposal costs.

A point of order was sustained against an amendment that sought to limit procurement of Pershing II missiles until the President certifies he has made proposals to the Soviet Union to limit theater nuclear force weapons in Europe within SALT.

Pages 14975–15023

Subcommittee to Sit: Subcommittee on Administrative Law and Governmental Relations of the Committee on the Judiciary received permission to sit during proceedings of the House under the 5-minute rule on Thursday, July 9. **Page 15022**

Referrals: Four Senate-passed measures were referred to the appropriate House committees.

Page 15030

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on pages 15033–15034.

Quorum Calls—Votes: One yea-and-nay vote developed during the proceedings of the House today and appears on pages 14976–14977. There were no quorum calls.

Adjournment: Adjourned at 6:02 p.m.

Committee Meetings

WATER RESOURCES POLICY ACT

Committee on Agriculture: Subcommittee on Conservation, Credit and Rural Development approved for full Committee action as amended H.R. 3432, Water Resources Policy Act of 1981.

AGRICULTURAL EXPORTS

Committee on Agriculture: Subcommittee on Department Operations, Research, and Foreign Agriculture held a hearing to discuss the social, economic, and enforonmental impact of agricultural exports. Testimony was heard from public witnesses.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to hold a hearing on Strategic Bomber proposals. Testimony was heard from Richard De Lauer, Under Secretary of Defense for Research and Engineering.

OSHA

Committee on Education and Labor: Subcommittee on Health and Safety continued oversight hearings on the Occupational Safety and Health Act (labeling standard). Testimony was heard from public witnesses.

Hearings continue July 14.

SOUTHERN AFRICA

Committee on Foreign Affairs: Subcommittee on Africa held a hearing on Is There A Resource War in Southern Africa? Testimony was heard from public witnesses.

INTERNATIONAL COMMUNICATION REORGANIZATION ACT

Committee on Foreign Affairs: Subcommittee on International Operations and the Subcommittee on International Economic Policy and Trade held a joint hearing on H.R. 1957, International Communication Reorganization Act of 1981. Testimony was heard from public witnesses.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Ordered reported the following measures: H.R. 1946, to reinstate and validate U.S. oil and gas leases numbered OCS–P–0218 and OCS–P–0226; H.R. 772, as amended, to provide for the retention of the name of Mount McKinley; and H.J. Res. 207, as amended, to require the Secretary of the Interior to place a plaque at the U.S. Marine Corps War Memorial honoring Joseph Rosenthal, photographer of the scene depicted by the memorial.

COPYRIGHT LEGISLATION

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice continued hearings on H.R. 3530, Piracy and Counterfeiting Amendments of 1981. Testimony was heard from Renee Szybala, Special Assistant to the Associate Attorney General, Department of Justice and a public witness.

FINANCIAL SERVICES INSTITUTIONS

Committee on the Judiciary: Subcommittee on Monopolies and Commercial Law held an oversight hearing on Financial Services Institutions. Testimony was heard from William F. Baxter, Assistant Attorney General for Antitrust, Antitrust Division, Department of Justice; Lyle E. Gramley, member, Federal Reserve Board and public witnesses.

FISH RESTORATION

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held a hearing on H.R. 2250, to provide additional funds for certain projects relating to fish restoration, and related bills. Testimony was heard from G. Ray Arnett, Assistant Secretary for Fish, Wildlife and Parks, Fish and Wildlife Service, Department of the Interior and public witnesses.

AIR TRAFFIC CONTROLLERS

Committee on Public Works and Transportation: Subcommittee on Investigations and Oversight met to

discuss unfinished matters pertaining to motions made during the Subcommittee hearings on the threatened walkout of the Air Traffic Controllers.

LONG-TERM HIGHWAY AND PUBLIC TRANSPORTATION NEEDS

Committee on Public Works and Transportation: Subcommittee on Surface Transportation held a hearing on capital and non-capital needs for highways, highway safety, and public transportation during the 1980's, and investment strategies for meeting these needs. Testimony was heard from the following officials of the Department of Transportation: Anthony L. Lewis, Jr., Secretary: Raymond Barnhart, Administrator, Federal Highway Administration; Arthur Teele, Jr., Administrator, Urban Mass Transportation Administration; Raymond Peck, Administrator, National Highway Traffic Safety Administration; and Henry Eschwege, Director, Community and Economic Development Division, GAO and public witnesses.

Hearings continue tomorrow.

INTERIOR APPROPRIATIONS

Committee on Rules: Granted a rule waiving certain points of order against specified provisions of the bill, H.R. 4035, Department of the Interior and Related Agencies Appropriation bill, 1982, for failure to comply with the provisions of clause 2 of Rule XXI. Testimony was heard from Chairman Whitten and Representatives Yates and Regula.

HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Rules: Granted a rule waiving certain points of order against specified provisions of the bill, H.R. 4034, Department of Housing and Urban Development-Independent Agencies Appropriation bill, 1982, for failure to comply with the provisions of clause 2 and clause 6 of Rule XXI. Testimony was heard from Representatives Boland, Walgren and Green.

SPACE COMMUNICATIONS

Committee on Science and Technology: Subcommittee on Space Science and Applications held a hearing on space communications. Testimony was heard from Dr. Anthony Calio, Associate Administrator, Office of Space and Terrestrial Applications, NASA and public witnesses.

Hearings continue tomorrow.

Joint Meeting

INTELLIGENCE BRIEFING

Joint Economic Committee: Committee met in closed session to receive a briefing from officials of the Defense Intelligence Agency on allocation of resources in the Soviet Union and China, but made no announcements.

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Thursday, July 9, 1981

Senate

Chamber Action

Routine Proceedings, pages 15079–15180

Bills Introduced: Six bills and one resolutions were introduced, as follows: S. 1453–1458, and S.J. Res. 96.

Page 15132

Bills Reported: Reports were made as follows:

Special Report entitled "Report of the Committee on Rules and Administration Pursuant to Section 302(B) of the Congressional Budget Act of 1974." (S. Rept. No. 97–147).

S. 1127, authorizing funds for fiscal year 1982 for the intelligence activities of the United States Government, with amendments. (S. Rept. No. 97–148).

Page 15132

Measures Passed:

Combating Violent Crime: By unanimous vote of 95 yeas, Senate agreed to S. Res. 141, expressing the sense of the Senate that combating violent crime should be a national priority.

Pages 15100–15118

Patent Term Restoration: Senate passed S. 255, encouraging American innovation by restoring the patent system as it affects certain products subject to premarket testing by the Federal government, after agreeing to the following amendment proposed theeto:

Heflin unprinted amendment No. 218, providing that, except for products approved and for which a stay of regulation granting approval pursuant to Section 409 of the Federal Food, Drug and Cosmetic Act was in effect as of January 1, 1981, the period of such patent extensions shall be measured from the date such stay was imposed until such proceedings are finally resolved and commercial marketing permitted provided the filing required by (b)(1) is made within 90 days of the termination of the regulatory review period or the effective date of the section, whichever is later.

Pages 15118–15119

Antitrust Reciprocity: Senate passed S. 816, placing certain conditions on the ability of foreign governments to sue for damages for antitrust violations in U.S. courts, and limiting the amount of antitrust

damages recoverable by a foreign government to that amount which the U.S. government would be entitled to recover.

Pages 15174–15175

Department of Justice Authorizations, 1982: Senate continued consideration of S. 951, authorizing funds for fiscal year 1982 for the Department of Justice, with committee amendments, and additional amendments proposed thereto as follows:

(1) Helms Amendment No. 69, to the first committee amendment, forbidding the Department of Justice from bringing or maintaining any action to require, directly or indirectly, the mandatory busing of school children; and

(2) Helms modified Amendment No. 96 (to Amendment No. 69, in the nature of a substitute), prohibiting the Department of Justice from maintaining suits involving, directly or indirectly, the mandatory busing of school children and to establish reasonable limits on the power of courts to impose injunctive relief involving the transportation of students.

Page 15093

A unanimous consent agreement was reached providing for a rollcall vote on a motion to bring to a close debate on the bill on Friday, July 10, at 12:30 p.m., with the required quorum call prior thereto being waived.

Page 15092

A motion was filed to bring to a close debate on modified Amendment No. 96, with a vote to occur thereon on Saturday, July 11, or Monday, July 13.

Page 15093

Pages 15093–15100

Supplemental Defense Authorizations: Senate disagreed to the amendments of the House to S. 694, authorizing supplemental funds for fiscal year 1981 for the Department of Defense, and supplemental funds for fiscal year 1981 for military procurement and construction programs of the Department of Defense, agreed to a conference requested by the House and appointed Senators Tower, Thurmond, Goldwater, Warner, Humphrey, Cohen, Jepsen, Quayle, Denton, Stennis, Jackson, Cannon, Harry F. Byrd, Jr., Nunn, Hart, Exon, and Levin as conferees on the part of the Senate.

Page 15180

Vice Presidential Appointment: The Chair, on behalf of the Vice President, appointed Senator Hayakawa to attend the International Conference on Kampuchea, to be held in New York City, July 13–17, 1981.

Pages 15092–15093

Presidential Message: Senate received a Message from the President transmitting the annual report of the National Science Foundation for Fiscal Year 1980, which was referred to the Committee on Labor and Human Resources. (PM–64).

Pages 15131–151328

Nominations: Senate received the following nominations:

David Anderson, of New York, to be Ambassador to the Socialist Federal Republic of Yugoslavia.

Marshall Brement, of Arizona, to be Ambassador to Iceland.

Richard N. Viets, of Vermont, to be Ambassador to the Hashemite Kingdom of Jordan.

David E. Zweifel, of Maryland, to be Ambassador to the Yeman Arab Republic.

D. Brook Bartlett, and John R. Gibson, each to be a U.S. District Judge for the Western District of Missouri.

Joseph E. Stevens, Jr., to be U.S. District Judge for the Eastern and Western Districts of Missouri.

William W. Wilkins, Jr., to be U.S. District Judge for the District of South Carolina.

Richard S. Cohen, of Maine, to be U.S. Attorney for the District of Maine.

Thomas M. Roberts, of the District of Columbia, to be a Member of the Nuclear Regulatory Commission.

One Army nomination in the rank of General.

One Navy nomination in the rank of Admiral.

Page 15181

Messages From the President: Page 15131

Communications: Page 15132

Statements on Introduced Bills: Pages 15132–15155

Amendments Submitted for Printing: Pages 15156–15158

Notices of Hearings: Page 15158

Committee Authority To Meet: Page 15158

Additional Statements: Pages 15158–15174

Nominations: Page 15118

Record Vote: One record vote was taken today. (Total–183)

Page 15118

Recess: Senate convened at 11:30 a.m., and recessed at 5:30 p.m., until 10:30 a.m., on Friday, July 10, 1981. (For Senate's program see remarks of Senator Baker in today's Record on page 15118.)

Committee Meetings

WASTEFUL FEDERAL SPENDING

Committee on Appropriations: Committee resumed hearings on wasteful Federal spending, focusing on abuses and major cost overruns of military weaponry being purchased by the U.S. Government, receiving testimony from Frank C. Carlucci, Deputy Secre-

tary of Defense; General Alton D. Slay, (USAF, Ret.), former Commander of the Air Force Systems/Commander and Deputy Chief of Air Force Staff for Research and Development; and Jacques S. Gansler, former Deputy Assistant Secretary of Defense for Material Acquisition.

Hearings were recessed subject to call.

CREDIT/LOANS

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Financial Institutions held hearings on S. 1406, proposed Credit Deregulation and Availability Act, and S. 963, authorizing loans at interest rates in excess of certain State usury ceilings, receiving testimony from Senators Bumpers and Pryor; Representative LaFalce; Robert W. Johnson, Purdue University, West Lafayette, Indiana; W. P. Conners, Ford Motor Credit Company, Detroit, Michigan; Gordon E. Gilbert, Coachmen Industries, Inc., Middlebury, Indiana, on behalf of the Recreation Vehicle Industry Association; Wendell H. Miller, Miller Motor Corporation, Binghamton, New York, on behalf of the National Automobile Dealers Association; Hugh B. Chalmers, Arkansas Automobile Dealers Association, West Memphis; Robert B. Evans, National Consumer Finance Association, Washington, D.C.; and B. Douglas Brandon, Jr., Brandon Furniture Co., Inc., Little Rock, Arkansas, on behalf of the National Home Furnishings Association.

Hearings continue on Wednesday, July 15.

TRUCK INSURANCE

Committee on Commerce, Science, and Transportation: Committee concluded oversight hearings on the implementation of the Motor Carrier Reform Act (P.L. 96–296), focusing on sections 29 and 30, dealing with insurance requirements for regulated motor carriers, after receiving testimony from Reese Taylor, Chairman, Interstate Commerce Commission; James L. Kimble, American Insurance Association, Jim Blanton, National Association of Independent Insurers, Waymon Wright, Minority Trucking Transportation Development Corporation, Will Johns, American Trucking Association, and Cliff Harrison, National Tank Truck Carriers, all of Washington, D.C.; William J. Augello, Shippers National Freight Claim Council, Daniel N. Myers, National LP Gas Association, and Mark Perry, Owner-Operators Conference, both of Arlington, Virginia; and Rita Bontz, Truckers Action Conference, Baltimore, Maryland.

CIVIL AERONAUTICS BOARD

Committee on Commerce, Science, and Transportation: Subcommittee on Aviation concluded hearings on S. 1376, proposing a reduction in airline subsidies, and S. 1425 and S. 1426, bills terminating certain functions of the Civil Aeronautics Board, after receiving testimony from Senator Pressler; Gerald N. Boller, Industry Economist, Bureau of Domestic Aviation, Civil Aeronautics Board; Joseph Stone, American Society of Travel Agents, New York City; Willard Brown, American Automobile Association, Falls Church, Virginia; Paul Gaines, Salt Lake City, Utah; Martha Fink, Association of Retail Travel Agents, James Bourier, The American Legion, James N. Magill, Veterans of Foreign Wars, Cornish F. Hitchcock, Aviation Consumer Action Project, Marshall Arnold, Communities for an Effective Air Transportation System, Arlene Macchia, National Passenger Traffic Association, and Linda Puchala, Flight Attendants Association, all of Washington, D.C.

NOMINATIONS

Committee on Energy and Natural Resources: Committee concluded hearing on the nominations of James R. Harris, of Indiana, to be Director of the Office of Surface Mining Reclamation and Enforcement, Department of the Interior, James R. Richards, of Virginia, to be Inspector General, Department of Energy, and James G. Stearns, of Nevada, to be Director, Office of Alcohol Fuels, Department of Energy, after the nominees testified and answered questions in their own behalf. Mr. Harris was introduced by Senators Lugar and Quayle, and Representative Deckard, and testimony was received from W. C. Bussing, Jr., Evansville, Indiana; William V. Hartman and John M. Bagby, both of Peabody Coal Company, St. Louis, Missouri; Lee Nickerson, Don McCollum, and J. Nat Noland, all of the AMAX Coal Company, and George J. Davidson, American Institute of Appraisers, all of Indianapolis, Indiana; Gibson Martin, Sunmark Exploration Company, Dallas, Texas; and Tom Dustin, Izaak Walton League of America, and Ed Grandis, Environmental Policy Center, both of Washington, D.C.

PUBLIC LAND ACQUISITION

Committee on Energy and Natural Resources: Subcommittee on Public Lands and Reserved Water met to discuss the acquisition, management and disposal of public lands, focusing on the Administration's Federal land acquisition policy and status, the management of acquired lands and methods of dealing with adverse development threats within or near Federal areas, and procedures involved in setting of land values for Federal acquisition transactions, receiving testimony from James G. Watt, Secretary of the Interior, and John B. Crowell, Jr., Assistant Secretary of Agriculture for Natural Resources and Environment, both of whom were accompanied by several of their associates; and numerous public witnesses.

Subcommittee will meet again tomorrow.

CLEAN AIR ACT

Committee on Environment and Public Works: Committee continued oversight hearings on the implementation of the Clean Air Act, receiving testimony from Larry Gordon, New Mexico Department of Health and Environment, Albuquerque; Marne Holbrook, Izaak Walton League, Arlington, Virginia; Eugene M. Trisko, Silver Spring, Maryland; Bob Barker, Bass Anglers Sportsmen Society, Montgomery, Alabama; Thomas S. Deans, Appalachian Mountain Club, Boston, Massachusetts; Mary Walker, Tennessee Chapter of the Sierra Club, Chattanooga; Ira N. Pierce, American Society of Civil Engineers, and Bill Wildenson, on behalf of League of American Wheelmen, both of Philadelphia, Pennsylvania; Fred Lafser, Missouri Department of Natural Resources, Jefferson City; Bruce Nestande, South Coast Air Quality Mangement District, Santa Ana, California; Jim Fortune, National Urban League, New York City; Walter Rockenstein, Minneapolis, Minnesota, on behalf of National League of Cities; Alice Berman, Asthma Allergy Foundation, Kensington, Maryland; and Alfred Munzer, American Lung Association, Ron Hagen, American Association of Retired Persons, Elizabeth Smith, Amalgamated Clothing and Textile Workers, Howard B. Samuels, Industrial Union Department, Leslie Dach, National Audubon Society, Ken Kamlet, National Wildlife Federation, Gardner L. Grant, American League of Anglers, Merilyn Reeves, League of Women Voters, Mary H. Purcell, American Association of University Women, George Poulin, International Association of Machinists and Aerospace Workers, Michael S. Koleda, National Council on Synthetic Fuels Production, Vesta Miller, National Association of Regional Councils, Robert V. Zener, on behalf of the Chamber of Commerce of the United States, Blake Early, Sierra Club, Paul Pritchard, National Parks and Conservation Association, David Albersworth, Environmental Policy Institute, Caroline Legette, Congress Watch, Clyde E. Shorey, Jr., Coalition for Health and Environment, and John Bennett, National consumers League, all of Washington, D.C.

Hearings were recessed subject to call.

U.S. TRADE POLICY

Committee on Finance: Subcommittee on International Trade continued joint oversight hearings with the Banking, Housing and Urban Affairs Committee's Subcommittee on International Finance and Monetary Policy on U.S. trade policy, focusing on the progress the Administration has made in formulating its trade policy and to evaluate it against the standard set by Congress in existing legislation, receiving testimony from John R. Block, Secretary of Agriculture; Murray L. Wiedenbaum, Chairman, Council of Economic Advisers; and John H. Gibbon, Director Office of Technology Assessment.

Hearings continue on Monday, July 13.

SOCIAL SECURITY FINANCING

Committee on Finance: Subcommittee on Social Security and Income Maintenance Programs resumed hearings on certain issues relating to Social Security financing and options for the future, receiving testimony from Senators Chiles and Jepsen; Robert Ball, former Commissioner, Social Security Administration, James R. Swenson, American Academy of Actauries, A. Haeworth Robertson, William M. Mercer, Inc., Jacob Clayman, National Council of Senior Citizens, Irving P. Schloss, American Foundation for the Blind, Elizabeth M. Boggs, Association for Retarded Citizens, E. Winslow Turner, National Multiple Sclerosis Society, and Sister Frances Mlocek, Leadership Conference of Women Religious, all of Washington, D.C.; Bob Roberts, Louisiana State University Medical Center, New Orleans; and Carol Grossman, Wayne State University, Detroit, Michigan.

Hearings continue tomorrow.

NOMINATION

Committee on Foreign Relations: Committee began hearings on the nomination of Edward L. Rowny, of Virginia, to be Special Representative for Arms Control and Disarmament Negotiations, with the rank of Ambassador while so serving, where the nominee, who was introduced by Senator Mathias, testified and answered questions in his own behalf.

Hearings continue tomorrow.

BUSINESS MEETING

Committee on Governmental Affairs: Committee ordered favorably reported the following business items:

S. 892, providing for continued authority of the Federal Grant and Cooperative Agreement Act and renews the authority of the Office of Management and Budget to exempt individual transactions and programs from the requirements of the Act;

S. 10, providing for creation of a Commission to design a blueprint for improving governmental performance at the Federal level and throughout the intergovernmental system, with an amendment in the nature of a substitute;

S. 1249, providing tools and incentives to the Federal Government in its efforts to collect debts owed the United States, with an amendment;

S. 1224, strengthening and clarifying the Congressional franking law, with amendments; and

The nomination of K. William O'Connor, of Virginia, to be Inspector General, Community Services Administration.

BUSINESS MEETING

Committee on the Judiciary: Subcommittee on Separation of Powers approved for full committee consideration the following bills:

S. 158, establishing a Congressional finding and declaration that human life begins at conception, with an amendment in the nature of a substitute; and

S. 536, permitting the Chief Justice of the United States to address in person a joint session of the Congress on the state of the judiciary.

JUVENILE CRIME

Committee on the Judiciary: Subcommittee on Juvenile Justice held hearings on violent crimes committed by juveniles and on efforts by the Department of Justice in the reduction of these crimes, receiving testimony from Charles A. Lauer, Acting Administrator, Office of Juvenile Justice and Delinquency Prevention, Department of Justice; Judge William E. Gladstone, 11th Judicial Circuit, Dade County, Florida; Curtis Sliwa, Alliance of Guardian Angels, and Paul Strasburg, New York Department of Juvenile Justice, both of New York City; Falaka Fattah, House of Umoja, and Marvin Wolfgang, University of Pennsylvania, both of Philadelphia, Pennsylvania; Thomas S. James, New Pride, Denver, Colorado; Richard J. Brzeczek, Chicago Chief of Police, Chicago, Illinois; Robert J. Martin, Mobile County Youth Center, Mobile, Alabama; Jerome Miller, National Center on Institutions and Alternatives, Washington, D.C.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on Labor and Human Resources: Subcommittee on Labor approved for full committee consideration the following bills:

S. 398, permitting certain employees to work a ten-hour day in the case of a four-day workweek, with an amendment in the nature of a substitute; and

S. 351, providing for the transfer of surface sand, stone, and gravel operations from jurisdiction under the Mine Safety and Health Administration to the Occupational Safety and Health Administration, with an amendment in the nature of a substitute. (As approved by the subcommittee, the bill incorporates certain provisions of S. 496, eliminating the jurisdiction of the Mine Safety and Health Administration of independent construction contractors who are engaged by mine operators to build structures on the surface of a mine site).

NOMINATIONS

Committee on Veterans' Affairs: Committee ordered favorably reported the nominations of Robert P. Nimmo, of California, to be Administrator, and Frank S. Sato, of Virginia, to be Inspector General, both of the Veterans' Administration.

Prior to this action, the committee concluded hearings on the aforementioned nominations, after the nominess testified and answered questions in their own behalf. Mr. Nimmo was introduced by Senator Hayakawa, and testimony was received on his nomination from Michael J. Kogutek and E. Philip Riggin, both of the American Legion, Cooper T. Holt, Veterans of Foreign Wars of the United States, Gabriel P. Brinsky, AMVETS, and John Fales, Blinded Veterans Association, Inc., all of Washington, D.C.

COMMITTEE BUSINESS

Select Committee on Ethics: On Wednesday, July 8, Committee held closed hearings on pending committee matters, made no announcements, and will meet again on Tuesday, July 14.

House of Representatives

Chamber Action

Bills Introduced: 28 public bills, H.R. 4083–4110, 4119–4121; 8 private bills, H.R. 4111–4118; and 7 resolutions, H.J. Res. 303–305 and H. Res. 172–175 were introduced.

Pages 15267–15268

Bills Reported: Reports were filed as follows:

H.R. 3659, to authorize appropriations for certain insular areas of the United States, amended (H. Rept. 97–167);

H.R. 2820, to provide that certain lands constituting part of the El Dorado National Forest be conveyed to certain persons who purchased and held such lands in good faith reliance on an inaccurate surveyor's map (H. Rept. 97–168);

H.R. 2218, to direct the Secretary of Agriculture to convey certain National Forest System lands in the State of Nevada (H. Rept. 97–169);

H.R. 4120, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1982 (H. Rept. 97–170);

H.R. 4121, making appropriations for the Treasury Department, U.S. Postal Service, Executive Office of the President, and certain independent agencies for the fiscal year ending September 30, 1982 (H. Rept. 97–171); and

H.R. 4119, making appropriations for the Department of Agriculture, rural development, and related agencies programs for the fiscal year ending September 30, 1982 (H. Rept. 97–172).

Page 15267

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Foley as Speaker pro tempore for today.

Page 15182

Grain Referendum: House passed S. 1395, to extend the time for conducting the referendum with respect to the national marketing quota for wheat for the marketing year beginning June 1, 1982, and to eliminate the requirement that the Secretary of Agriculture waive interest on loans made on 1980 and 1981 crops of wheat and feed grains placed in the farmer-held grain reserve—clearing the measure for the President.

Pages 15183–15186

Interior Appropriations: House agreed to H. Res. 170, waiving certain points of order against H.R. 4035, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1982.

Pages 15187–15188

Presidential Message—National Science Foundation: Received and read a message from the President wherein he transmits the annual report of the National Science Foundation for fiscal year 1980—referred to the Committee on Science and Technology.

Page 15189

DOD Authorization: House continued consideration of H.R. 3519, Department of Defense Authorization Act for fiscal year 1982; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Friday, July 10.

By a yea-and-nay vote of 385 yeas to 4 nays with 2 voting "present", Roll No. 116, the House resolved itself into the Committee of the Whole.

Agreed to:

An amendment that prohibits obligation or expenditure of funds for the MX missile system basing mode until the President certifies a specific mode to Congress, the Secretary of Defense reports comparatively to the Armed Services committees of the Congress on alternative basing modes, and Congress is given 60 days in which to disapprove the basing mode selected;

An amendment that provides that $67 million of the authorization for operation and maintenance of the Navy is available for the LEASAT system;

An amendment that changes the title of the O–7 naval grade from "Commodore Admiral" to "Commodore";

An amendment that extends the GI loan forgiveness program test for an additional two years; and

An amendment that extends the junior ROTC minimum unit criteria for an additional year;

Rejected:

An amendment to a foregoing agreed to amendment that sought to provide Congress with a 60-day period in which to approve the MX missile system basing mode selected (rejected by a recorded vote of 201 ayes to 207 noes, Roll No. 117);

An amendment that sought to reduce the Air Force authorization for research, development, test, and evaluation by $2,408,000,000, and to eliminate all funding for the MX basing system and missile program (rejected by a recorded vote of 96 ayes to 316 noes, Roll No. 119). Earlier, rejected a motion to limit debate on the amendment by a recorded vote of 193 ayes and 213 noes, Roll No. 118;

An amendment that sought to permit the President to transfer B–1 procurement funds to research and development for an advanced technology bomber without the need of approval by Congress (rejected by a recorded vote of 153 ayes and 254 noes, Roll No. 120);

An amendment that sought to provide that the Congress must adopt a resolution of disapproval within 60 legislative days after the President certifies to Congress a decision to discontinue the B–1 bomber;

An amendment that sought to delete the provision prohibiting the contracting out of an entire medical facility;

An amendment that sought to prevent any ceiling, limitation, or quota being established on the number of women that may be accepted for original enlistment in the Regular Army from the date of enactment until the end of fiscal year 1982;

An amendment that sought to delete the requirement that a military commander must certify that a proposed contracting-out will have no adverse impact on military mobilization capability; and

An amendment that sought to retain the requirement for a reduction in the number of senior-grade civilian employees in the Department of Defense (rejected by a recorded vote of 142 ayes to 249 noes, Roll No. 121).

A point of order was sustained against an amendment that sought to eliminate funding for the full-scale development of an operational basing mode made for the MX missile until the President (1) completed his review of SALT negotiations, (2) is prepared to resume SALT negotiations with the Soviet Union to limit the IBM launchers and warheads, and (3) formally transmitted to the Soviet Union his desire to resume SALT negotiations.

Pages 15189–15256

Member Sworn: Representative Dowdy of Mississippi presented himself in the Well of the House and the Speaker administered the Oath of Office.

Page 15184

Late Reports: Committee on Appropriations received permission to file reports by midnight tonight on the following bills: H.R. 4121, making appropriations for the Treasury Department, U.S.

Postal Service, Executive Office of the President and certain independent agencies for the fiscal year ending September 30, 1982; H.R. 4119, making appropriations for the Department of Agriculture, rural development, and related agencies programs for the fiscal year ending September 30, 1982; and H.R. 4120, making appropriations for the Legislative Branch of the fiscal year ending September 30, 1982.

Page 15184

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 15268

Quorum Calls—Votes: One yea-and-nay vote and five recorded votes developed during the proceedings of the House today and appear on pages 15189, 15201, 15210–15211, 15214, 15225–15226, 15250–15251. There were no quorum calls.

Adjournment: Adjourned at 8:10 p.m.

Committee Meetings

TREASURY-POSTAL SERVICE, GENERAL GOVERNMENT; AGRICULTURE AND LEGISLATIVE BRANCH APPROPRIATIONS

Committee on Appropriations: Ordered reported the following appropriations bills for fiscal year 1982: Treasury-Postal Service, General Government; Agriculture; and Legislative Branch.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to hold a hearing on Defense Medical Activities. Testimony was heard from Dr. John Moxley, Assistant Secretary of Defense for Health Affairs.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development approved for full Committee action the Energy and Water Development appropriations bill for fiscal year 1982.

CARL ALBERT CONGRESSIONAL RESEARCH AND STUDIES CENTER ENDOWMENT ACT

Committee on Education and Labor: Subcommittee on Postsecondary Education held a hearing on H.R. 3598, Carl Albert Congressional Research and Studies Center Endowment Act. Testimony was heard from Representatives Watkins and McCurdy and Ron Peters, Director, Carl Albert Congressional Research and Studies Center.

SYNTHETIC FUELS POLICY

Committee on Energy and Commerce: Subcommittee on Fossil and Synthetic Fuels held a hearing on Synthetic Fuels Policy. Testimony was heard from Edward E. Noble, Chairman, U.S. Synthetic Fuels Corporation; John Y. Brown, Governor, Kentucky and public witnesses.

CANADIAN ENERGY POLICIES

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations and the Subcommittee on Telecommunications, Consumer Protection and Finance held a joint hearing on the issue of the impact of Canadian Investment and Energy Policies on U.S. Commerce. Testimony was heard from Beryl Sprinkel, Under Secretary for Monetary Affairs, Department of the Treasury; Robert D. Hormats, Assistant Secretary, Bureau of Economic and Business Affairs, Department of State and Ambassador David Macdonald, Deputy U.S. Trade Representative.

UNESCO AND THE NEW WORLD INFORMATION ORDER

Committee on Foreign Affairs: Subcommittee on International Operations and the Subcommittee on Human Rights and International Organizations held a joint hearing on UNESCO and the New World Information Order and on the following resolutions: H. Res. 142, expressing the sense of the House of Representatives that the United Nations Educational, Scientific and Cultural Organization should cease efforts to attempt to regulate the flow of news and information around the world; and H. Con. Res. 137, expressing the sense of the Congress that the establishment of a New World Information Order under the aegis of the United Nations Educational, Scientific, and Cultural Organization (UNECSO) would restrict the freedom of the press. Testimony was heard from Senator Quayle; Representatives Shamansky and Fenwick; Elliot Abrams, Assistant Secretary for Bureau of International Organization Affairs, Department of State and from public witnesses.

Hearings continue July 16.

OVERSIGHT

Committee on Government Operations: Subcommittee on Environment, Energy, and Natural Resources held an oversight hearing on the Department of Energy. Testimony was heard from James B. Edwards, Secretary of Energy.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment continued hearings on the following bills: H.R. 1993, Radioactive Waste Research, Development, and Policy Act; H.R. 2800, Nuclear Reactor Moratorium and Nuclear Waste Disposal Prohibition Act; H.R. 2840, Nuclear Waste Policy Act; H.R. 2881, Nuclear Waste Management Policy Act; and H.R. 3809, to provide

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for repositories for the disposal of high-level radioactive waste, transuranic waste, and spent nuclear fuel, to amend provisions of the Atomic Energy Act of 1954 relating to low-level waste, and to modify the Price-Anderson provisions of the Atomic Energy Act of 1954 and certain other provisions pertaining to facility licensing and safety. Testimony was heard from Kenneth Davis, Deputy Secretary of Energy and public witnesses.

WATER RESOURCES POLICY ACT

Committee on Interior and Insular Affairs: Subcommittee on Water and Power Resources approved for full Committee action as amended H.R. 3432, Water Resources Policy Act of 1981.

REGULATORY PROCEDURES ACT

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations continued markup of H.R. 746, Regulatory Procedures Act of 1981.

Will continue July 14.

COPYRIGHT LEGISLATION

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice continued hearings on H.R. 3560 and H.R. 3528, to amend the copyright law respecting the limitations on exclusive rights to secondary transmission. Testimony was heard from public witnesses.

Hearings continue July 15.

BANKRUPTCY JUDGES' RETIREMENT ACT

Committee on the Judiciary: Subcommittee on Monopolies and Commercial Law held a hearing on H.R. 3974, Bankruptcy Judges' Retirement Act of 1981. Testimony was heard from the following Judges representing the National Conference of Bankruptcy Judges: Joe Lee; David A. Kline; and Clive W. Bare and public witnesses.

MARITIME ADMINISTRATION TRANSFER; DEFENSE SEALIFT READINESS PROGRAM

Committee on Merchant Marine and Fisheries: Ordered reported as amended H.R. 4074, to revise the laws pertaining to the Maritime Administration.

The Committee also continued hearings on Defense Sealift Readiness Program. Testimony was heard from public witnesses.

AIRLINE DEREGULATION ACT OF 1978—CAB

Committee on Public Works and Transportation: Subcommittee on Aviation held a hearing on the impact of the Airline Deregulation Act of 1978 and proposals to sunset the Civil Aeronautics Board earlier than January 1, 1985. Testimony was heard from Henry Eschwege, Director, Community and Economic Development Division, GAO; Darrell M. Trent, Deputy Secretary, Department of Transportation and public witnesses.

LONG-TERM HIGHWAY AND PUBLIC TRANSPORTATION NEEDS

Committee on Public Works and Transportation: Subcommittee on Surface Transportation continued hearings on capital and noncapital needs for highways, highway safety, and public transportation during the 1980's, and investment strategies for meeting these needs. Testimony was heard from Representative Shumway and public witnesses.

Hearings continue July 14.

WEST VALLEY DEMONSTRATION PROJECT

Committee on Science and Technology: Subcommittee on Investigations and Oversight held a hearing on West Valley Demonstration Project. Testimony was heard from the following officials of the Department of Energy: Dr. Sheldon Myers, Acting Deputy Assistant Secretary for Nuclear Waste Management; Dr. David McGoff, Chief, Waste Products Management Division; Dr. Warren Bergholz and Leon Silverstrom, both from the Office of the General Counsel and public witnesses.

IMPACT OF POLLUTION ON CROP PRODUCTIVITY

Committee on Science and Technology: Subcommittee on Natural Resources, Agriculture Research and Environment and the Subcommittee on Department Operations, Research, and Foreign Agriculture of the Committee on Agriculture held a joint hearing on the impact of pollution on crop productivity. Testimony was heard from Dr. Howard Heggestad, Plant Physiology Institute, USDA and public witnesses.

SPACE COMMUNICATIONS

Committee on Science and Technology: Subcommittee on Space Science and Applications concluded hearings on space communications. Testimony was heard from public witnesses.

TAX REDUCTION BILL

Committee on Ways and Means: Continued markup of the tax reduction bill.

Will continue tomorrow.

Joint Meeting

US/JAPAN ECONOMIC RELATIONS

Joint Economic Committee: Subcommittee on International Trade, Finance and Security Economics resumed hearings on U.S.-Japan economic relations,

receiving testimony from Ambassador William E. Brock, III, United States Trade Representative; John Sodolski, Electronic Industries Association, Washington, D.C.; George M. Galster, Automotive Products Export Council, Toledo, Ohio; and George Scalise, Advanced Micro-Devices, Inc., Sunnyvale, California.

Hearings continue on Monday, July 13.

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Friday, July 10, 1981

Senate

Chamber Action

Routine Proceedings, pages 15350–15443

Bills Introduced: Four bills were introduced, as follows: S. 1459–1462.

Pages 15411–15412

Bills Reported: Reports were made as follows:

Special Report entitled "Allocation to Subcommittees of Budget Totals From the First Concurrent Resolution, Fiscal Year 1982." (S. Rept. No. 97–149)

S. 863, establishing a uniform law on the subject of bankruptcies, with amendments. (S. Rept. No. 97–150)

S.J. Res. 58, proposed Constitutional amendment altering Federal fiscal decision-making procedures, with amendments. (S. Rept. No. 97–151)

Page 15411

Department of Justice Authorizations, 1982: By 38 yeas to 48 nays, three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to agree to a motion to close further debate on S. 951, authorizing funds for fiscal year 1982 for the Department of Justice.

Page 15399

Noise Control Authorizations: Senate began consideration of S. 1204, authorizing funds for fiscal year 1982 for the noise control abatement program, and the following amendment proposed thereto:

Kasten unprinted amendment No. 219 (printed Amendment No. 483), to add motorcycles and motorcycle exhaust systems to the regulations of interstate motor carriers and equipment covered by the act. **Page 15402**

A unanimous consent agreement was reached for the further consideration of the bill and the pending amendment thereto on Tuesday, July 14.

Page 15441

Pages 15400–15406

Confirmations: Senate confirmed the following nominations:

Richard Mulberry, of Texas, to be Inspector General, Department of the Interior.

Jerry L. Jordan, of New Mexico, to be a Member of the Council of Economic Advisers.

Paul H. Robinson, Jr., of Illinois, to be Ambassador to Canada.

K. William O'Connor, of Virginia, to be Inspector General, Community Services Administration.

Robert P. Nimmo, of California, to be Administrator of Veterans' Affairs. **Page 15444**

Nominations: Senate received the following nominations:

John L. Loeb, Jr., of New York, to be Ambassador to Denmark.

Keith F. Nyborg, of Idaho, to be Ambassador to Finland.

Julia C. Bloch, of the District of Columbia, to be an Assistant Administrator of the Agency for International Development. **Page 15444**

Messages From the President: **Page 15408**

Messages From the House: **Page 15408**

Communications: **Page 15408**

Statements on Introduced Bills:

Pages 15412–15429

Amendments Submitted for Printing:

Page 15430

Additional Statements: **Pages 15430–15441**

Nominations: **Page 15444**

Confirmations: **Page 15444**

Record Vote: One record vote was taken today. (Total—184) **Page 15399**

Recess: Senate convened at 10:30 a.m., and recessed at 4:32 p.m., until 12 Noon, on Monday, July 13, 1981. (For Senate's program see remarks of Senator Baker in today's Record on page 15442.)

Committee Meetings

CARGO PREFERENCE LAWS

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Foreign Agricultural Policy concluded oversight hearings on Titles I and II of Public Law 84–480 (Food for Peace Act), requiring that 50 percent of the commodities shipped must be transported on American vessels, after receiving testimony from Representative Fenwick; Davis Helberg, Seaway Port Authority, Duluth, Minnesota; and Frank Drozak, Seafarers International Union, Larry Minear and Henry Border, both of the Interreligious Task Force on U.S. Food Policy, Peter J. Luciano and Herbert Brank, both of the Transportation Institute, and Carl Schwensen, National Association of Wheat Growers, all of Washington, D.C.

BUDGET ALLOCATIONS

Committee on Appropriations: Committee approved allocations to its subcommittees of budget totals from the First Concurrent Budget Resolution for fiscal year 1982 in compliance with section 302(b)(1) of the Congressional Budget Act of 1974.

APPROPRIATIONS—LEGISLATIVE BRANCH

Committee on Appropriations: Subcommittee on Legislative Branch approved for full committee consideration with amendments the substance of H.R. 4120, pending on House calendar, proposed budget estimates for fiscal year 1982 for the Legislative Branch of the Government.

PUBLIC LAND ACQUISITION

Committee on Energy and Natural Resources: Subcommittee on Public Lands and Reserved Water concluded its discussion on the acquisition, management and disposal of public lands, focusing on the Administration's Federal land acquisition policy, after receiving testimony from numerous Administration and public witnesses.

SOCIAL SECURITY FINANCING

Committee on Finance: Subcommittee on Social Security and Income Maintenance Programs concluded hearings on certain isues relating to Social Security financing and options for the future, after receiving testimony from Representatives Oakar and Schroeder; John W. Macy, Jr., former Chairman of the U.S. Civil Service Commission; Lowell M. Jones, Firestone Tire and Rubber Company, Akron, Ohio, and Michael J. Romig, both on behalf of the Chamber of Commerce of the United States; John Re, U.S. Steel Corporation, Pittsburgh, Pennsylvania; Don A. Eichelberger, Waterloo, Iowa, and Robert A. Pierce, Tigard, Oregon, both of the National Association of Life Underwriters; Kenneth R. Austin, Equitable Life Insurance Company of Iowa, Des Moines; Lois Devecchio, Potomac, Maryland; Rebecca Butler, Cherry Hill, New Jersey; Mike Callas, Hagerstown, Maryland; Arthur Michael, Harrisburg, Pennsylvania; and James Hacking and Peter Hughes, both on behalf of the National Retired Teachers Association/American Association of Retired Persons, Hastings Keith, Aspen Institute Workshop on Public Employee Pensions, Robert McGlotten and Bert Seidman, both of the AFL–CIO, Josiah Beeman, American Federation of State, County and Municipal Employees, J. M. Twomey, National Association of Postal Supervisors, Dick Warden, United Auto Workers, Preston, C. Bassett, National Association of Manufactures, James D. McKevitt, National Federation of Independent Business, and Arthur S. Fefferman, American Council of Life Insurance, all of Washington, D.C.

NOMINATION

Committee on Foreign Relations: Committee concluded hearings on the nomination of Edward L. Rowny, of Virginia, to be Special Representative for Arms Control and Disarmament Negotiations, with the rank of Ambassador while so serving, after receiving testimony from Harold M. Agnew, San Diego, California; John Isaacs, Council for a Livable World, Boston, Massachusetts; and Townsend Hoopes, Committee for National Security, and Jeremy J. Stone, Federation of American Scientists, both of Washington, D.C.

House of Representatives

Chamber Action

Bills Introduced: 3 public bills, H.R. 4122–4124; and 2 resolutions, H.J. Res. 306, and H. Res 176 were introduced. **Page 15347**

Journal: By a yea-and-nay vote of 345 yeas to 11 nays with 1 voting "present", Roll No. 122, the House approved the Journal of Thursday, July 9. **Pages 15318–15319**

DOD Authorization: House continued consideration of H.R. 3519, Department of Defense Authorization Act for fiscal year 1982; but came to no resolution thereon. Proceedings under the 5-minute rule are scheduled to continue on Tuesday, July 14.

By a yea-and-nay vote of 370 yeas to 2 nays, Roll No. 123, the House agreed to resolve itself into the Committee of the Whole.

Rejected the Government Operations Committee amendment that sought to strike language which would permit the Defense Department to procure research by grants where contracts would be required under current law (rejected by a recorded vote of 190 ayes to 194 noes, Roll No. 124). **Pages 15321–15333**

Legislative Program: Majority Whip announced the legislative program for the week of July 13. Agreed to adjourn from Friday to Monday. **Pages 15329–15330**

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of July 15. **Page 15330**

HUD Appropriations: House completed all general debate on H.R. 4034, making appropriations for the Department of Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 1982; but came to no res-

olution thereon. Proceedings under the 5-minute rule are scheduled to begin on Wednesday, July 15.

By a yea-and-nay vote of 326 yeas to 7 nays with 1 voting "present", Role No. 126, the House agreed to resolve itself into the Committee of the Whole.

H. Res. 171, the rule waiving certain points of order against the bill, was agreed to earlier by a yea-and-nay vote of 336 yeas to 13 nays with 1 voting "present", Role No. 125.

Pages 15335–15336

Amendments Ordered Printed: Amendments ordered pursuant to the rule appear on page H4231.

Quorum Calls—Votes: Four yea-and-nay votes and one recorded vote developed during the proceedings of the House today and appear on pages 15318–15319, 15321, 15329, 15333–15334, 15335–15336. There were no quorum calls.

Adjournment: Met at 10 a.m. and ajourned at 2:20 p.m.

Committee Meetings

TAX REDUCTION BILL

Committee on Ways and Means: Continued markup of the tax reduction bill.

Will continue July 13.

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Monday, July 13, 1981

Senate

Chamber Action

Routine Proceedings, pages 15479–15518

Bills Introduced: Five bills and two resolutions were introduced, as follows: S. 1463–1467, S.J. Res. 97, and S. Con. Res. 24.

Pages 15499, 15502–15503

Measure Passed:

Budget Reconciliation: Senate passed H.R. 3982, providing for reconciliation pursuant to section 301 of the first concurrent resolution on the budget for fiscal year 1982, after striking all after the enacting clause and inserting in lieu thereof the text of S. 1377, Senate companion measure. Senate insisted on its amendment, requested a conference with the House thereon, and the Chair was authorized to appoint conferees on the part of the Senate.

Pages 15481–15482

Department of Justice Authorizations, 1982: Senate continued consideration of S. 951, authorizing funds for fiscal year 1982 for the Department of Justice, with committee amendments, and additional amendments proposed thereto, as follows:

(1) Helms Amendment No. 69, to the first committee amendment, forbidding the Department of Justice from bringing or maintaining any action to require, directly or indirectly, the mandatory busing of schoolchildren; and

(2) Helms modified Amendment No. 96 (to Amendment No. 69, in the nature of a substitute), prohibiting the Department of Justice from maintaining suits involving, directly or indirectly, the mandatory busing of schoolchildren and to establish reasonable limits on the power of courts to impose injunctive relief involving the transportation of students. **Page 15483**

By 54 yeas to 32 nays, three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to agree to a motion to close further debate on modified Amendment No. 96.

Page 15487

A second motion was filed to bring to a close debate on modified Amendment No. 96, with a vote to occur thereon on Wednesday, July 15.

Page 15487

Pages 15483–15494

Confirmations: Senate confirmed the following nominations:

William H. Draper III, of California, to be President of the Export-Import Bank.

Donna Pope, of Ohio, to be Director of the Mint.

Warren T. Lindquist, of New York, to be a member of the Board of Directors of the New Community Development Corporation.

Carol E. Dinkins, as Assistant Attorney General, William G. Lesher, an Assistant Secretary of Agriculture, Roger W. Mehle, Jr., an Assistant Secretary of the Treasury, Darrell M. Trent, Deputy Secretary of Transportation, Philip D. Winn, an Assistant Secretary of Housing and Urban Development, Joseph Wright, Jr., Deputy Secretary of Commerce, and Albert Angrisani, an Assistant Secretary of Labor, each to be a Member of the Board of Directors of the National Consumer Cooperative Bank.

Pages 15577–15578

Nominations: Senate received the following nominations:

Abraham Katz, of Florida, to be the Representative to the Organization for Economic Cooperation and Development, with the rank of Ambassador.

A. Melvin McDonald, to be U.S. Attorney for the District of Arizona.

R. Lawrence Steele, Jr., to be U.S. Attorney for the Northern District of Indiana.

Thomas E. Dittmeier, to be U.S. Attorney for the Eastern District of Missouri.

Richard A. Stacy, to be U.S. Attorney for the District of Wyoming.

Nancy H. Steorts, of Maryland, to be a Member and Chairman of the Consumer Product Safety Commission.

Alfred E. Eckes, Jr., of Virginia, and Eugene J. Frank, of Pennsylvania, each to be a Member of the U.S. International Trade Commission.

Three Army nominations in the rank of General. Page 15577

Messages from the President: Page 15577

Communications: Pages 15497–15498

Statements on Introduced Bills: Pages 15499–15500

Amendments Submitted for Printing: Pages 15501–15502

Notices of Hearings: Page 15504

Committee Authority To Meet: Page 15504

Additional Statements: Pages 15504–15514

Nominations: Page 15577

Confirmations: Pages 15577–15578

Record Vote: One record vote was taken today. (Total—185) Page 15487

Recess: Senate convened at 12 noon, and recessed at 4:54 p.m., until 11 a.m., on Tuesday, July 14, 1981. (For Senate's program see remarks of Senator Baker in today's Record, on page 15577.)

Committee Meetings

U.S. TRADE POLICY

Committee on Finance: Subcommittee on International Trade concluded joint oversight hearings with the Banking, Housing and Urban Affairs Committee's Subcommittee on International Finance and Monetary Policy on U.S. trade policy, focusing on the progress the Administration has made in formulating its trade policy and to evaluate it against the standard set by Congress in existing legislation, after receiving testimony from Senators Mathias and Huddleston; Lane Kirkland, AFL–CIO, and Susan L. Snyder, Pathfinder Corporation for International Trade, both of Washington, D.C.; Edmund Pratt, Pfizer Chemical Company, and Harry L. Freeman, on behalf of the American Express Company, both of New York City; Richard Simmons, Allegheny Ludlum Steel Corporation, Pittsburgh, Pennsylvania; and James Geier, Cincinnati Milacrom, Inc., Cincinnati, Ohio.

URBAN ECONOMIC GROWTH

Committee on Finance: Subcommittee on Savings, Pensions, and Investment Policy began hearings on S. 1310, proposed Urban Jobs and Enterprise Zone Act, providing Federal tax reductions designed to increase new jobs and business investment in depressed urban areas, receiving testimony from Maudine Cooper, National Urban League, M. Carl Holman, The National Urban Coalition, Robert Zdenek, National Congress for Community Economic Development, Arnold Cantor and Stephen Koplan, both on behalf of the AFL–CIO, Paul Pryde, Janus Associates, and Mark Frazier, Sabre Foundation, all of Washington, D.C.; Nesby Moore, Union-Sarah Economic Development Corporation, St. Louis, Missouri; Mayor Donald Fraser, Minneapolis, Minnesota, representing the U.S. Conference of Mayors; Jacques Schlenger, Venable, Baetjer and Howard, Baltimore, Maryland; George W. Haigh, Toledo Planning Council, Toledo, Ohio; and Jim Roberts, Free Zone Authority Services, Alexandria, Virginia.

Hearings continue on Thursday, July 16.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of William L. Swing, of North Carolina, to be Ambassador to the Republic of Liberia, Parker W. Borg, of the District of Columbia, to be Ambassador to the Republic of Mali, Julius W. Walker, Jr., of Texas, to be Ambassador to the Republic of Upper Volta, Vernon A. Walters, of Florida, to be Ambassador at Large, H. Monroe Browne, of California, to be Ambassador to New Zealand and to serve concurrently as Ambassador to Western Samoa, and Richard L. Walker, of South Carolina, to be Ambassador to the Republic of Korea, after the nominees testified and answered questions in their own behalf. Mr. Richard Walker was introduced by Senators Thurmond and Hollings.

Committee will consider these nominations and other agenda items on tomorrow.

NOMINATION

Committee on Rules and Administration: Committee concluded hearings on the nomination of Danford L. Sawyer, Jr., of Florida, to be Public Printer, after the nominee, who was introduced by Senators Chiles and Hawkins, testified and answered questions in his own behalf. Testimony was also received from Jacob E. Worner and Ben Cooper, both of Printing Industries of America, Robert Willard, Information Industry Association, Jerry Nash, Coalition of Minority Workers, Timothy Burr, National Association of Government Communicators, and William J. Boarman, Cornelius V. McIntyre, Frederick P. Allen, and George B. Driesen, all of the Joint Council of GPO Unions, all of Washington, D.C.

Committee will consider the nomination of Mr. Sawyer on Friday, July 17.

House of Representatives

Chamber Action

Bills Introduced: 6 public bills, H.R. 4125–4130; 2 private bills, H.R. 4131–4132; and 1 resolution, H. Res. 177 were introduced.

Pages 15554–15556

Bills Reported: Reports were filed as follows:

H.R. 1946, to reinstate and validate United States oil and gas leases numbered OCS–P–0218 and OCS–P–0226 (H. Rept. 97–173); and

H.R. 3975, to facilitate and encourage the production of oil from tar sand and other hydrocarbon deposits (H. Rept. 97–174). **Page 15554**

Suspensions: House voted to suspend the rules and pass the following bills:

Intelligence authorization: H.R. 3454, to authorize appropriations for fiscal year 1982 for the intelligence-related activities of the United States Government, for the Intelligence Community Staff, and for the Central Intelligence Agency Retirement and Disability System, to authorize supplemental appropriations for fiscal year 1981 for the intelligence and intelligence-related activities of the United States Government;

Pages 15521–15527

Marine protection authorization: H.R. 2449, amended, to amend title III of the Marine Protection, Research, and Sanctuaries Act of 1972, as amended, to authorize appropriations for such title for fiscal years 1982, 1983, and 1984. Agreed to amend the title. Subsequently, this passage was vacated and S. 1003, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill;

Pages 15532–15534

Land-grant colleges: H.R. 1309, amended, to provide grants to the 1890 land-grant colleges, including Tuskegee Institute, for the purpose of assisting these institutions in the purchase of equipment and land, and the planning, construction, alteration, or renovation of buildings to strengthen their capacity for research in the food and agricultural sciences; and

Pages 15534–15536

Defense Production Act: H.R. 2903, to extend by one year the expiration date of the Defense Production Act of 1950.

Pages 15537–15538

Insular Areas Authorization: House completed all debate on the motion to suspend the rules and pass H.R. 3659, amended, to authorize appropriations for certain insular areas of the United States, on which the vote was postponed until Tuesday, July 14.

Pages 15527–15533

Interior Appropriations: House completed all general debate on H.R. 4035, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1982; but came to no resolution thereon. Proceedings under the 5-minute rule will be scheduled later this week.

Pending when the Committee rose was an amendment that seeks to reduce by $10,000 the funding for acquisition, construction, and maintenance for the Bureau of Land Management.

Agreed to a technical amendment.

Pages 15538–15548

Late Reports: Committee on Interior and Insular Affairs received permission to have until 5 p.m. today to file reports on H.R. 3975, to facilitate and encourage the production of oil from tar sand and other hydrocarbon deposits, and H.R. 1946, to reinstate and validate United States oil and gas leases numbered OCS–P–0218 and OCS–0–0226.

Page 15553

Referrals: Two Senate-passed measures were referred to the appropriate House committees.

Page 15554

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 15555.

Quorum Calls—Votes. No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Adjourned at 2:35 p.m.

Committee Meetings

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held a hearing on Operation and Maintenance, Air Force. Testimony was heard from Gen. Richard Murray, former Director, Air Force Budget.

INTERNATIONAL COMMUNICATION REORGANIZATION ACT

Committee on Foreign Affairs: Subcommittee on International Operations and the Subcommittee on International Economic Policy and Trade adversely approved for full Committee action H.R. 1957, International Communication Reorganization Act of 1981.

Prior to this action, the Subcommittee held a hearing on this legislation. Testimony was heard from Representative English; James L. Buckley, Under Secretary for Security Assistance, Science and Technology, Department of State; and public witnesses.

VOTING RIGHTS ACT

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights concluded hearings on H.R.

3112, to amend the Voting Rights Act of 1965 to extend certain provisions for an additional 10 years, to extend certain other provisions for an additional 7 years. Testimony was heard from a public witness.

MARINE MAMMAL PROTECTION ACT

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held a hearing on H.R. 4084, to improve the operation of the Marine Mammal Protection Act of 1972. Testimony was heard from James P. Walsh, Acting Administrator, NOAA, Department of Commerce; F. Eugene Hester, Acting Deputy Director, Fish and Wildlife Service, Department of the Interior; John Twiss, Jr., Executive Director, Marine Mammal Commission; and public witnesses.

COMMITTEE ORGANIZATION AND PROCEDURE

Committee on Rules: Subcommittee on Rules of the House and the Subcommittee on Legislative Process held a joint hearing on H.R. 100, Committee Improvement Amendments of 1981. Testimony was heard from Representatives Lott and Moffett.

RAILROAD RETIREMENT ACCOUNT

Committee on Ways and Means: Held a hearing on issues relating to the financing of the Railroad Retirement Account. Testimony was heard from David Glickman, Deputy Assistant Secretary for Tax Policy, Department of the Treasury; William Adams, Chairman, Railroad Retirement Board; and public witnesses.

TAX REDUCTION BILL

Committee on Ways and Means: Continued markup of the tax reduction bill.

Will continue tomorrow.

Joint Meeting

UNITED STATES/JAPAN ECONOMIC RELATIONS

Joint Economic Committee: Subcommittee on International Trade, Finance and Security Economics resumed hearings on United States-Japan economic relations, focusing on United States/Japan trade and investment policies, receiving testimony from Representative Ireland; John R. Block, Secretary of Agriculture; Ron Davis, Colonial Beef Company, Philadelphia, Pennsylvania; J. Stephen Gabbert, Rice Millers Association, Arlington, Virginia; John T. Leslie, Florida Fresh Processors Association, Tampa, Florida; Julian B. Heron, Jr., on behalf of the California-Arizona Citrus League, Arnold Mayer, United Food and Commercial Workers (AFL-CIO), and Eugene Kilik, Tanners Council, all of Washington, D.C.; and Frank G. Jameson, Glendale, California.

Hearings were recessed subject to call.

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Tuesday, July 14, 1981

Senate

Chamber Action

Routine Proceedings, pages 15579–15646

Bills Introduced: Fifteen bills were introduced, as follows: S. 1468–1482.

Page 15603

Bills Reported: Reports were made as follows:

Special Report entitled "Allocation of Budget Totals For Fiscal Years 1981 and 1982." (S. Rept. No. 97–152).

S.J. Res. 42, designating the third Sunday in September as "National Ministers Day," with amendments.

S.J. Res. 78, designating October 2, 1981, as "American Enterprise Day."

S.J. Res. 92, designating the week of September 6 through September 12, 1981, as "Older Americans Employment Opportunity Week."

Page 15603

Measures Passed:

Noise control authorizations: Senate passed S.1204, authorizing funds for fiscal year 1982 for the noise control abatement program, after rejecting (by 40 yeas to 55 nays) Kasten Amendment No. 483, to add motorcycles and motorcycle exhaust systems to the regulations of interstate motor carriers and equipment covered by the act.

Pages 15581–15585

Tax-Free Status of Social Security Benefits: By unanimous vote of 98 yeas, Senate agreed to S. Res. 87, expressing the sense of the Senate that social security benefits shall remain exempt from Federal taxation, after agreeing to committee amendments thereto.

Pages 15587–15593

Cash Discounts—Conference Report: Senate agreed to the conference report on H.R. 31, permitting merchants to offer unlimited discounts to cash-paying customers, and providing a three-year extension of law prohibiting merchants from penalizing credit card customers by imposing surcharges made by credit cards.

Pages 15585–15587

Budget Reconciliation: Senate agreed to a motion insisting that provisions authorizing $950,000,000 for

fiscal year 1982, $1,007,000,000 for fiscal year 1983, and $1,058,357,000 for fiscal year 1984, for the Head Start Program be included in the conference report on H.R. 3982, providing for reconciliation pursuant to section 301 of the first concurrent resolution on the budget for fiscal year 1982, and so instructing the conferees.

Page 15599

The Chair appointed the following Senators as conferees on the part of the Senate:

Senators Domenici, Armstrong, Kassebaum, Boschwitz, Hollings, Chiles, and Biden, from the Committee on the Budget;

Senators Helms, Hayakawa, Lugar, Cochran, Huddleston, Leahy, and Zorinsky, from the Committee on Agriculture, Nutrition, and Forestry;

Senators Tower, Humphrey, Jepsen, Exon, and Levin, from the Committee on Armed Services;

Senators Garn, Heinz, Lugar, Proxmire, and Riegle, from the Committee on Banking, Housing, and Urban Affairs;

Senators Packwood, Goldwater, Schmitt, Cannon, and Inouye, from the Committee on Commerce, Science, and Transportation;

Senators McClure, Hatfield, Wallop, Jackson, and Johnston, from the Committee on Energy and Natural Resources;

Senators Abdnor, Stafford, Chafee, Symms, Randolph, Moynihan, and Mitchell, from the Committee on Environment and Public Works;

Senators Dole, Danforth, Chafee, Long, and Harry F. Byrd, Jr., from the Committee on Finance;

Senators Percy, Mathias, Kassebaum, Pell, and Biden, from the Committee on Foreign Relations;

Senators Roth, Stevens, Mathias, Eagleton, and Pryor, from the Committee on Governmental Affairs;

Senators Thurmond, Mathias, Laxalt, Biden, and DeConcini, from the Committee on the Judiciary;

Senators Hatch, Stafford, Quayle, Nickles, Denton, Hawkins, Kennedy, Randolph, Pell, Eagleton, and Metzenbaum, from the Committee on Labor and Human Resources;

Senators Weicker, Boschwitz, Hayakawa, Nunn, and Bumpers, from the Committee on Small Business;

Senators Simpson, Kasten, Murkowski, Cranston, and Randolph, from the Committee on Veterans' Affairs; and

Senators Cohen, Andrews, Gorton, Melcher, and Inouye, from the Select Committee on Indian Affairs.

Page 15601

Pages 15599–15602

Communications: Page 15602

Statements on Introduced Bills: Pages 15603–15629

Notices of Hearings: Pages 15630–15631

Committee Authority To Meet: Page 15631

Additional Statements: Pages 15631–15646

Record Votes: Two record votes were taken today. (Total—187)

Pages 15584, 15592

Recess: Senate convened at 11 a.m., and recessed at 5:50 p.m., until 9:45 a.m., on Wednesday, July 15, 1981. (For Senate's program, see remarks of Senator Baker in today's Record on page 15646.)

Committee Meetings.

APPROPRIATIONS—TREASURY, POSTAL SERVICE, GENERAL GOVERNMENT

Committee on Appropriations: Subcommittee on Treasury, Postal Service, and General Government approved for full committee consideration with amendments, the substance of H.R. 4121, pending in the House, proposed budget estimates for fiscal year 1982 for the Department of the Treasury, the U.S. Postal Service, and general government programs.

APPROPRIATIONS—NATO

Committee on Appropriations: Subcommittee on Military Construction resumed hearings on proposed budget estimates for fiscal year 1982, receiving testimony in behalf of funds for NATO and European construction programs from Perry Fliakas, Deputy Assistant Secretary of Defense for Installations and Housing.

Subcommittee will meet again on Thursday, July 16.

OLYMPIC COINS

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on S. 1230, authorizing the minting of special coins commemorating the 1984 summer Olympic games in Los Angeles, California, after receiving testimony from Angela Buchanan, Treasurer of the United States; William E. Simon, New York City, and Colonel F. Donald Miller, Colorado Springs, Colorado, both of the United States Olympic Committee; Peter V. Ueberroth and Harry L. Usher, both of the Los Angeles Olympic Organizing Committee, and J. Donald Gartland III, Olympic Coin Program, all of Los Angeles, California; George Hatie, American Numismatic Association, Detroit, Michigan: Arthur L. Friedberg, Capitol Coin Company, Inc. and Coin and Currency Institute, Inc., New York City; Chester L. Krause, Krause Publications, Iola, Wisconsin; and Wilma Rudolph, Mike Eruzione, Donna DeVarona, and Bob Mathias, all former Olympic gold medal winners.

CLEAN WATER ACT

Committee on Environment and Public Works: Subcommittee on Environmental Pollution began markup of proposed legislation authorizing funds for the municipal wastewater treatment construction grants program of the Clean Water Act, did not complete action thereon, and recessed subject to call.

BUSINESS MEETING

Committee on Foreign Relations: Committee ordered favorably reported the following business items:

The nominations of Richard D. Erb, of Virginia, to be U.S. Executive Director of the International Monetary Fund, Edward L. Rowny, of Virginia, to be Special Representative for Arms Control and Disarmament Negotiations, with the rank of Ambassador while so serving, William L. Swing, of North Carolina, to be Ambassador to the Republic of Liberia, Parker W. Borg, of the District of Columbia, to be Ambassador to the Republic of Mali, Julius W. Walker, Jr. of Texas, to be Ambassador to the Republic of Upper Volta, Vernon A. Walters, of Florida, to be Ambassador at Large, H. Monroe Browne, of California, to be Ambassador to New Zealand, and Richard L. Walker, of South Carolina, to be Ambassador to the Republic of Korea;

Treaty with Canada on Pacific Coast Albacore Tuna Vessels and Port Privileges (Treaty Doc. No. 97–13);

International Convention Against the Taking of Hostages (Ex. N., 96th Cong., 2nd sess.);

Convention on the Physical Protection of Nuclear Material (Ex. H, 96th Cong., 2nd sess.);

1979 Amendments to the Inter-Governmental Maritime Consultative Organization (Ex. K, 96th Cong., 2nd sess.);

Revised Customs Convention on the International Transport of Goods Under Cover of TIR Carnets (Ex. M, 95th Cong., 1st sess.); and

Treaty with the Republic of Colombia concerning the Status of Quita Sueno, Roncardor, and Serrana (Ex. A, 93rd Cong., 1st sess.).

Prior to this action, the committee concluded hearings on the Treaty with Canada on Pacific Coast Albacore Tuna Vessels and Port Privileges, after receiving testimony from Theodore G. Kronmiller, Acting Assistant Secretary of State for Oceans and Fisheries Affairs.

ECONOMIC SUMMIT

Committee on Foreign Relations: Committee met in closed session to receive a briefing on the seven-nation Economic Summit Meeting to be held in Ottawa, Canada, on July 19 and July 20, 1981, from Myer Rashish, Under Secretary of State for Economic Affairs, and Robert Hormats, Assistant Secretary of State for Economic and Business Affairs; Beryl Sprinkel, Under Secretary of the Treasury for Monetary Affairs; and Murray Weidenbaum, Chairman, Council of Economic Advisers.

Committee recessed subject to call.

GLOBAL ENERGY SECURITY ISSUES

Committee on Governmental Affairs: Subcommittee on Energy, Nuclear Proliferation, and Government Processes concluded oversight hearings to examine the International Energy Agency (IEA) and global energy security issues, focusing on the effectiveness of the IEA's sharing system in the event of an oil shortage, after receiving testimony from Senator Bradley; Myer Rashish, Under Secretary of State for Economic Affairs, and Robert D. Hormats, Assistant Secretary of State for Economic and Business Affairs; Peter Borre, Acting Assistant Secretary of Energy for International Affairs; David A. Deese, Harvard University, Cambridge, Massachusetts; Charles K. Ebinger, and Richard J. Kessler, both of Georgetown University, Washington, D.C.; and Ulf Lantzke, International Energy Agency, Paris, France.

DISTRICT OF COLUMBIA BONDS

Committee on Governmental Affairs: Subcommittee on Governmental Efficiency and the District of Columbia held hearings on S. 744, authorizing the District of Columbia to issue general obligation bonds to pay specified eligible liabilities, receiving testimony from Mayor Marion S. Barry, Jr., Washington, D.C.; Roger W. Mehle, Assistant Secretary of the Treasury for Domestic Finance; and Elijah Rogers, District of Columbia City Administrator.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following business items:

S. 1080, improving and modifying the Federal regulatory process, with an amendment in the nature of a substitute;

S.J. Res. 65, proclaiming Raoul Wallenburg to be a honorary citizen of the United States, and requesting further information from the Soviet Union on his whereabouts;

S.J. Res. 42, designating the third Sunday in September as "National Ministers Day" with an amendment;

S.J. Res. 78, designating October 2, 1981, as "American Enterprise Day";

S.J. Res. 92, designating the week of September 6 through September 12, 1981, as "Older Americans Employment Opportunity Week"; and

The nominations of Rex E. Lee, of Utah, to be Solicitor General of the United States, Sarah E. Barker, to be U.S. Attorney for the Southern District of Indiana, Daniel K. Hedges, to be U.S. Attorney for the Southern District of Texas, and

Edward C. Prado, to be U.S. Attorney for the Western District of Texas.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of William W. Wilkins, Jr., to be U.S. District Judge for the District of South Carolina, and William C. Lee, to be U.S. District Judge for the Northern District of Indiana, after the nominees testifed and answered questions in their own behalf. Mr. Wilkins was introduced by Senators Thurmond and Hollings, and Mr. Lee was introduced by Senators Lugar and Quayle.

U.S. DEFENSE INDUSTRIAL BASE

Committee on Small Business: Committee held hearings on the deterioration of the U.S. defense industrial base, and the threat it poses to the military preparedness of the nation, focusing on problems in the "sub-tier" level of the industrial base, receiving testimony from Allen E. Puckett, Hughes Aircraft Co., P. S. Vassalo, Grumman Aerospace Co., Long Island, New York; Arthur E. Wegner, Pratt & Whitney Aircraft Co., East Hartford, Connecticut; Hans Weiss, Dynamic Metal Products, Manchester, Connecticut; William Gentz, Gentz Industries, Warren, Michigan; Walter M. Burkart, Kingsbury Machine Tool Corp., Keene, New Hampshire; William Hunt, Huntron Instruments, Lynnwood, Washington; Bruce Hahn, National Tooling and Machining Association, Washington, D.C.; and Charles Downer and James Mack, both of the National Machine Tool Builders Association, McLean, Virginia.

Hearings were recessed subject to call.

WILLIAMS INVESTIGATION

Select Committee on Ethics: Committee began hearings, pursuant to the Rules of the Senate and the Senate Code of Official Conduct, relating to the allegations of misconduct of Senator Williams, receiving testimony from Robert S. Bennett, Special Counsel to the Committee.

Hearings continue tomorrow.

INTELLIGENCE BRIEFING/NUCLEAR NONPROLIFERATION

Selection Committee on Intelligence: Committee met in closed session to receive a briefing on intelligence matters, but made no announcements.

Also, committee met in closed session to receive a briefing from officials of the Department of State on U.S. nuclear nonproliferation policy.

Committee recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: Ten public bills, H.R. 4133–4141 and 4144; 2 private bills, H.R. 4142 and 4143; and 4 resolutions, H. Con. Res. 156, and H. Res. 178–180 were introduced.

Page 15690

Bills Reported: Reports were filed as follows:

H. Res. 178, waiving certain points of order against H.R. 4119, making appropriations for Agriculture, Rural Development, and Related Agencies programs for the fiscal year ending September 30, 1982 (H. Rept. 97–175);

H. Res. 179, waiving certain points of order against H.R. 4120, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1982 (H. Rept. 97–176); and

H.R. 4144, making appropriations for energy and water development for the fiscal year ending September 30, 1982 (H. Rept. 97–177).

Page 15690

Late Report: Committee on Appropriations received permission to have until midnight tonight to file a report on H.R. 4144, making appropriations for energy and water development for the fiscal year ending September 30, 1982.

Page 15647

Insular Areas Authorization: House agreed to a unanimous consent request to withdraw the motion to suspend the rules and pass H.R. 3659, amended, to authorize appropriations for certain insular areas of the United States. This bill was debated on Monday, July 13.

Pages 15648–15650

Tar-Sand Oil: By a yea-and-nay vote of 416 yeas, Roll No. 127, the House voted to suspend the rules and pass H.R. 3975, to facilitate and encourage the production of oil from tar sand and other hydrocarbon deposits.

Pages 15650–15653

DOD Authorization: House continued consideration of H.R. 3519, Department of Defense Authorization Act of fiscal year 1982; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Wednesday, July 15.

Pending when the Committee of the Whole rose was a committee amendment, as amended, that seeks to prohibit direct participation of armed forces personnel in seizures or arrests in drug-related cases, and prohibit military assistance to operate equipment on loan to law enforcement agencies within the U.S. land area, except to monitor air and sea traffic or when it is entering or leaving the land area to accomplish a mission outside the land area; and

An amendment to the foregoing committee amendment that seeks to permit armed forces personnel to participate in drug seizures or arrests outside the U.S. land area.

Rejected a committee amendment that sought to eliminate increases in dollar thresholds for certain Defense procurement contract regulations (rejected by a recorded vote of 109 ayes to 311 noes, Roll No. 128).

Pages 15653–15688

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 15697.

Quorum Calls—Votes: One yea-and-nay vote and one recorded vote developed during the proceedings of the House today and appear on pages 15652–15663, 15659. There were no quorum calls.

Adjournment: Met at noon and adjourned at 5:52 p.m.

Committee Meetings

WATER RESOURCES POLICY ACT

Committee on Agriculture: Ordered reported as amended H.R. 3432, Water Resources Policy Act of 1981.

ENERGY AND WATER DEVELOPMENT APPROPRIATION

Committee on Appropriations: Ordered reported the H.R. 4144, Energy and Water Development Appropriation bill for fiscal year 1982.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to hold a hearing on Ammunition Production and Storage. Testimony was heard from the following officials of the Office of the Deputy Under Secretary of Defense for Research and Engineering: Charles Barnard, Director, Land Warfare and Harrell B. Altizer, Director, Supply Management Policy.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction approved for full Committee action Military Construction Appropriation bill for fiscal year 1982.

INTELLIGENCE BRIEFING

Committee on Armed Services: Met in executive session to receive a classified intelligence briefing. The Committee was briefed by representatives of the Defense Intelligence Agency.

MONETARY POLICY

Committee on Banking, Finance and Urban Affairs: Held a hearing on the effects of current monetary policy on depository institutions and their ability to deliver credit to various sectors of the economy. Testimony was heard from Irvine H. Sprague, Chairman, FDIC; Richard Pratt, Chairman, Federal Home Loan Bank Board and Larry Connell, Chairman, National Credit Union Administration.

BUDGET RECONCILIATION

Committee on the Budget: Met and authorized the Chairman to agree to a conference on Budget Reconciliation.

DISTRICT OF COLUMBIA BONDS

Committee on the District of Columbia: Ordered reported as amended H.R. 1807, to authorize the District of Columbia to issue and sell general obligation bonds for the purpose of paying certain liabilities of the District.

DISTRICT OF COLUMBIA BONDS

Committee on the District of Columbia: Subcommittee on Fiscal Affairs and Health approved for full Committee action as amended H.R. 1807, to authorize the District of Columbia to issue and sell general obligation bonds for the purpose of paying certain liabilities of the District.

BUDGET RECONCILIATION

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational held a hearing on the major differences in the education provisions of the House and Senate Budget Reconciliation bills. Testimony was heard from public witnesses.

OSHA

Committee on Education and Labor: Subcommittee on Health and Safety continued oversight hearings on the Occupational Safety and Health Act (labeling standard). Testimony was heard from public witnesses.

Hearings continue July 21.

NATIONAL SECURITY AND ECONOMIC GROWTH THROUGH FOREIGN LANGUAGE IMPROVEMENT ACT

Committee on Education and Labor: Subcommittee on Postsecondary Education held a hearing on H.R. 3231, to further the national security of the United States and the Nation's economy by providing grants for foreign language programs to improve foreign language study for elementary and secondary school students and to provide for per capita grants to reimburse institutions of higher education for part of the costs of providing foreign language instruction. Testimony was heard from public witnesses.

Hearing continue tomorrow.

MISCELLANEOUS MEASURES

Committee on Foreign Affairs: Ordered reported as amended the following measures: H.R. 3136, Overseas Private Investment Corporation Amendments Act of 1981 and H. Con. Res. 96, calling for an indefinite moratorium on the commercial killing of whales and otherwise expressing the sense of the Congress with respect to conserving and protecting the world's whale population.

The Committee ordered reported unfavorably the bill H.R. 1957, International Communication Reorganization Act of 1981.

LEBANON

Committee on Foreign Affairs: Subcommittee on Europe and the Middle East met in executive session to hold a hearing on the Situation in Lebanon and U.S. Policy Towards Lebanon. Testimony was heard from the following officials of the Bureau of Near Eastern and South Asian Affairs, Department of State: Nicholas A. Veliotes, Assistant Secretary and Nathaniel W. Howell, Director, Office of Lebanon, Iraq, Syria and Jordan; and C. H. Fister, International Security Affairs, Department of Defense.

HUMAN RIGHTS POLICY

Committee on Foreign Affairs: Subcommittee on Human Rights and International Organizations held a hearing on Implementation of the Congressionally Mandated Human Rights Policy, Part I. Testimony was heard from the following officials of the Department of State: Walter J. Stoessel, Under Secretary for Political Affairs; John A. Bushnell, Assistant Secretary for Inter-American Affairs and Steve Palmer, Acting Assistant Secretary for Human Rights and Humanitarian Affairs.

CARIBBEAN

Committee on Foreign Affairs: Subcommittee on Inter-American Affairs held a hearing on the Caribbean Basin: Focus on Caribbean Development. Testimony was heard from Representative Dymally and public witnesses.

FREEDOM OF INFORMATION ACT

Committee on Government Operations: Subcommittee on Government Information and Individual Rights held an oversight hearing on the Freedom of Information Act. Testimony was heard from public witnesses.

Hearings continue tomorrow.

INDIAN LEGISLATION

Committee on Interior and Insular Affairs: Held a hearing on H.R. 3731, to amend the act of October 19, 1973 (87 Stat. 466), relating to the use or distribution of certain judgment funds awarded by the Indian Claims Commission or the Court. Testimony was heard from Roy Sampsel, Deputy Assistant Secretary for Indian Affairs, Department of the Interior and public witnesses.

CALIFORNIA WILDERNESS

Committee on Interior and Insular Affairs: Subcommittee on Public Lands and National Parks approved for full committee action H.R. 4043, to designate certain public lands in the State of California as wilderness.

PALO VERDE IRRIGATION DISTRICT DIVERSION DAM

Committee on Interior and Insular Affairs: Subcommittee on Water and Power Resources approved for full committee action S. 875, to authorize the generation of electrical power at Palo Verde Irrigation District Diversion Dam, Calif.

Prior to this action, the subcommittee held a hearing on S. 875 and H.R. 1333, a similar House bill. Testimony was heard from Representative Lewis and a public witness.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations held a hearing on the following bills: H.R. 2896 and S. 1033, granting the consent of Congress to the agreement between the States of North Carolina and South Carolina establishing their lateral seaward boundary; and H.R. 4048 granting the consent of Congress to the agreement between the States of Kansas and Missouri establishing their mutual boundary in the vicinity of the French Bottoms near St. Joseph, Mo., and Elwood, Kans. Testimony was heard from Representatives Rose, Napier and Jeffries.

The Subcommittee also considered two private claims bills.

PRIVATE IMMIGRATION BILLS

Committee on the Judiciary: Subcommittee on Immigration, Refugees, and International Law met to consider private immigration bills.

OVERSIGHT—ANTITRUST ASPECTS OF PROFESSIONAL SPORTS

Committee on the Judiciary: Subcommittee on Monopolies and Commercial Law held an oversight hearing on antitrust aspects of professional sports. Testimony was heard from Abbott B. Lipsky, Jr., Deputy Assistant Attorney General, Antitrust Division, Department of Justice and public witnesses.

Hearings continue tomorrow.

OVERSIGHT—COAST GUARD

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and Navigation held an oversight hearing on the U.S. Coast Guard missions

of search and rescue and enforcement of laws and treaties. Testimony was heard from Senators Bentsen and Pell; John B. Hayes, Commandant, U.S. Coast Guard; Lt. Thomas Reilly, Marine Inspection Officer, Battery Park, New York and public witnesses.

FEDERAL WATER POLLUTION CONTROL ACT

Committee on Public Works and Transportation: Subcommittee on Investigations and Oversight held a hearing on the implementation of the Federal Water Pollution Control Act concerning the performance of the multi-billion dollar municipal wastewater treatment facilities construction grants program, and related issues. Testimony was heard from public witnesses.

Hearings continue tomorrow.

LONG-TERM HIGHWAY AND PUBLIC TRANSPORTATION NEEDS

Committee on Public Works and Transportation: Subcommittee on Surface Transportation continued hearings on capital and noncapital needs for highways, highway safety, and public transportation during the 1980's, and investment strategies for meeting these needs. Testimony was heard from James B. King, Chairman, National Transportation Safety Board and public witnesses.

Hearings continue tomorrow.

NATION'S PORTS

Committee on Public Works and Transportation: Subcommittee on Water Resources continued hearing on the present status of our Nation's ports. Testimony was heard from Bruce A. McAllister, Deputy Assistant Secretary for Maritime Affairs, Department of Commerce; Richard F. Walsh, Director, Office of Economic and Public Investment, Department of Transportation; Martin Fitzpatrick, Jr., Director, Office of Transportation, USDA and public witnesses.

Hearings continue tomorrow.

AGRICULTURE APPROPRIATIONS

Committee on Rules: Granted a rule waiving clause 2 and clause 6 of Rule XXI against specified provisions of the bill H.R. 4119, making appropriations for Agriculture, Rural Development, and Related Agencies programs for the fiscal year ending September 30, 1982. Testimony was heard from Chairman Whitten and Representative Smith of Nebraska.

LEGISLATIVE APPROPRIATIONS

Committee on Rules: Granted a rule waiving clause 2 of Rule XXI against specified provisions of the bill H.R. 4120, making appropriations for the legislative branch for the fiscal year ending September 30, 1982. Testimony was heard from Representatives Fazio and Lewis.

OVERSIGHT

Committee on Science and Technology: Subcommittee on Science, Research and Technology held an oversight hearing on the Stevenson-Wydler Technology Innovation Act (Public Law 96–480). Testimony was heard from Senator Schmitt; Joseph R. Wright, Jr., Deputy Secretary of Commerce and public witnesses.

Hearings continue tomorrow.

CONTRACTING

Committee on Veterans' Affairs: Subcommittee on Oversight and Investigations held a hearing on VA implementation of OMB Circular A–76, relating to contracting with the private sector for services currently performed exclusively by VA. Testimony was heard from Clyde C. Cook, Assistant Administrator for Supply Services, VA; Don Sowle, Administrator, Office of Federal Procurement Policy, OMB; representatives or various veterans' organizations and other public witnesses.

TAX REDUCTION BILL

Committee on Ways and Means: Continued markup of the tax reduction bill.

Will continue tomorrow.

Joint Meetings

INTERNATIONAL ECONOMY

Joint Economic Committee: Committee held hearings on certain economic issues affecting the international economy which will be addressed by Western leaders at the forthcoming Ottawa Summit on July 19 and 20, 1981, in Ottawa, Canada, receiving testimony from Myer Rashish, Under Secretary of State for Economic Affairs.

Hearings continue on Thursday, July 16.

BUDGET RECONCILIATION

Conferees met to discuss the conference procedures with regard to H.R. 3982, providing for reconciliation pursuant to section 301 of the First Concurrent Resolution on the Budget for fiscal year 1982.

Wednesday, July 15, 1981

Senate

Chamber Action

Routine Proceedings, pages 15751–15858

Bills Introduced: Eight bills and three resolutions were introduced, as follows: S. 1483–1490, S.J. Res. 98, and S. Res. 175–176.

Pages 15820, 15837, 15850

Measure Passed:

Representation by Senate Legal Counsel: Senate agreed to S. Res. 176, directing the Senate Legal Counsel to represent the United States Senate in *Murray, et al.* v. *Buchanan, et al.,* before the United States Court of Appeals for the District of Columbia Circuit.

Page 15820

Economic Recovery Tax Act of 1981: Senate began consideration of H.J. Res. 266, providing for tax reductions and reduced revenues for fiscal years 1981, 1982, 1983, and 1984, and a reduction in individual income tax rates of 5 percent effective October 1, 1981, or an additional 10 percent effective July 1, 1982, and of an additional 10 percent on July 1, 1983, a committee amendment in the nature of a substitute and additional amendments proposed thereto as follows:

(1) Dole unprinted amendment No. 220 (printed Amendment No. 488), indexing certain provisions of the Internal Revenue Code of 1954, to insure that inflation will not result in tax increases.

Page 15780

(2) Moynihan modified unprinted amendment No. 221 (printed Amendment No. 489) to Amendment No. 488, to provide for borrowing by the Old Age and Survivors Insurance Trust Fund from the Disability Insurance Trust Fund or Hospital Insurance Trust Fund.

Page 15195

A unanimous-consent agreement was reached concerning further consideration of the joint resolution and certain amendments proposed thereto on Thursday, July 16.

Page 15851
Pages 15165–15811

Confirmations: Senate confirmed the following nominations:

Edward C. Prado, to be U.S. Attorney for the Western District of Texas.

Sarah E. Barker, to be U.S. Attorney for the Southern District of Indiana.

Daniel K. Hedges, of Texas, to be U.S. Attorney for the Southern District of Texas.

Page 15853

Executive Report: Senate received the following Executive Report:

Treaty Doc. No. 97–13, Treaty with Canada on Pacific Coast Albacore Tuna Vessels and Port Privileges (Ex. Rept. No. 97–15).

Page 15819

Nominations: Senate received the following nominations:

Kenneth L. Adelman, of Virginia, to be the Deputy Representative to the United Nations, with the rank and status of Ambassador.

William J. Dyess, of Alabama, to be Ambassador to the Kingdom of the Netherlands.

Frederic L. Chapin, of New Jersey, to be Ambassador to Guatemala.

Bruce Chapman, of Washington, to be Director of the Census.

William M. Otter, of Kentucky, to be Administrator of the Wage and Hour Division, Department of Labor.

Marie P. Tolliver, of Oklahoma, to be Commissioner on Aging.

William A. Vaughan, of Michigan, to be an Assistant Secretary of Energy (Environmental Protection, Safety and Emergency Preparedness).

Elise R. W. duPont, of Delaware, to be an Assistant Administrator of the Agency for International Development.

Routine lists of nominations in the Navy and Foreign Service.

Pages 15851–15853

Messages From the President: Page 15817

Messages From the House: Pages 15817–15819

Measures Referred: Page 15817

Measures Ordered Placed on Calendar: Page 15819

Communications: Page 15819

Statements on Introduced Bills: Pages 15820–15836

Amendments Submitted for Printing: Pages 15837–15842

Notices of Hearings: Pages 15842–15843

Committee Authority To Meet: Page 15843

Additional Statements: Pages 15843–14850

Nominations: Pages 15851–15853

Confirmations: Page 15853

Recess: Senate convened at 9:45 a.m., and recessed at 6:17 p.m., until 10 a.m., on Thursday, July 16, 1981. (For Senate's program see remarks of Senator Baker in today's Record on page 15851.)

Committee Meetings

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee on Agriculture and Related Agencies approved for full committee consideration with amendments the substance

of H.R. 4119, pending in the House, proposed budget estimates for fiscal year 1982 for the Department of Agriculture and certain related agencies.

FEDERAL PREEMPTION OF STATE USURY LAWS

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Financial Institutions resumed hearings on S. 1406, proposed Credit Deregulation and Availability Act, and S. 963, authorizing loans at interest rates in excess of certain State usury ceilings, receiving testimony from Jim Boyle, Consumer Federation of America, Ellen Broadman, Consumers Union of the United States, Inc., Henry Schecter, AFL–CIO, Philip R. Brinkerhoff, Federal Home Loan Mortgage Corporation, and Joseph N. Cugini, Credit Union National Association, all of Washington, D.C.; Lee E. Gunderson, Osceola, Wisconsin, and Dennis D. Dumler, Colorado National Bank, Denver, Colorado, both on behalf of the American Bankers Association; Fred Hammer, Chase-Manhattan Bank, New York City, on behalf of the Consumer Bankers Association; Charles T. Russell, VISA, USA, San Francisco, California; Frank L. Coffman, Jr., First Federal Savings & Loan, Harrison, Arkansas, on behalf of the National Savings and Loan League; and Vernon J. Dwyer, Pentagon Federal Credit Union, Arlington, Virginia, on behalf of the National Association of Federal Credit Unions.

Hearings continue on Tuesday, July 21.

FTC ACTIVITIES/PROFESSIONALS

Committee on Commerce, Science, and Transportation: Subcommittee on the Consumer began oversight hearings on the Federal Trade Commission's activities relating to state-regulated professionals and professional organizations, focusing on restrictions which impede the free flow of information about prices and services, efforts to impede entry to the market by innovators, and various other restraints imposed on the business and financial aspects of professional practice, receiving testimony from Senators Metzenbaum and Jepsen; David A. Clanton, Acting Chairman, Federal Trade Commission; William Reece Smith, American Bar Association, and Lowell Steen, American Medical Association, both of Washington, D.C.; Chief Justice John S. Palmore, Supreme Court of Kentucky, Frankfort; Texas Attorney General Mark White, and J. Chrys Dougherty, on behalf of the Texas State Bar Association, both of Austin; Robert A. VanVooren, Iowa State Bar Association, Des Moines; Myron LaRowe, Wisconsin State Bar Association, and Gerald Kempthorne, State Medical Society of Wisconsin, both of Madison; and Uwe Reinhardt, Princeton University, Princeton, New Jersey.

Hearings continue on Friday, July 17.

HOME WEATHERIZATION

Committee on Energy and Natural Resources: Subcommittee on Energy Conservation and Supply concluded hearings on S. 1166, establishing a grant program to provide financial assistance to states for energy assistance and weatherization programs for low-income households, after receiving testimony from Senators Cohen and Chafee; Mayor John Seymour, Anaheim, California; County Commissioner Don Gragg, Sedgwick County, Kansas; City Commissioner Mike Lindberg, Portland, Oregon; Jack Lyman, Utah Department of Natural Resources, Salt Lake City; Jerry A. Wade, The Econalysis Company, Alexandria, Virginia; Mark Cooper, Consumer Energy Council of America, Washington, D.C.; and Shirley Hansen, American Association of School Administrators, Arlington, Virginia.

NUCLEAR NONPROLIFERATION

Committee on Foreign Relations: Committee met in closed session to receive a briefing on the Administration's position on nuclear nonproliferation from James L. Buckley, Under Secretary of State for Coordinating Security Assistance Programs, and James L. Malone, Assistant Secretary of State for Oceans and International Environmental and Scientific Affairs.

Committee recessed subject to call.

SOUTHEAST ASIA

Committee on Foreign Relations: Subcommittee on East Asian and Pacific Affairs held open and closed hearings on U.S. policy in Southeast Asia, receiving testimony from John Holdridge, Assistant Secretary of State for East Asia and Pacific Affairs.

Hearings continue on Tuesday, July 21.

SEVERANCE TAXES

Committee on Governmental Affairs: Subcommittee on Intergovernmental Relations resumed hearings to examine the impact of severance taxes on the development of energy resources and the price of energy, receiving testimony from Senator Melcher; William Rogers, Rogers and Wells, Washington, D.C.; Walter Hellerstein, University of Georgia Law School, Athens; Lewis Kaden, Columbia Law School, and Sally Streiter, National Economic Research Associates, Inc., both of New York City; and Andrew Maquire, Mitchell-Fein, Inc., Ridgewood, New Jersey.

Hearings continue tomorrow.

FREEDOM OF INFORMATION

Committee on the Judiciary: Subcommittee on the Constitution held oversight hearings on the implementation of the Freedom of Informatiuon Act, and on S. 1247, S. 1235, and S. 587, bills providing for the pro-

tection of certain confidential information from the disclosure requirements of the Freedom of Information Act, receiving testimony from William Taft, General Counsel, Department of Defense; John Rose, Assistant Attorney General, Department of Justice; Robert L. Saloschin, Lerch, Early & Roseman, Bethesda, Maryland; Ted Capener, Bonneville Broadcasting Corporation, Salt Lake City, Utah, and Steven R. Dornfeld, Knight-Ridder Newspapers, Miami, Florida, both on behalf of the Society of Professional Journalists, Sigma Delta Chi; Russell Stevenson, George Washington University, Washington, D.C.; and John Marthinsen, Babson College, Babson Park, Massachusetts.

Hearings continue on Wednesday, July 22.

ALL BUSINESS INNOVATION RESEARCH

Committee on Small Business: Subcommittee on Innovation and Technology resumed hearings on S. 881, to stimulate technological innovation and to increase economic productivity by using businesses more effectively in Federal research and development programs, receiving testimony from Representative Bedell; Robert F. Trimble, Deputy Undersecretary of Defense for Research and Engineering (Acquisition Policy); LeRoy E. Hopkins, Deputy Director of Procurement, National Aeronautics and Space Administration; N. Douglas Pewitt, Director, Office of Energy Research, Department of Energy; and Morton A. Myers, Director, Program Analysis Division, General Accounting Office.

Hearings continue tomorrow.

VA ADJUDICATION PROCEDURE

Committee on Veterans' Affairs: Committee concluded oversight hearings on procedures for the adjudication of certain veterans' claims, and concluded hearings on S. 349, providing for limited judicial review of the administrative action of the Veterans' Administration, and for reasonable fees to attorneys representing legal counsel for veterans, after receiving testimony from Robert E. Coy, Acting General Counsel, and Edward J. Lukey, Deputy Assistant General Counsel, both of the Veterans' Administration; Sydney J. Shuman, Chairman, Roger K. Bauer, Chief Member, Daniel J. B. Bierman, Chief Member, and James U. Johnson, Legal Member, all of the Board of Veterans' Appeals; Frederick B. Davis, Dayton Law School, Dayton, Ohio, on behalf of the American Bar Association; and Paul S. Egan and John Sommer, both on behalf of The American Legion, Donald H. Schwab, Veterans of Foreign Wars of the U.S., Gabriel P. Brinsky, AMVETS, Gordon H. Mansfield, Paralyzed Veterans of America, and Ronald Simon and Lewis M. Milford, both of the National Veterans Law Center, all of Washington, D.C.

Committee will begin consideration of S. 349, listed above, on Wednesday, July 29.

WILLIAMS INVESTIGATION

Select Committee on Ethics: Committee continued hearings, pursuant to the Rules of the Senate and the Senate Code of Official Conduct, relating to the allegations of misconduct of Senator Williams, receiving further testimony from Robert S. Bennett, Special Counsel to the Committee.

Hearings continue on Tuesday, July 28.

House of Representatives

Chamber Action

Bills Introduced: 21 public bills, H.R. 4145–4165; and 3 private bills, H.R. 4166–4168 were introduced.

Page 15954

Budget Reconciliation: House disagreed to the Senate amendment to H.R. 3982, to provide for reconciliation pursuant to section 301 of the first concurrent resolution on the budget for the fiscal year 1982; and agreed to a conference. Appointed as conferees:

From the Committee on the Budget, for consideration of the entire bill and Senate amendment: Representatives Jones of Oklahoma, Mineta, Solarz, Panetta, Gephardt, Aspin, Latta, Regula, Shuster, and Fiedler.

From the Committee on Agriculture, solely for consideration of title I; sections 7001 (12), 7002 (10), 7003 (9), 8002, 5112, 8007, and 15452 of the House bill, and title I (except part G), title V, subtitle B, section 1117 (e), and title VI, subtitle B, part B of the Senate amendment: Representatives de la Garza, Foley, Jones of Tennessee, Brown of California on all matters except as listed below, Bowen, Richmond, Rose in lieu of Brown of California on sections 1027 and 1029 of the House bill and section 112 of the Senate amendment, Weaver in lieu of Brown of California on sections 1015 and 8002 of the House bill and sections 511–513, 516–519 of the Senate amendment, Harkin in lieu of Brown of California on section 1021 of the House bill, and in lieu of Bowen on sections 1001–1014, and 15452 of the House bill and sections 151–169 of the Senate amendment, Wampler, Findley on all matters except as listed below, Jeffords on all matters except as listed below, Hagedorn on all matters except as listed below, Thomas in lieu of Findley on sections 1015, 7001–7003 of the House bill, and sections 131–133 of the Senate amendment, and in lieu of Jeffords on sections 1023–1026, and 1029 of the House bill and section 111 of the Senate amendment, Hopkins in lieu of Jeffords on sections 1027 and 1029 of the House bill and section 112 of the Senate amend-

ment, Coleman in lieu of Hagedorn on sections 1001–1014, and section 15452 of the House bill and sections 151–169 of the Senate amendment, and Marlenee in lieu of Hagedorn on sections 1015 and 8002 of the House bill and sections 511–513 and 516–519 of the Senate amendment.

From the Committee on Armed Services, solely for consideration of title II of the House bill, and title II of the Senate amendment: Representatives Price, Bennett, Stratton, White, Nichols, Brinkley, Dickinson, Whitehurst, Spence, and Mitchell of New York.

From the Committee on Banking, Finance and Urban Affairs, solely for consideration of titles III and VI, subtitle B of the House bill, and title III (except part B), title V, subtitle E of the Senate amendment: Representatives St Germain, Reuss, Gonzalez, Minish, Annunzio, Mitchell of Maryland, Stanton of Ohio, Wylie, McKinney, and Evans of Delaware.

From the Committee on the District of Columbia, solely for consideration of title IV of the House bill, and section 904 of the Senate amendment: Representatives Dellums, Fauntroy, Mazzoli, Leland, Gray, Dymally, Mckinney, Parris, Bliley, and Holt.

From the Committee on Education and Labor, solely for consideration of sections 5101, 5104, 5105, 5109, 5113, 5117, 5120, 5121, 5122, 5124, 5125, 5126, 5130, 5132, 5140, 5143, 5211(2), 5211(3), 5211(4), 5211(5), 5211(6), 5211(7), 5211(8), 5211(9), 5211(10), 5211(11), 5211(12), 5341–5376, 5441–5447 of the House bill; and sections 1111, 1112, 1113, 1115, 1116, 1117(a), 1117(i), 1117(j), 1119, 1120–1, 1121, 1123–7 of the Senate amendment: Representatives Perkins, Ford of Michigan, Andrews, Miller of California, Corrada, Kildee, Ashbrook, Goodling, Erlenborn, and Jeffords.

For consideration of sections 5391–5398 of the House bill: Representatives Perkins, Phillip Burton, Miller of California, Murphy, Williams of Montana, Ratchford, Ashbrook, Erlenborn, Fenwick, and Johnston.

For consideration of sections 5103, 5106, 5107, 5108, 5110, 5114, 5115, 5116, 5118, 5119, 5123, 5128, 5135, 5139, 5140, 5142, 5144, 5211(1), 5211(13), 5211(14), 5211(17), 5211(18), 5211(19), 5211(20), 5211(21) of the House bill; and sections 1117(g), 1131–1, 1133–1—1136–1, 1152, 1161–1164 of the Senate amendment: Representatives Perkins, Hawkins, Clay, Biaggi, Andrews, Murphy, Ashbrook, Jeffords, Erdahl, and Petri.

For consideration of sections 5102, 5111, 5127, 5129, 5131, 5134, 5136, 5137, 5138, 5211(15), 5211(16), 5631–5643 of the House bill; and sections 1114, 1117(b), 1117(c), 1117(d), 1117(e), 1117(f), 1118, 1120 of the Senate amendment: Representatives Perkins, Ford of Michigan, Simon, Weiss, Peyser, Eckart, Ashbrook, Coleman, Erlenborn, and DeNardis.

For consideration of title V, subtitle C, chapter 2, subchapter A, sections 5611–5625 of the House bill; and title I, part G of the Senate amendment: Representatives Perkins, Ford of Michigan, Andrews, Miller of California, Corrada, Kildee, Ashbrook, Goodling, Jeffords, and Craig.

For consideration of section 5133, subtitle C, chapter 1, subchapter E of the House bill; and title X, section 1002 of the Senate amendment: Representatives Perkins, Andrews, Corrada, Kildee, Williams of Montana, Washington, Ashbrook, Petri, Coleman, and Bailey.

For consideration of sections 1104–5(a)(2), 1104–5(b)(9), 1101–8 (16), (17), (18), (19) of the Senate amendment: Representatives Perkins, Phillip Burton, Gaydos, Miller of California, Murphy, Kogovsek, Ashbrook, Erlenborn, Kramer, and Fenwick.

For consideration of sections 5311–5328 of the House bill: Representatives Perkins, Andrews, Biaggi, Murphy, Corrada, Williams of Montana, Ashbrook, Petri, Erlenborn, and Erdahl.

For consideration of sections 5411–5421, 15427–15429, and title XV, subtitle C, chapter 4 of the House bill; and sections 1132–1—1132–11, section 757–759, and title XI, part D, subpart 2 of the Senate amendment: Representatives Perkins, Hawkins, Clay, Andrews, Corrada, Williams of Montana, Ashbrook, Jeffords, Petri, and Roukema.

From the Committee on Energy and Commerce, solely for consideration of subsection 3110(d), titles VI; V, subtitle C, chapter 1, subchapters A and D; title XV, subtitle C, chapters 4 and 5; and sections 8004, 8005, 8009, 8010, 10003, 15600, 15602, 15614–15616, 15622–15624, 15631–15634, 15636, 15641, 15642, 15651, 15643–15645, 15647–15649 of the House bill, and title XI, part D, subparts 2 and 3, title XI, part E, title IV, parts A, B, and E, sections 421–423, and 427, title V, subtitle D, part 3, title VII, parts C, D, and I, section 1163, title XI, part A (except sections 1104–5(a)(2) and 1101–12), title V, subtitle G, sections 622, 711, 712, 714–716, 718–720, 720A–720H, and 729, title V, subtitle B, part 2; and such portions of title V, subtitle D, parts 1 and 2 as fall within the jurisdiction of the Committee on Energy and Commerce of the Senate amendment: Representatives Dingell, Ottinger, Waxman, Wirth, Sharp, Florio, Scheuer, Moffett, Broyhill, Brown of Ohio, Collins of Texas, Lent, Madigan, and Moorhead.

From the Committee on Foreign Affairs, solely for consideration of that portion of section 1015 entitled "International Programs" (page 12, lines 32–41, House engrossed bill), and title VII of the House bill, and titles VIII and I, part D of the Senate amendment: Representatives Zablocki, Fountain, Fascell, Rosenthal, Hamilton, Bingham, Broomfield, Derwinski, Findley, and Winn.

From the Committee on Government Operations, solely for consideration of title XVI of the House bill, and sections 905 and 906 of the Senate amendment: Representatives Brooks, Fountain, Fascell, Rosenthal, Fuqua, Conyers, Horton, Erlenborn, Brown of Ohio, and McCloskey.

From the Committee on Interior and Insular Affairs, solely for consideration of title VIII, and section 6101 of the House bill, and title V, subtitle A, subtitle B, part 1, subtitle C, subtitles F and H, and such portions of title V, subtitle D, parts 1 and 2 as fall within the jurisdiction of the Committee on Interior and Insular Affairs of the Senate amendment: Representatives Udall, Phillip Burton, Kastenmeier, Kazen, Bingham, Seiberling, Lujan, Young of Alaska, Lagomarsino, and Marriott.

From the Committee on the Judiciary, solely for consideration of sections 13016 and 13017 of the House bill, and title X (except section 1002), and section 1137 of the Senate amendment: Representatives Rodino, Kastenmeier, Edwards of California, Seiberling, Danielson, Mazzoli, McClory, Railsback, Fish, and Butler.

From the Committee on Merchant Marine and Fisheries, solely for consideration of title XI, subtitle B, chapter 4, and title IX of the House bill, and sections 426 and 1101–4 of the Senate amendment: Representatives Jones of North Carolina, Biaggi, Breaux, D'Amours, Hubbard, Studds, McCloskey, Forsythe, and Pritchard.

From the Committee on Post Office and Civil Service, solely for consideration of title X, sections 5397 and 15651 of the House bill, and sections 901–903 of the Senate amendment: Representatives Ford of Michigan, Schroeder, Ferraro, Oakar, Clay, Leland, Derwinski, Taylor, Gilman, and Corcoran.

From the Committee on Public Works and Transportation, solely for consideration of sections 8003, 8007, title IX, subtitle C, title XI, and the portions of section 6531 on page 349, lines 26–37 and on page 350, lines 9–11 and lines 16 and 17 of the House bill, and title V, subtitle C, title III, part B, title VI, subtitles A, B, C, D, E, and F, sections 424, 425, 427, and 431–437 of the Senate amendment: Representatives Howard, Anderson, Roe, Levitas, Oberstar, Fary, Clausen, Snyder, Hammerschmidt, and Hagedorn.

From the Committee on Science and Technology, solely for consideration of title XII, section 6101, and the proviso in section 8004, lines 2–24 on page 381 of the House bill, and such portions of title V, subtitle D, parts 1 and 2 as fall within the jurisdiction of the Committee on Science and Technology of the Senate amendment: Representatives Fuqua, Roe, Scheuer, Harkin, Bouquard, Glickman, Winn, Goldwater, Fish, and Lujan.

Solely for consideration of section 1101–12 of the Senate amendment: Representatives Fuqua, Walgren, Brown of California, Shamansky, Lundine, Winn, Heckler, Weber of Minnesota, and Gregg.

From the Committee on Small Business, solely for consideration of title XIII of the House bill, and title XII of the Senate amendment: Representatives Mitchell of Maryland, Smith of Iowa, Addabbo, Gonzalez, LaFalce, Bedell, McDade, Broomfield, Marriott, and Williams of Ohio.

From the Committee on Veterans' Affairs, solely for consideration of title XIV of the House bill, and title XIII of the Senate amendment: Representatives Montgomery, Edwards of California, Mottl, Edgar, Sam B. Hall, Jr., Leath of Texas, Hammerschmidt, Heckler, Wylie, and Sawyer.

From the Committee on Ways and Means, solely for consideration of title XV; title V, subtitle C, chapter 1, subchapter A, title V, subtitle C, chapter 1, subchapter D, section 10003, title VI, subtitle D, chapter 11, subchapters B and C, and section 6212 of the House bill, and title VII, parts A, B, E, F, G, H, I, and J, and title XI, part D, subparts 2 and 3 of the Senate amendment: Representatives Rostenkowski, Gibbons, Pickle, Rangel, Stark, Jacobs, Ford of Tennessee, Conable, Duncan, Archer, and Vander Jagt.

Agreed to a motion to instruct House conferees to insist on the provisions of the House bill and the Senate amendment requiring that $1.875 billion be authorized for the Home Energy Assistance Block Grants.

Pages 15856–15858

Commercial Whaling Moratorium: House agreed to H. Con. Res. 96, calling for an indefinite moratorium on the commercial killing of whales and otherwise expressing the sense of the Congress with respect to conserving and protecting the world's whale population.

Agreed to a perfecting amendment.

Pages 15858–15861

Schoolbus Safety Week: House passed H.J. Res. 141, authorizing and requesting the President to issue a proclamation designating the period from October 4, 1981, through October 10, 1981, as "National Schoolbus Safety Week".

Page 15861

Women's History Week: House passed S.J. Res. 28, designating the week beginning March 8, 1981, as "Women's History Week".

Agreed to an amendment that changes the designated week to the week beginning March 7, 1982.

Agreed to amend the title.

Pages 15862–15864

Cystic Fibrosis Week: House passed H.J. Res. 212, to designate the third week of September as "National Cystic Fibrosis Week".

Agreed to an amendment that changes the designated week to the week beginning September 13 through 19, 1981.

Agreed to amend the title.

Page 15865

DOD Authorization: House continued consideration of H.R. 3519, Department of Defense Authorization Act for fiscal year 1982; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Thursday, July 16.

Pending when the Committee on the Whole rose was an amendment that seeks to prohibit, with certain exceptions, the purchase by the military of administrative motor vehicles manufactured outside the United States or Canada. Rejected a substitute to this amendment that sought to prohibit the purchase of such vehicles in fiscal year 1982 (rejected by a recorded vote of 38 ayes to 371 noes, Roll No. 133).

Agreed to:

The Judiciary Committee amendment, as amended, that prohibits direct participation of armed forces personnel in seizures or arrests in drug-related cases within the land area of the United States, and prohibits military assistance to operate equipment on loan to law-enforcement agencies within the land area of the United States, except to monitor air and sea traffic or when it is entering or leaving the land area to accomplish a mission outside the land area (agreed to by a recorded vote of 362 ayes to 49 noes with 6 voting "present", Roll No. 130);

An amendment to the previous amendment that permits armed forces personnel to participate in drug seizures or arrests outside the land area of the United States (agreed to by a recorded vote of 248 ayes to 168 noes with 1 voting "present", Roll No. 129, after having been rejected by a division vote of 52 ayes to 57 noes on Tuesday, July 14);

An amendment that deletes language permitting the President to require the Secretary of the Treasury to furnish the Director of Selective Service addresses of individuals for the purpose of enforcing registration requirements; and

An amendment that provides for military base reuse studies and community planning assistance.

Rejected:

The Government Operations Committee amendment that sought to revise the provisions dealing with procurement policy by permitting multiyear contracting to be done only through submission by DOD of specific multiyear contract proposals when it makes future requests for authorizations, and to provide that the procurement of automatic data processing equipment or services be conducted through competitive bidding (rejected by a recorded vote of 133 ayes to 283 noes, Roll No. 131); and

An amendment that sought to provide that the procurement of automatic data processing equipment or services be conducted through competitive bidding (rejected by a recorded vote of 118 ayes to 299 noes, Roll No. 132).

Pages 15865–15921

Budget Reconciliation: The Speaker appointed Representative Dymally, from the Committee on Science and Technology, as an additional conferee in the conference on H.R. 3982, to provide for reconciliation pursuant to section 301 of the first concurrent resolution on the budget for the fiscal year 1982, solely for the consideration of section 1101–12 of the Senate amendment.

Page 15921

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on pages 15956–15957.

Quorum Calls—Votes: Five recorded votes developed during the proceedings of the House today and appear on pages 15665, 15872–15873, 15898–15899, 15902–15903, 15921–15922. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 7:18 p.m.

Committee Meetings

MISCELLANEOUS MEASURES

Committee on Agriculture: Subcommittee on Forests, Family Farms and Energy approved for full Committee action as amended the following bills: H.R. 3021, to authorize the Secretary of Agriculture to convey certain national forest system lands; and H.R. 1777, to expand the purposes for which receipts from national forests may be expended for the benefit of counties.

TOBACCO

Committee on Agriculture: Subcommittee on Tobacco and Peanuts held a hearing to consider problems of growing non-quota tobacco in quota areas. Testimony was heard from Representatives Holt and Dyson; departmental and public witnesses.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to hold a hearing on Cryptologic Activities. Testimony was heard from departmental witnesses.

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Subcommittee on the District of Columbia approved for full Committee action a fiscal year 1981 reprogramming for the Department of Corrections of the District of Columbia.

Prior to this action, the Subcommittee held a hearing on fiscal year 1981 reprogrammings for the Police Department and the Department of Corrections. Testimony was heard from the following officials of the Government of the District of Columbia: Maurice Turner, Police Chief; Gladys Mack, Assistant City Administrator; and Delbert Jackson, Director, Department of Corrections.

TIMBER REVENUE

Committee on Armed Services: Subcommittee on Military Installations and Facilities held a hearing on H.R. 3711, to provide for the sharing of timber revenue received by the United States from Federal military installations with State and local governments. Testimony was heard from Paul Johnson, Deputy Assistant Secretary of the Army for Installations and Housing.

AMERICAN ECONOMY

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization continued hearings on the general issues of revitalization and the American economy, with emphasis on Defense Industrial Base-Department of Defense. Testimony was heard from officials of the Department of Defense.

Hearings continue tomorrow.

FINANCIAL INSTITUTIONS

Committee on Banking, Finance and Urban Affairs: Subcommittee on General Oversight and Renegotiation held a hearing on Federal Structure for Examining Financial Institutions. Testimony was heard from Richard T. Pratt, Chairman, Federal Home Loan Bank Board.

HOUSING INDUSTRY

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development held a hearing on the future of the housing industry and the future of federal housing policy, with emphasis on housing as related to National Policies and Federal Reserve. Testimony was heard from a public witness.

OVERSIGHT—EQUAL EMPLOYMENT

Committee on Education and Labor: Subcommittee on Employment Opportunities held an oversight hearing on equal employment opportunity and affirmative action. Testimony was heard from Arthur S. Flemming, Chairman, Commission on Civil Rights, and public witnesses.

NATIONAL SECURITY AND ECONOMIC GROWTH THROUGH FOREIGN LANGUAGE IMPROVEMENT ACT

Committee on Education and Labor: Subcommittee on Postsecondary Education concluded a hearing on H.R. 3231, to further the national security of the United States and the Nation's economy by providing grants for foreign language programs to improve foreign language study for elementary and secondary school students and to provide for per capita grants to reimburse institutions of higher education for part of the costs of providing foreign language instruction. Testimony was heard from Admiral Bobby R. Inman, Deputy Director, CIA: Maj. Gen. Richard S. Larkin, Deputy Director, Defense Intelligence Agency; Craig L. Wilson, Special Assistant to the Deputy Under Secretary of Defense for Communications, Command, Control and Intelligence and public witnesses.

PRODUCT LIABILITY RISK RETENTION ACT

Committee on Energy and Commerce: Ordered reported as amended H.R. 2120, Product Liability Risk Retention Act of 1981.

FREEDOM OF INFORMATION ACT

Committee on Government Operations: Subcommittee on Government Information and Individual Rights continued oversight hearings on the Freedom of Information Act. Testimony was heard from Jonathan Rose, Assistant Attorney General for Legal Policy, Department of Justice and public witnesses.

Hearings continue tomorrow.

WATER RESOURCES POLICY ACT; CALIFORNIA WILDERNESS

Committee on Interior and Insular Affairs: Ordered reported the following bills: H.R. 3432, as amended, Water Resources Policy Act of 1981; H.R. 4043, to designate certain public lands in the State of California as wilderness; and H.R. 4083, to designate certain public lands in the State of California.

COPYRIGHT LEGISLATION

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice continued hearings on the following bills: H.R. 3560 and H.R. 3528, to amend the copyright law respecting the limitations on exclusive rights to secondary transmission; H.R. 3530, Priacy and Counterfeiting Amendments of 1981; H.R. 1805, Commercial Use of Sound Recordings Amendments; H.R. 2007, to amend title 17 of the United States Code to exempt nonprofit veterans' organizations from the requirement that certain performance royalties be paid to copyright holders; and H.R. 2108, to amend title 17 of the United States Code to provide that certain performances and displays of profitmaking educational institutions and nonprofit veterans' and fraternal organizations are not infringements on the exclusive rights of copyright owners. Testimony was heard from a public witness.

OVERSIGHT—ANTITRUST ASPECTS OF PROFESSIONAL SPORTS

Committee on the Judiciary: Subcommittee on Monopolies and Commercial Law continued oversight hearings on antitrust aspects of professional sports. Testimony was heard from public witnesses.

Hearings continue tomorrow.

AIRLINE DEREGULATION ACT OF 1978—CAB

Committee on Public Works and Transportation: Subcommittee on Aviation held a hearing on the impact of the Airline Deregulation Act of 1978 and proposals to sunset the Civil Aeronautics Board earlier than January 1, 1985. Testimony was heard from Delegate Won Pat; Marvin S. Cohen, Chairman, CAB and public witnesses.

Hearings continue tomorrow.

FEDERAL WATER POLLUTION CONTROL ACT

Committee on Public Works and Transportation: Subcommittee on Investigations and Oversight held a hearing on the implementation of the Federal Water Pollution Control Act concerning the performance of the multi-billion dollar municipal wastewater treatment facilities construction grants program, and related issues. Testimony was heard from public witnesses.

Hearings continue tomorrow.

LONG-TERM HIGHWAY AND PUBLIC TRANSPORTATION NEEDS

Committee on Public Works and Transportation: Subcommittee on Surface Transportation continued hearings on capital and noncapital needs for highways, highway safety, and public transportation during the 1980's, and investment strategies for meeting these needs. Testimony was heard from Representative Ford of Tennessee and public witnesses.

Hearings continue tomorrow.

NATION'S PORTS

Committee on Public Works and Transportation: Subcommittee on Water Resources continued hearing on the present status of our Nation's ports. Testimony was heard from public witnesses.

Subcommittee recessed subject to call.

DECONTROL, TAX INCENTIVES AND ENERGY R. & D.

Committee on Science and Technology: Subcommittee on Energy Development and Applications held a hearing on Decontrol, Tax Incentives and Energy R&D. Testimony was heard from public witnesses.

NUCLEAR WASTE RESEARCH, DEVELOPMENT, AND DEMONSTRATION ACT

Committee on Science and Technology: Subcommittee on Energy Research and Production began markup of H.R. 1909, Nuclear Waste Research, Development, and Demonstration Act of 1981.

Will continue tomorrow.

NATIONAL TOXICOLOGY PROGRAM

Committee on Science and Technology: Subcommittee on Investigations and Oversight held a hearing on National Toxicology Program. Testimony was heard from the following officials of the Department of Health and Human Services: Dr. Edward O. Brandt, Jr., Assistant Secretary for Health; Dr. David Rall, Director, National Toxicology Program and Director, National Institute of Environmental Health Sciences; Dr. Vincent DeVita, Director, National Cancer Institute; Dr. Ronald Hart, Director, National Center for Toxicological Research; and Dr. J. Donald Miller, Director, National Institute for Occupational Safety and Health, and a public witness.

Hearings continue tomorrow.

OVERSIGHT

Committee on Science and Technology: Subcommittee on Science, Research and Technology continued oversight hearings on the Stevenson-Wydler Technology Innovation Act (Public Law 96–480). Testimony was heard from Senator Mathias; Dr. John Slaughter, Director, NSF; Harold Jacobsen, Mayor, Carson City, Nevada and a public witness.

Hearings continue tomorrow.

CHLOROFLUOROCARBONS

Committee on Small Business: Subcommittee on Antitrust and Restraint of Trade Activities Affecting Small Business held a hearing on Environmental Protection Agency regulations on Chlorofluorocarbons and their impact on small business. Testimony was heard from Edward A. Klein, Director, Chemical Control Division, Office of Toxic Substances, EPA and public witnesses.

USDA'S COMMODITY PROCUREMENT PROCESS

Committee on Small Business: Subcommittee on Export Opportunities and Special Small Business Problems continued hearings on the role of small business in the USDA's commodity procurement process. Testimony was heard from Senator Symms and public witnesses.

Hearings continue tomorrow.

VA MEDICAL FACILITES; OVERSIGHT VA MEDICAL CENTERS

Committee on Veterans' Affairs: Subcommittee on Hospitals and Health Care adopted a policy for naming of VA medical facilities.

The Subcommittee also held an oversight hearing of security forces in VA medical centers. Testimony was heard from Representative Lee; the following officials of the VA: Dr. Turner Camp, Associate Deputy Chief Medical Director; and James G. Fasone, Director, Security Staff; Robert A. Peterson, Senior Associate Director, Human Resources Division, GAO and a public witness.

TAX REDUCTION BILL

Committee on Ways and Means: Continued markup of the tax reduction bill.

Will continue tomorrow.

Joint Meetings

BLOCK GRANTS

Joint Economic Committee: Subcommittee on Economic Goals and Intergovernmental Policy held hearings on block grants and intergovernmental system, focusing on whether the states are prepared to assume the responsibility of administering block grants, and what the implications of the block grants are for state and local budgets, staffing, and programs, receiving testimony from David B. Walker, Advisory Commission on Intergovernmental Relations, Paul Dommel, Brookings Institution, Lester Solomon, Urban Institute, and Claude Barfield, American Enterprise Institute For Public Policy Research, all of Washington, D.C.

Hearings continue on Wednesday, July 22.

BUDGET RECONCILIATION/ENERGY, INTERIOR, SCIENCE, COMMERCE

Conferees of the Senate Committee on Energy and Natural Resources and House Committees on Energy and Commerce, and Science and Technology met in an organizational meeting in preparation for resolving differences between the Senate- and House-passed versions of those provisions which fall within their jurisdictions of H.R. 3982, providing for reconciliation pursuant to section 301 of H. Con. Res. 115, the First Concurrent Resolution on the Congressional Budget for fiscal year 1982.

Thursday, July 16, 1981

Senate

Chamber Action

Routine Proceedings, pages 16088–16189

Bills Introduced: Five bills and one resolution were introduced, as follows: S. 1491–1495, and S. Res. 177. **Pages 16171, 16175–16176**

Bills Reported: Reports were made as follows:

S. Res. 159, waiving section 402(a) of the Congressional Budget Act of 1974, with respect to the consideration of S. 1408, authorizing funds for fiscal year 1982 for military construction programs of the Department of Defense.

S. 917, increasing the rates of disability compensation for disabled veterans and the rates of dependency and indemnity compensation for their survivors, with an amendment in the nature of a substitute. (S. Rept. No. 97–153).

Special Report entitled "Report of the Committee on Veterans' Affairs Pursuant to Section 302(b) of the Congressional Budget Act of 1974." (S. Rept. No. 97–154). **Page 16170**

S. Con. Res. 24, to improve the international nonproliferation regime, with an amendment in the nature of a substitute and an amendment to the preamble. **Page 16175**

Measures Passed:

Budget Act Waiver: Senate agreed to S. Res. 128, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to consideration of Title IV of S. 1127, listed below. **Page 16138**

Intelligence Authorizations, 1982: Senate passed H.R. 3454, authorizing funds for fiscal year 1982 for the intelligence activities of the United States Government, after striking all after the enacting clause and inserting in lieu thereof the text of S. 1127, Senate companion measure, after agreeing to committee amendments thereto.

Senate insisted on its amendments, requested a conference with the House, and appointed as conferees Senators Goldwater, Wallop, Garn, Durenberger, Roth, Schmitt, Moynihan, Inouye, Jackson, Leahy, and Bentsen, and Warner for matters of interest to the Committee on Armed Services.

Senate then indefinitely postponed S. 1127. **Pages 16138–16144**

Economic Recovery Tax Act of 1981: Senate continued consideration of H.J. Res. 266, providing for tax reductions and reduced revenues for fiscal years 1981, 1982, 1983, and 1984, and a reduction in indi-

vidual income tax rates of 5 percent effective October 1, 1981, of an additional 10 percent effective July 1, 1982, and of an additional 10 percent on July 1, 1983, a committee amendment in the nature of a substitute, taking action on additional amendments proposed thereto as follows:

Adopted:

(1) Cochran-Boren unprinted amendment No. 222, excluding from the windfall profit tax interests in crude oil held by or for the benefit of private, not-for-profit organizations which provide certain services to children.

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(2) Boren-Heinz unprinted amendment No. 224, modifying foreign investment company provisions, excluding such earnings and profits attributable to (1) any period during which such corporation was not a foreign investment company but only if such corporation was not a foreign investment company at any time before such period if such corporation is treated as a foreign investment corporation pursuant to subsection (b)(2), or (2) any amount previously included in the gross income of such taxpayer under section 951 (but only to the extent the exclusion of such amount did not result in an exclusion of any other amount from gross income under section 959).

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(3) By 57 yeas to 40 nays, Dole Amendment No. 488, indexing certain provisions of the Internal Revenue Code of 1954, to insure that inflation will not result in tax increases.

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(4) By 86 yeas to 10 nays, Bentsen unprinted amendment No. 227, limiting the exclusion on the savings certificates to certificates, the deposits on which are used for qualified residential property financing.

Page 16148

(5) By 56 yeas and 40 nays, Schmitt unprinted amendment No. 228 (to unprinted amendment No. 227), limiting the period for which certificates may be offered to 15 months.

Page 16150

(6) Metzenbaum unprinted amendment No. 231 (to unprinted amendment No. 227), limiting the size of tax-exempt savings certificates to not greater than $500.

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(7) Bentsen unprinted amendment No. 232 (to unprinted amendment No. 227), of a technical nature.

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(8) Dole (for Goldwater) unprinted amendment No. 233, enabling the Smithsonian Institution to acquire the Mathew Brady collection in the estate of Dorothy Meserve Kunhardt.

Page 16166

Rejected:

(1) By 51 yeas to 45 nays, Senate tabled Moynihan Amendment No. 489 (to Amendment No. 488), to provide for borrowing by the Old Age and Survivors Insurance Trust Fund from the Disability Insurance Trust Fund or Hospital Insurance Trust Fund.

Page 16102

(2) By 62 yeas to 36 nays, Senate tabled Bradley unprinted amendment No. 223 (to Amendment No. 488), to increase the capital gains deduction to 70 percent.

Page 16127

(3) By 56 yeas to 40 nays, Senate tabled D'Amato unprinted amendment No. 225, to make permanent the partial exclusion of dividend and interest from gross income.

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(4) By 36 yeas to 59 nays, Garn unprinted amendment No. 229 (to unprinted amendment No. 227), to include within the meaning of "qualified residential loan" any loan for agricultural purposes, any loan for acquisition of an automobile (within the meaning of section 4064(b)(1)), any small business loan, and any student loan. (By 48 yeas to 48 nays, Senate earlier failed to table the amendment.)

Page 16161

(5) By 33 yeas to 63 nays, Garn unprinted amendment No. 230 (to unprinted amendment No. 227), to lower the reinvestment percentage from 75 percent to 50 percent.

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Pages 16102–16138, 16144–16167

Presidential Message: Senate received a message from the President reporting a new proposal to rescind $173.0 million in budget authority previously provided by the Congress, reporting ten new deferrals totaling $495.1 million, and revisions to four previously reported deferrals increasing the amount deferred by $76.4 million; which was referred jointly to the Committees on Appropriations, Budget, Energy and Natural Resources, Agriculture, Nutrition, and Forestry, Commerce, Science, and Transportation, Armed Services, Labor and Human Resources, and Judiciary. (PM–65)

Page 16170

Nominations: Senate received the following nominations:

Clifford M. Barber, of New York, to be Superintendent of the U.S. Assay Office at New York.

Henry E. Thomas IV, of Virginia, to be an Assistant Secretary of Energy (International Affairs).

Robert F. Chapman, of South Carolina, to be a U.S. Circuit Judge for the Fourth Circuit.

John C. Bell, to be U.S. Attorney for the Middle District of Alabama.

J. B. Sessions III, to be U.S. Attorney for the Southern District of Alabama.

Joseph J. Farnan, Jr., to be U.S. Attorney for the District of Delaware.

James A. Rolfe, to be U.S. Attorney for the Northern District of Texas.

James C. Miller III, of the District of Columbia, to be a Federal Trade Commissioner.

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Messages From the President: Page 16170

Messages From the House: Page 16170

Measures Referred: Page 16170

Statements on Introduced Bills: Pages 16171–16172

Amendments Submitted for Printing: Page 16176

Notices of Hearings: Pages 16176–16177

Additional Statements: Pages 16177–16190

Nominations: Page 16189

Record Votes: Nine record votes were taken today. (Total—196)

Pages 16119, 16132, 16136, 16138, 16160, 16163–16164, 16165, 16166

Recess: Senate convened at 10 a.m., and recessed at 11:17 p.m., until 11 a.m., on Friday, July 17, 1981. (For Senate's program see remarks of Senator Baker in today's RECORD on page 16189.)

Committee Meetings

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee on the Interior and Related Agencies began markup of the substance of H.R. 4034, pending in the House, making appropriations for fiscal year 1982 for the Department of the Interior and certain related agencies, did not complete action thereon, and will meet again tomorrow.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee on Military Construction resumed closed hearings on proposed budget estimates for fiscal year 1982 for the Middle East (RDF)/Rapid Deployment Force construction programs, receiving testimony from Perry Fliakas, Deputy Assistant Secretary of Defense for Installations and Housing.

Subcommittee recessed subject to call.

OFFICE OF POLICY DEVELOPMENT

Committee on Appropriations: Subcommittee on Treasury, Postal Service and General Government concluded hearings on proposed budget estimates for fiscal year 1982, after receiving testimony in behalf of funds for the White House Office of Policy Development from its Director, Edwin J. Gray.

NOMINATIONS

Committee on Armed Services: Committee ordered favorably reported the nomination of Richard N. Perle, of Maryland, to be Assistant Secretary of Defense for International Security Policy, and 2,232 routine nominations in the Army, Navy, and Air Force.

Prior to this action, the committee concluded hearings on the nomination of Mr. Perle, after the nominee, who was introduced by Senator Jackson, testified and answered questions in his own behalf.

TELECOMMUNICATIONS

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported S. 898, establishing as national policy the promotion of marketplace competition, deregulation, and reliance on the private sector to provide telecommunications services, with an amendment in the nature of a substitute.

CLEAN WATER ACT

Committee on Environment an Public Works: On Wednesday, July 15, Subcommittee on Environmental Pollution approved for full committee consideration an original bill authorizing funds for the municipal wastewater treatment construction grants programs of the Clean Water Act. (As approved by the subcommittee, the original bill incorporates certain provisions of S. 1274 and S. 975).

PORT AND HARBOR DEVELOPMENT

Committee on Environment and Public Works: Subcommittee on Water Resources concluded hearings on S. 809, providing for the recovery of certain expenditures of the U.S. Army Corps of Engineers for operation, maintenance, and construction of deep draft channels and oceans and Great Lakes ports of the United States, and amendment No. 31 thereto, authorizing a program to expedite the construction of deep-draft harbors; S. 810, prescribing a system of user fees to be levied on commercial transportation on inland waterway projects and amendment No. 32. thereto, expediting the construction of inland waterway projects, and assuring that the users of such projects repay a fair percentage of the cost of such works; and related measures, including S. 68, S. 202, S. 576, S. 828, and S. 1094, after receiving testimony from David R. Stockman, Director, Office of Management and Budget.

DISASTER RELIEF

Committee on Environmental and Public Works: Subcommittee on Regional and Community Development held oversight hearings on the implementation of the Disaster Relief Act, and hearings on S. 1217, authorizing funds for fiscal years 1982, 1983, and 1984 for disaster relief programs, and S. 1216, providing for specific court actions against any party whose acts may have caused or contributed to the events resulting in a declaration of emergency or major disaster, receiving testimony from Louis O. Guiffrida, Director, Thomas Casey, Acting Associate

Director for State and Local Programs, and George Jett, General Counsel, all of the Federal Emergency Management Agency.

Hearings were recessed subject to call.

URBAN ECONOMIC GROWTH

Committee on Finance: Subcommittee on Savings, Pensions and Investment Policy concluded hearings on S. 1310, proposed Urban Jobs and Enterprise Zone Act, providing Federal tax reductions designed to increase new jobs and business investment in depressed urban areas, after receiving testimony from Senator Boschwitz; Representative Kemp; Mayor George Voinovich, Cleveland, Ohio, representing the National League of Cities; Mayor Donald Schaefer, Baltimore, Maryland; Indiana Lt. Governor John Mutz, Indianapolis, representing the National Governors Association; Michael S. Van Leesten, Opportunities Industrial Corporation, and Richard Torchia, Rhode Island Department of Economic Development, both of Providence, Rhode Island; New York City Mayor Edward I. Koch; Tony Richardson, New York City; David Birch, Massachusetts Institute of Technology, Cambridge; Ronald Kysiak, National Council for Urban Economic Development, New Haven, Connecticut; and Irving Hand and Gail Garfield Schwartz, both of the American Planning Association, William Barrow, American Association of Minority Enterprise Small Business Investment Companies, and Stuart Butler, Heritage Foundation, all of Washington, D.C.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of Davis R. Robinson, of the District of Columbia, to be Legal Adviser of the Department of State, Dean E. Fischer, of Virginia, to be Assistant Secretary of State for Public Affairs, Joan M. Clark, of New York, to be Director General, U.S. Foreign Service, Gilbert A. Robinson, of New York, to be Deputy Director of the International Communication Agency, Everett Alvarez, Jr., of Maryland, to be Deputy Director of the Peace Corps, and Richard T. Kennedy, of the District of Columbia, to be U.S. Representative to the International Atomic Energy Agency, with the rank of Ambassador, after the nominees testified and answered questions in their own behalf. Mr. Gilbert Robinson was introduced by Senator D'Amato; Mr. Fischer was introduced by Senator Percy; and Mr. Alvarez was introduced by Senator Hayakawa.

ISRAELI AIR STRIKE—BRIEFING

Committee on Foreign Relations: Committee met in closed session to receive a briefing on the use of U.S.-supplied weapons by Israel in its attack against Iraq's nuclear reactor, receiving testimony from Robert C. McFarlane, Counselor, Department of State.

Also, committee met in closed session to receive a briefing on world-wide non-proliferation policies, receiving testimony from John P. Boright, Acting Deputy Assistant Secretary of State for Nuclear Energy and Energy Technology Affairs.

Committee recessed subject to call.

SEVERANCE TAXES

Committee on Governmental Affairs: Subcommittee on Intergovernmental Relations continued hearings to examine the impact of severance taxes on the development of energy resources and price of energy, receiving testimony from Senator Bumpers; Representatives Oberstar and Dorgan; Shirley Kallek, Associate Director for Economic Fields, and John Coleman, Acting Chief, Bureau of Governments Division, both of the Bureau of the Census, Department of Commerce; Charles McLure, National Bureau of Economic Research, Inc., Cambridge, Massachusetts; James Rosapepe, Multi-State Tax Commission, Washington, D.C.; Mayor Ralph Possehl, Breckenridge, Minnesota; Mayor Morris Lanning, Moorhead, Minnesota; and Richard Kirkham, Minnesota Municipal Utilities Association, Buffalo.

Hearings were recessed subject to call.

AFFIRMATIVE ACTION

Committee on the Judiciary: Subcommittee on the Constitution resumed hearings on S.J. Res. 41, proposed Constitutional amendment prohibiting the United States or any State from making or enforcing any law which makes distinctions on account of race, color, or national origin, receiving testimony from John F. Herrity, Fairfax County Board of Supervisors, Fairfax, Virginia; Joseph Lowery, Southern Christian Leadership Conference, Atlanta, Georgia; Michael A. Warner, Seyfarth, Shaw, Fairweather & Geraldson, Chicago, Illinois; Larry M. Lavinsky, New York City, on behalf of the Anti-Defamation League of B'nai B'rith; and Wanda Flowers, Working Women, Philadelphia, Pennsylvania.

Hearings continue on Thursday, September 10.

SMALL BUSINESS INNOVATION RESEARCH

Committee on Small Business: Subcommittee on Innovation and Technology continued hearings on S. 881, to stimulate technological innovation and to increase economic productivity by using businesses more effectively in Federal reseach and development programs, receiving testimony from Henry G. Kirschenmann, Jr., Deputy Assistant Secretary of Health and Human Services for Grants and Procurement, William Raub, Associate Director, Extramural Research and Training, National Institutes of Health, and Richard Clinkscales, Director, Office of

Small and Disadvantaged Business Utilization, all of the Department of Health and Human Services; Michael Cardenas, Administrator, Small Business Administration; John A. DiBiaggio, University of Connecticut, Storrs, representing the Association of American Universities, National Association of Universities and Land Grant Colleges, and American Council of Education; Philip Speser, Federation of American Scientists, Washington, D.C.; James M. Utterbach, Massachusetts Institute of Technology, Center for Policy Alternatives, Cambridge; and Richard L. DiCicco, Techology Catalysts, Arlington, Virginia.

House of Representatives

Chamber Action

Bills Introduced: 18 public bills, H.R. 4169–4186; 2 private bills, H.R. 4187 and 4188; and 8 resolutions, H.J. Res. 307, H. Con. Res. 157 and 158, and H. Res. 181–185, were introduced.

Pages 16085–16086

Bills Reported: Reports were filed as follows:

Report of the Committee on Appropriations on technical adjustments to their section 302 report for fiscal year 1982 (H. Rept. 97–178);

H.R. 3995, Veterans' Compensation Amendments of 1981 (H. Rept. 97–179);

H.R. 4169, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for fiscal year 1982 (H. Rept. 97–180);

H.R. 4083, designating certain public lands in the State of California as wilderness, amended (H. Rept. 97–181);

H. Res. 182, providing for the consideration of H.R. 3518, to authorize appropriations for fiscal years 1982 and 1983 for the Department of State, the International Communication Agency, and the Board for International Broadcasting (H. Rept. 97–182);

H. Res. 183, providing for the consideration of H.R. 1520, to authorize appropriations for activities for the National Science Foundation for fiscal year 1982 (H. Rept. 97–183);

H. Res. 184, providing for the consideration of H.R. 2979, to extend the authorization of appropriations for the National Historical Publications and Records Commission for fiscal years 1982 and 1983 (H. Rept. 97–184); and

H. Res. 185, waiving certain points of order against H.R. 4144, making appropriations for energy and water development for fiscal year 1982 (H. Rept. 97–185).

Page 16085

Presidential Message—Rescission and Deferrals: Received and read a message from the President wherein he transmits a proposed recision totalling $173 million for the Department of Energy fossil energy construction program, and ten deferrals totalling $495.1 million affecting programs in the Departments of Agriculture, Commerce, Defense, Health and Human Services, Justice, and Labor, the Railroad Retirement Board, and the U.S. Railway Association.—referred to the Committee on Appropriations and ordered printed (H. Doc. 97–74).

Page 16003

DOD Authorizations: By a yea-and-nay vote of 354 yeas to 63 nays, Roll No. 140, the House passed H.R. 3519, Department of Defense Authorization Act for fiscal year 1982. Subsequently, this passage was vacated and S. 815 a similar Senate-passed bill, was passed in lieu, after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill.

Rejected a motion to recommit the bill to the Committee on Armed Services.

On a demand for a separate vote, agreed to an amendment that prohibits, with certain exceptions, the purchase by the military of administrative motor vehicles manufactured out of the United States or Canada (agreed to by a yea-and-nay vote of 231 yeas to 187 nays, Roll No. 139).

Agreed To:

An amendment, as amended by a substitute, that directs the President to submit recommendations to Congress by January 15, 1982, to improve efficiency and management, and eliminate waste, fraud, abuse and mismanagement in the Defense Department (agreed to by a recorded vote of 416 ayes, Roll No. 136). Rejected an amendment to the substitute that sought to direct the President to propose not less than $8 billion in rescissions of budget authority attributable to waste, fraud, abuse and mismanagment in Defense procurement, research and development and operation and maintenance, and encourages expansion of the Administration's efforts to eliminate waste (rejected by a recorded vote of 142 ayes to 276 noes, Roll No. 135);

An amendment, as modified, that prohibits gender-based distinction in the recruitment of persons for the armed forces for fiscal year 1982, including the distinction of attaining a high school equivalency certificate;

An amendment that requires the President to make certain findings before selling silver from the national defense stockpile;

An amendment that requires the Secretary of Defense to report to Congress the total projected acquisition costs for each program in advanced development when the total projected acquisition cost exceeds $1 billion;

An amendment, as amended, that requires the Secretary of Defense to study the feasibility of requiring students at the service academies to study a foreign language, and the payment of a bonus to servicemen stationed in a foreign country if they are proficient in the language of that country;

An amendment that requires the Secretary of Defense to report to the Congress on the effect of the military assistance provided under the cooperation with civilian law enforcement officials provisions of the bill;

An amendment that expresses the sense of the Congress that the Secretary of the Army strengthen his capability to verify the accuracy of claims by West Germany against the United States for damages resulting from United States Army activities; and

A perfecting amendment that provides $750 thousand for the Yorktown Bicentennial Celebration.

Rejected:

An amendment that sought to delete provisions to require selective service registrants to provide their social security numbers and permit sharing of registrant information among the Selective Service, and the Departments of Defense, Treasury, and Health and Human Services (rejected by a recorded vote of 125 ayes to 290 noes, Roll No. 134);

An amendment that sought to reallocate funds for the F/A–18 fighter/attack aircraft program to other Navy and Marine Corps aircraft programs (rejected by a recorded vote of 101 ayes to 316 noes, Roll No. 137);

An amendment that sought to provide $2.6 billion in funds for the procurement of F–16 aircraft in lieu of A–7K aircraft (rejected by a recorded vote of 148 ayes to 268 noes, Roll No. 138);

An amendment that sought to direct the Comptroller General to conduct a study on the need to limit excess profits on defense contracts;

An amendment that sought to provide a 30-day period for both Houses of Congress to adopt resolutions of disapproval upon notification by an agency head of cancellation of a multiyear contract in excess of $100 million, and sought to prohibit the entering into of such contract during that period (rejected by a division vote of 29 ayes to 70 noes). Rejected an amendment to this amendment that sought to delete the prohibition on entering into the contract during the 30-day period;

An amendment that sought to require the Secretary of Defense to report to the Congress on methods of converting recreation personnel positions from military to civilian; and

An amendment that sought to delete $1 million in funds for the Yorktown Bicentennial Celebration (rejected by a division vote of 33 ayes to 60 noes).

The Clerk was authorized to make necessary technical corrections, including section numbers, punctuation and cross-references in the engrossment of the House amendment to S. 815.

The House then insisted on its amendment to S. 815, and asked a conference. Appointed as conferees: Representatives Price, Bennett, Stratton, White, Nichols, Brinkley, Mollohan, Dan Daniel, Dickinson, Whitehurst, Spence, Beard, Mitchell of New York, and Holt; and Representatives Boland, Mineta, Gore, and Robinson, from the Permanent Select Committee on Intelligence, only when differences regarding intelligence-related activities are under consideration; and in addition, solely for consideration of section 908 of the House amendment, and section 915 of the Senate bill, Representatives Hughes, Mazzoli, Sam B. Hall, Jr., Sawyer, and McClory.

By a yea-and-nay vote of 381 yeas to 2 nays, Roll No. 141, the House agreed that the conference committee meetings on S. 815 be closed to the public at such times as classified national security information is under consideration. **Pages 16003–16072**

Social Security Benefits: Objection was heard to a unanimous consent request to consider H. Res. 181, restoration of social security minimum benefits. **Page 16072**

Budget Reconciliation: The Speaker appointed as additional conferees to the conference on H.R. 3982, to provide for reconciliation pursuant to section 301 of the first concurrent resolution of the budget for the fiscal year 1982, Representatives Jones of North Carolina, Biaggi, Breaux, D'Amours, Hubbard, Studds, Snyder, McCloskey, Forsythe, and Pritchard from the Committee on Merchant Marine and Fisheries, solely for consideration of title XI, subtitle B, chapter 4, title IX, and the portions of section 6531 on page 349, lines 25–37, and on page 350, lines 26–31 of the House bill, and sections 426 and 1101–4 of the Senate amendment. **Page 16076**

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 16087.

Quorum Calls—Votes: Three yea-and-nay votes and five recorded votes developed during the proceedings of the House today and appear on pages 16011–16012, 16027–16029, 16044, 16049, 16062–16064, 16074. There were no quorum calls.

Adjournment: Adjourned at 7:21 p.m.

Committee Meetings

FIFRA

Committee on Agriculture: Subcommittee on Department Operations, Research, and Foreign Agriculture held a hearing to discuss Federal Insecticide, Fungicide, and Rodenticide Act: safety, health, and envi-

ronmental issues; registration and RPAR; foreign competition; and others. Testimony was heard from public witnesses.

STATE, JUSTICE, COMMERCE, JUDICIARY AND TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Ordered reported H.R. 4169, making appropriations for the Departments of State, Justice, Commerce, Judiciary; and a bill making appropriations for the Department of Transportation for fiscal year 1982.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held a hearing on Guard and Reserve. Testimony was heard from Edward H. Philbin, Deputy Assistant Secretary of Defense for Reserve Affairs and other departmental witnesses.

MINERAL LEASING LAWS

Committee on Armed Services: Subcommittee on Military Installations and Facilities held a hearing on H.R. 2990, to amend the mineral leasing laws of the United States to provide for uniform treatment of certain receipts under such laws. Testimony was heard from Representatives Hammerschmidt and Pickle; John Perkins III, Assistant Deputy for Installations and Housing, Office of the Secretary of the Army and Dr. Garry Carruthers, Assistant Secretary of Interior for Land and Water Resources.

AMERICAN ECONOMY

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization continued hearings on the general issues of revitalization and the American economy, with emphasis on Growth Industries/Research and Development. Testimony was heard from public witnesses.

Hearings continue July 23.

INTERNATIONAL DEVELOPMENT BANKS

Committee on Banking, Finance and Urban Affairs: Subcommittee on International Development, Institutions and Finance held a hearing on H.R. 3972, directing the Secretary of the Treasury to consult with member countries of the international development banks for the purpose of targeting assistance by those institutions to needy people. Testimony was heard from Tom Dawson, Deputy Assistant Secretary of the Treasury for Development Nations and public witnesses.

DISTRICT OF COLUMBIA LEGISLATION

Committee on the District of Columbia: Ordered reported the following bills: H.R. 4127, to amend the District of Columbia Self-Government and Governmental Reorganization Act to increase the amount authorized to be appropriated as the annual Federal payment to the District of Columbia; and H.R. 4129, to amend the District of Columbia Self-Government and Governmental Reorganization Act to extend the authority of the Mayor to accept certain interim loans from the United States and to extend the authority of the Secretary of the Treasury to make such loans.

SECURITIES EXCHANGE ACT AMENDMENTS—FOREIGN AND DOMESTIC INVESTORS

Committee on Energy and Commerce: Subcommittee on Telecommunications, Consumer Protection and Finance approved for full Committee action H.R. 4145, to amend the Securities Exchange Act of 1934 to provide uniform margin requirements in transactions involving the acquisition of securities of certain U.S. corporations by non-U.S. persons where such acquisition is financed by non-U.S. lenders, to specify a private right of action for violations of margin requirements.

U.S.-P.R.C. RELATIONS

Committee on Foreign Affairs: Subcommittee on Asian and Pacific Affairs held a hearing on Political/Military/Economic Implications of amending legislation to fully normalize U.S.-P.R.C. Relations. Testimony was heard from Lionel Olmer, Under Secretary of Commerce for International Trade; Seeley Lodwick, Under Secretary of Commerce for International Affairs and Commodity Programs; John Holdridge, Assistant Secretary, Bureau of East Asian and Pacific Affairs, Department of State; and Richard Armitage, Assistant Secretary International Security Affairs, Department of Defense.

UNESCO AND THE NEW WORLD INFORMATION ORDER

Committee on Foreign Affairs: Subcommittee on International Operations and the Subcommittee on Human Rights and International Organizations approved for full Committee action H. Res. 142, expressing the sense of the House of Representatives that the United Nations Educational, Scientific and Cultural Organization should cease efforts to attempt to regulate the flow of news and information around the world.

Prior to this action, the Subcommittee held a hearing on UNESCO and the New World Information Order. Testimony was heard from James Conkling, Director, Voice of America and Associate Director for Broadcasting, International Communication Agency and public witnesses.

THRIFT INSTITUTIONS

Committee on Government Operations: Subcommittee on Commerce, Consumer, and Monetary Affairs held a hearing on the policies of FDIC and FSLIC for han-

dling failing thrift institutions. Testimony was heard from Irvine H. Sprague, Chairman, FDIC; Richard T. Pratt, Chairman, Federal Home Loan Bank Board and a public witness.

FREEDOM OF INFORMATION ACT

Committee on Government Operations: Subcommittee on Government Information and Individual Rights concluded oversight hearings on the Freedom of Information Act. Testimony was heard from public witnesses.

OFFICE OF SURFACE MINING

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment held an oversight hearing on the reorganization of the Office of Surface Mining. Testimony was heard from Representative Schroeder; James G. Watt, Secretary of the Interior; Nancy Freudenthal, representing the Governor of Wyoming; Philip Rivers, representing the Governor of Alabama and public witnesses.

MINERAL LEASES ON PUBLIC LANDS

Committee on Interior and Insular Affairs: Approved for full Committee action a clean bill to be introduced in lieu of H.R. 2826, Mineral Lands Leasing Amendments of 1981.

Prior to this action, the Subcommittee held a hearing on this legislation. Testimony was heard from public witnesses.

COURT JURISDICTION

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice continued hearings on legislation to limit court jurisdiction. Testimony was heard from a public witness.

Hearings continue July 23.

CONTRACT SERVICES FOR DRUG DEPENDENT FEDERAL OFFENDERS ACT

Committee on the Judiciary: Subcommittee on Crime held a hearing on H.R. 3963, Contract Services for Drug Dependent Federal Offenders Act Amendment of 1981. Testimony was heard from Gerald B. Tjoflat, Judge, U.S. Court of Appeals, Fifth Circuit, Jacksonville, Fla.; Richard T. Mulcrone, Regional Commissioner, North Central Region, U.S. Parole Commission, Kansas City, Mo.; James R. Pace, Chief, U.S. Probation Office, U.S. District Court for the District of Columbia and Richard Carlson, Substance Abuse Coordinator, U.S. Probation Office, U.S. District Court for the District of Columbia.

OVERSIGHT—ANTITRUST ASPECTS OF PROFESSIONAL SPORTS

Committee on the Judiciary: Subcommittee on Monopolies and Commercial Law concluded oversight hearings on antitrust aspects of professional sports. Testimony was heard from public witnesses.

DEEP-DRAFT COMMERCIAL PORTS

Committee on Merchant Marine and Fisheries: Held a hearing on legislation to establish a national policy of authorizing, promoting, financing, and facilitating, on a priority and expedited basis, the operation, maintenance, and improvement of deep-draft commercial ports in the United States. Testimony was heard from Senator Warner; Representatives Trible and Boggs; Mario Cardullo, Director, Energy Supply Transportation and Coal Exports, Office of the Assistant Secretary for Fossil Energy, Department of Energy; Peter Johnson, Project Director for Oceans Program and public witnesses.

Hearings continue July 22.

AIRLINE DEREGULATION ACT OF 1978—CAB

Committee on Public Works and Transportation: Subcommittee on Aviation concluded hearings on the impact of the Airline Deregulation Act of 1978 and proposals to sunset the Civil Aeronautics Board earlier than January 1, 1985. Testimony was heard from Representative Santini and public witnesses.

FEDERAL WATER POLLUTION CONTROL ACT

Committee on Public Works and Transportation: Subcommittee on Investigations and Oversight held a hearing on the implementation of the Federal Water Pollution Control Act concerning the performance of the multibillion-dollar municipal wastewater treatment facilities construction grants program, and related issues. Testimony was heard from public witnesses.

Hearings continue July 21.

LONG-TERM HIGHWAY AND PUBLIC TRANSPORATION NEEDS

Committee on Public Works and Transportation: Subcommittee on Surface Transportation contined hearings on capital and noncapital needs for highways, highway safety, and public transportation during the 1980's, and investment strategies for meeting these needs. Testimony was heard from Representative Martin of Illinois; Ed Koch, Mayor, New York City and public witnesses.

Hearings continue July 22.

DEPARTMENT OF STATE AUTHORIZATION

Committee on Rules: Granted an open rule providing one hour of debate on H.R. 3518, Department of State Authorization Act, fiscal years 1982 and 1983. Testimony was heard from Representative Fascell.

NATIONAL SCIENCE FOUNDATION AUTHORIZATION

Committee on Rules: Granted an open rule providing one hour of debate on H.R. 1520, National Science Foundation Authorization Act for fiscal year 1982. Testimony was heard from Chairman Fuqua and Representatives Walgren and Winn.

NATIONAL HISTORICAL PUBLICATIONS AND RECORDS COMMISSION AUTHORIZATION

Committee on Rules: Granted an open rule providing one hour of debate on H.R. 2979, to extend the authorization of appropriations for the National Historical Publications and Records Commission for fiscal years 1982 and 1983. Testimony was heard from Chairman Brooks and Representatives Horton and Kindness.

ENERGY AND WATER DEVELOPMENT APPROPRIATION

Committee on Rules: Granted a rule waiving clause 2 of Rule XXI against specified provisions of the bill, H.R. 4144, making appropriations for energy and water development for the fiscal year ending September 30, 1982; making in order consideration en bloc amendments to be printed in the RECORD of July 17 by Representative Derrick which shall not be subject to division. Testimony was heard from Chairman Whitten and Representative Myers.

NUCLEAR WASTE RESEARCH, DEVELOPMENT, AND DEMONSTRATION ACT

Committee on Science and Technology: Subcommittee on Energy Research and Production approved for full Committee action as amended H.R. 1909, Nuclear Waste Research, Development, and Demonstration Act of 1981.

NATIONAL TOXICOLOGY PROGRAM

Committee on Science and Technology: Subcommittee on Investigations and Oversight continued a hearing on National Toxicology Program, with emphasis on the firing of a scientist at OSHA. Testimony was heard from departmental witnesses.

OVERSIGHT

Committee on Science and Technology: Subcommittee on Science, Research and Technology concluded oversight hearings on the Stevenson-Wydler Technology Innovation Act (Public Law 96–480). Testimony was heard from Anson Bertrand, Director, Science and Education Administration, USDA; Antoinette Joseph, Office of Energy Research, Department of Energy; Al Linhares, Director of Technology Sharing, Department of Transportation; Floyd Roberson, Director, Technology Transfer Division, NASA; Col. Elbert Friday, USAF, Director, Research and Technical Information, Office of the Under Secretary of Defense for Research and Engineering; Dr. Frank Verderame, Assistant Director for Research, U.S. Army; Dr. Alan Berman, Technical Director, Naval Research Laboratory; Capt. David Parrish, Deputy Director, Laboratory Management, Naval Material Command; Col. Tom Ferguson, Assistant Director, Laboratories, Air Force Systems Command and public witnesses.

USDA'S COMMODITY PROCUREMENT PROCESS

Committee on Small Business: Subcommittee on Export Opportunities and Special Small Business Problems concluded hearings on the role of small business in the USDA's commodity procurement process. Testimony was heard from Michael Cardenas, Administrator, SBA and from the following officials of the USDA: Mary Jarratt, Assistant Secretary for Food and Consumer Services; and John Ford, Deputy Assistant Secretary for Marketing and Inspection Service.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

VIETNAM VETERANS

Committee on Veterans' Affairs: Select Subcommittee held a hearing on benefits and services for Vietnam veterans. Testimony was heard from the following officials of the VA: Robert E. Coy, Deputy General Counsel; and Dr. Barclay M. Shepard, Special Assistant to the Chief Medical Director; representatives of various Veterans' organizations and public witnesses.

TAX REDUCTION BILL

Committee on Ways and Means: Continued markup of the tax reduction bill.

INTELLIGENCE IDENTITIES PROTECTION ACT

Permanent Select Committee on Intelligence: Subcommittee on Legislation approved for full Committee action as amended H.R. 4, Intelligence Identities Protection Act.

Joint Meetings

INTERNATIONAL ECONOMY

Joint Economic Committee: Committee concluded hearings on certain economic issues affecting the international economy which will be addressed by Western leaders at the forthcoming Ottawa Summit on July

19 and 20, 1981, in Ottawa, Canada, after receiving testimony from Paul A. Volcker, Chairman, Federal Reserve Board.

RECONCILIATION—POSTAL/CIVIL SERVICE

Conferees of the Senate Committee on Governmental Affairs and House Committee on Post Office and Civil Service agreed on their differences on civil service and postal provisions of H.R. 3982, providing for reconciliation pursuant to section 301 of H. Con. Res. 115, the First Concurrent Resolution on the Congressional Budget.

RECONCILIATION—ENERGY RESEARCH AND DEVELOPMENT

Conferees of the Senate Committee on Energy and Natural Resources and House Committee on Science and Technology agreed on their differences on research and development programs of the Department of Energy provisions of H.R. 3982, providing for reconciliation pursuant to section 301 of H. Con. Res. 115, the First Concurrent Resolution of the Congressional Budget.

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Friday, July 17, 1981

Senate

Chamber Action

Routine Proceedings, pages 16225–16306

Bills Introduced: Six bills and four resolutions were introduced, as follows: S. 1496–1501, and S. Res. 178–181.

Pages 16254, 16271, 16275, 16276, 16305

Bills Reported: Reports were made as follows:

S. Res. 160, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 43, requiring the Congressional Budget Office to prepare a cost estimate of House and Senate reported legislation which has certain economic consequences to State and local governments in compliance with such legislation, unfavorably.

S. Res. 180, increasing the limitation on expenditures by the Committee on Banking, Housing, and Urban Affairs for the training of professional staff. Referred to the Committee on Rules and Administration.

S. 1080, improving and modifying the Federal regulatory process, with an amendment in the nature of a substitute. Referred to the Committee on Governmental Affairs for not to exceed 30 days.

S. 1249, providing tools and incentives to the Federal Government in its efforts to collect debts owed the United States, with amendments. Referred to the Committee on Finance for consideration of those provisions within its jurisdiction.

S. 1224, strengthening and clarifying the Congressional franking law, with amendments. (S. Rept. No. 97–155).

Page 16271

Measures Passed:

International Nonproliferation: By unanimous vote of 88 yeas, Senate agreed to S. Res. 179, providing that the President should take immediate action to improve the international nonproliferation regime.

S. Con. Res. 24, to improve the international nonproliferation regime, was indefinitely postponed.

Pages 16254–16257

Uniform Law on Bankruptcies: Senate passed with amendments S. 863, establishing a uniform law on the subject of bankruptcies.

Pages 16289–16303

American Enterprise Day: Senate passed S.J. Res. 78, designating October 2, 1981, as "American Enterprise Day."

Page 16303

Older Americans Employment Opportunity Week: Senate passed S.J. Res. 92, designating the week of September 6, through September 12, 1981, as "Older Americans Employment Opportunity Week."

Page 16304

National Ministers Day: Senate passed with an amendment, S.J. Res. 42, designating September 20, 1981, as "National Ministers Day."

Page 16304

Pipeline Safety Authorizations: Senate passed H.R. 3420, authorizing funds for fiscal years 1982 and 1983 for the National Gas Pipeline Safety Act, and the Hazardous Liquid Pipeline Safety Act, after agreeing to Baker (for Packwood) unprinted amendment No. 242, in the nature of a substitute.

Pages 16304–16305

Severance Pay: Senate agreed to S. Res. 181, extending the date for filing applications for severance pay.

Pages 16305–16306

Economic Recovery Tax Act of 1981: Senate continued consideration of H.J. Res 266, providing for tax reductions and reduced revenues for fiscal years 1981, 1982, 1983, and 1984, and a reduction in individual income tax rates of 5 percent effective October 1, 1981, of an additional 10 percent effective July 1, 1982, and of an additional 10 percent on July 1, 1983, a committee amendment in the nature of a substitute, taking action on additional amendments proposed thereto as follows:

Adopted:

(1) Cohen unprinted amendment No. 236, allowing employers who paid FICA taxes prior to enactment of the Tax Reform Act of 1976 for services exempted from such tax by such Act to claim a credit or refund of such taxes and to exclude certain services from coverage for purposes of unemployment compensation.

Page 16244

(2) Grassley unprinted amendment No. 237, allowing widowed and divorced spouses to continue to contribute to their own individual retirement account.

Page 16249

(3) Specter-Boren unprinted amendment No. 239, increasing the amount of compensation which may be taken into account under a Keogh plan to $200,000.

Page 16251

(4) By unanimous vote of 92 yeas, Weicker unprinted amendment No. 238, promoting capital investment in small business by reducing the corporate tax rate on the first $50,000 of taxable income in two phases.

Page 16250

(5) Durenberger unprinted amendment No. 240 (to unprinted amendment No. 238), striking the section relating to increase in investment credit on used property.

Page 16253

Rejected:

(1) Modified Riegle unprinted amendment No. 234, to reduce corporate income tax rates. (By 51 yeas to 41 nays, Senate agreed to a motion to table the amendment.)

Page 16235

(2) Boren unprinted amendment No. 235 (to unprinted amendment No. 234), to express the sense of the Senate that the President shall assure our allies at the Ottawa Summit that the United States will take immediate, direct and affirmative steps to lower significantly our domestic interest rates. (By 53 yeas to 40 nays, Senate agreed to a motion to table the amendment.)

Page 16235

(3) By 24 yeas to 61 nays, Bradley unprinted amendment No. 241, to provide a one-year targeted rate cut which distributes benefits to middle- and low-income individuals. Page 16234–16254, 16257–16265

Confirmations: Senate confirmed the following nominations:

H. Monroe Browne, of California, to be Ambassador to New Zealand, and to serve concurrently as Ambassador to Western Samoa.

Parker W. Borg, of the District of Columbia, to be Ambassador to the Republic of Mali.

Julius W. Walker, Jr., of Texas, to be Ambassador to the Republic of Upper Volta.

Richard L. Walker, of South Carolina, to be Ambassador to the Republic of Korea.

Vernon L. Walters, of Florida, to be Ambassador at Large.

William L. Swing, of North Carolina, to be Ambassador to the Republic of Liberia.

Richard D. Erb, of Virginia, to be U.S. Executive Director of the International Monetary Fund.

Bevis Longstreth, of New York, to be a Member of the Securities and Exchange Commission.

James B. Thomas, Jr., of Virginia, to be Inspector General, Department of Education.

Thomas F. McBride, of the District of Columbia, to be Inspector General, Department of Labor.

Joseph P. Welsch, of Virginia, to be Inspector General, Department of Transportation.

June G. Brown, of Virginia, to be Inspector General, National Aeronautics and Space Administration.

Ten Army nominations in the rank of General.

Four Navy nominations in the rank of Admiral.

Six Air Force nominations in the rank of General.

Routine lists of nominations in the Army and Navy.

Pages 16306–16307

Treaty Considered: Treaty with Canada on Pacific Coast Albacore Tuna Vessels and Port Privileges (Treaty Doc. No. 97–13) was considered as having passed through its various parliamentary stages up to and including presentation of the resolution of ratification.

By unanimous consent, it was agreed that the Senate will further consider the treaty on Monday, July 20, beginning at 1:40 p.m., with a vote on the resolution of ratification at 2 p.m.

Page 16289

Presidential Message: Senate received a message from the President, transmitting the National Energy Policy Plan, which was referred to the Committee on Energy and Natural Resources. (PM–66.)

Pages 16270–16271

Messages From the President: Page 16270

Statements on Introduced Bills: Pages 16271–16275

Amendments Submitted for Printing: Pages 16216–16217

Notices of Hearings: Page 16217

Committee Authority to Meet: Page 16217

Additional Statements: Pages 16217–16218

Confirmations: Pages 16306–16307

Record Votes: Five record votes were taken today. (Total—201)

Pages 16243, 16248, 16254, 16257, 16265

Recess: Senate met at 11 a.m., and recessed at 6:06 p.m., until 11 a.m., on Saturday, July 18, 1981. (For Senate's program, see remarks of Senator Baker in today's Record on page 16303.)

79-059 O - 86 - 16 (Pt. 26)

Committee Meetings

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee on the Interior and Related Agencies approved for full committee consideration with amendments the substance of H.R. 4035, pending in the House, making appropriations for fiscal year 1982 for the Department of the Interior and certain related agencies.

APPROPRIATIONS—HUD

Committee on Appropriations: Subcommittee on HUD-Independent Agencies approved for full committee consideration with amendments the substance of H.R. 4034, pending in the House, making appropriations for fiscal year 1982 for the Department of Housing and Urban Development and certain independent agencies.

COMMITTEE EXPENDITURES

Committee on Banking, Housing, and Urban Affairs: Committee approved for reporting an original resolution (S. Res. 180), increasing the limitation on expenditures by the committee for the training of professional staff.

FTC ACTIVITIES/PROFESSIONALS

Committee on Commerce, Science, and Transportation: Subcommittee on the Consumer concluded oversight hearings on the Federal Trade Commission's activities relating to state-regulated professionals and professional organizations, focusing on restrictions which impede the free flow of information about prices and services, efforts to impede entry to the market by innovators, and various other restraints imposed on the business and financial aspects of professional practice, after receiving testimony from Senator Melcher; Warwick R. Furr, American Psychological Association, Jane Fielding, American Nurses Association, Charles F. Adams, American Association of Advertising Agencies, and Alvin Levin, American Optometric Association, Robert H. Griffiths, on behalf of the American Dental Association, Chicago, Illinois; Franklin D. Rozak, National Association of Optometrists and Opticians, Cleveland, Ohio; and Ty Kelley, National Association of Chain Drug Stores, Alexandria, Virginia.

NOMINATIONS

Committee on Environment and Public Works: Committee concluded hearings on the nominations of Kathleen M. Bennett, of Virginia, to be Assistant Administrator for Air, Noise, and Radiation, and John P. Horton, of New Jersey, to be Assistant Administrator for Administration, both of the Environmental Protection Agency, after the nominees testified and answered questions in their own behalf. Ms. Bennett was introduced by Senator Warner, and Mr. Horton was introduced by Representatives Fenwick and Rinaldo.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of Monteagle Stearns, of California, to be Ambassador to Greece, Robert Strausz-Hupe, of Pennsylvania, to be Ambassador to the Republic of Turkey, David Anderson, of New York to be Ambassador to the Socialist Federal Republic of Yugoslavia, Marshall Brement, of Arizona, to be Ambassador to Iceland, Richard N. Viets, of Vermont, to be Ambassador to the Hashemite Kingdom of Jordan, and John R. Countryman, of the District of Columbia, to be Ambassador to the Sultanate of Oman, after the nominees testified and answered questions in their own behalf.

NOMINATION

Committee on the Judiciary: Committee concluded hearings on the nomination of William B. Reynolds, of Maryland, to be Assistant Attorney General for Civil Rights, Department of Justice, after the nominee testified further in his own behalf.

NOMINATIONS

Committee on Labor and Human Resources: Committee concluded hearings on the nominations of Donald J. Senese, of Virginia, to be Assistant Secretary for Educational Research, and Improvement, Daniel Oliver, of Connecticut, to be General Counsel, Thomas P. Melady, of Connecticut, to be Assistant Secretary for Postsecondary Education, and Anne Graham, of Virginia, to be Assistant Secretary for Legislation and Public Affairs, all of the Department of Education, George A. Conn, of Maryland, to be Commissioner of the Rehabilitation Services Administration, Thomas L. Lias, of Iowa, to be an Assistant Director of the ACTION Agency, William E. Mayer, of California, to be Administrator of the Alcohol, Drug Abuse, and Mental Health Administration, Department of Health and Human Services, and Robert A. Rowland, of Texas, to be a Member of the Occupational Safety and Health Review Commission, after the nominees testified and answered questions in their own behalf. Mr. Senese was introduced by Senator Thurmond; Ms. Graham was introduced by Senator Warner; Mr. Melady was introduced by Represenatives DeNardis and McKinney; and Mr. Conn was introduced by Representative Porter.

PREVENTIVE HEALTH PROGRAMS

Committee on Labor and Human Resources: Committee concluded hearings on the scope of preventive medicine and health programs, focusing on the roles of smoking, exercise, stress and lifestyles as they correlate to disease, receiving testimony from William H.

Foege, Director, Centers for Disease Control, Department of Health and Human Services; John Naughton, State University of New York, Albany; Walter Menninger, Menninger Clinic, Topeka, Kansas; Robert Bernstein, Texas Commissioner of Health, Austin; Robert L. Johnson, Appalachia Regional Hospitals, Lexington, Kentucky; Frank Stanton, New York City, on behalf of the American Red Cross; Stephen N. Barton, Commission Task Force on Preventive Medicine/American Rural Health Association, Birmingham, Alabama; and John F. Gillespie, Georgetown Consultants, Washington, D.C.

On Thursday, July 16, the Committee began hearings on the aforementioned preventive health programs, receiving testimony from Richard W. Schweiker, Secretary, and Graham Ward, Chief, National Education Branch, National Heart, Lung and Blood Institute, National Institutes of Health, both of the Department of Health and Human Services; Michael E. DeBakey, Commission for Responsible Health Policy/Baylor College of Medicine, Houston, Texas; James O. Mason, Utah State Department of Health, and John Holbrook, University of Utah, both of Salt Lake City; D. A. Henderson, Johns Hopkins School of Hygiene and Public Health, Baltimore, Maryland; LeRoy Pesch, Health Resources Corporation of America, Chicago, Illinois; and Robert S. Eliot, University of Nebraska, Omaha.

BUSINESS MEETING

Committee on Rules and Administration: Committee ordered favorably reported the following measures:

S. Res. 20, providing for television and radio broadcasting of Senate Chamber proceedings;

S. 778, authorizing additional funds to plan for the development of the area south of the original Smithsonian Institution building (South Garden Quadrangle);

An original resolution, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of S. 788, listed above;

S. Res. 146, providing for the participation of the Department of Defense education system for dependents in overseas areas in the Senate youth program;

An original resolution, establishing within the Office of the Sergeant at Arms and Doorkeeper of the Senate a Senate Placement Office;

An original resolution, authorizing the purchase of 1982 United States Capitol Historical Society calendars for use by the Senate;

An original resolution, authorizing the revision and printing of the Senate Manual for use during the 97th Congress; and

Five original resolutions, each to pay a gratuity to the survivor(s) of deceased Senate employees.

WILLIAMS INVESTIGATION

Select Committee on Ethics: Committee met in closed session on pending motions presented by counsel for Senator Williams on matters involving Senator Williams, but made no announcements.

Committee will meet again on Tuesday, July 28.

CIA BRIEFING

Select Committee on Intelligence: Committee met in closed session to receive a report on the activities of the Central Intelligence Agency over the last six months, receiving testimony from Bobby R. Inman, Deputy Director of Central Intelligence.

Committee recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 21 public bills, H.R. 4189–4209; 1 resolution, H. Res. 186 were introduced.

Pages 16386–16387

Bill Reported: One report was filed as follows: H.R. 4209, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1982 (H. Rept. 97–186).

Page 16387

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Wright as Speaker pro tempore for today.

Page 16308

Late Reports: Committee on Appropriations received permission to file a report by midnight tonight on H.R. 4209, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1982;

Committee on the District of Columbia received permission to file reports by midnight tonight on H.R. 4127, to amend the District of Columbia Self-Government and Governmental Reorganization Act to increase the amount authorized to be appropriated as the annual Federal payment to the District of Columbia, and H.R. 4129, to amend the District of Columbia Self-Government and Governmental Reorganization Act to extend the authority of the Mayor to accept certain interim loans from the United States and to extend the authority of the Secretary of the Treasury to make such loans; and

Committee on Agriculture received permission to file a report by midnight tonight on H.R. 3432, The Water Policy Act of 1981.

Pages 16308, 16319

U.S. Nuclear Nonproliferation Policy: House agreed to H. Res. 177, calling for the development

and implementation of a United States nuclear nonproliferation policy which strengthens the barriers to the further spread of nuclear weapons (agreed to by a yea-and-nay vote of 365 yeas with 2 voting "present", Roll No. 142).

Pages 16319–16324

HUD Appropriations: House considered H.R. 4034, making appropriations for the Department of Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 1982; but came to no resolution thereon. Proceedings under the 5-minute rule are scheduled to continue on Tuesday, July 21.

Agreed To:

An amendment that reduces to 175,000 units the assistance program of financing the development or acquisition cost of low-income housing and provides that 3,000 of these units shall be for Indian families;

An amendment, as amended, that reduces by $10 million the appropriation for the HUD Office of Policy Development and Research (agreed to by a recorded vote of 202 ayes to 162 noes with 1 voting "present", Roll No. 143); and

An amendment that removes the restrictive language placing limitations on the expenditure of funds for earthquake hazard research and multihazard research, planning, and mitigation activities.

Rejected two amendments en bloc which sought to prohibit the use of EPA polution abatement and compliance funds requiring States to adopt, implement or enforce a vehicle emission control inspection and maintenance program (rejected by a recorded vote of 177 ayes to 184 noes, Roll No. 144).

A point of order was sustained against an amendment that sought to prohibit the use of the rental assistance program for low and moderate income families in areas imposing rent control.

An amendment was withdrawn that sought to increase by $2.5 million the salaries and expenses appropriation for the Consumer Product Safety Commission.

Pages 16324–16355

Wilderness Lands: House passed H.R. 4083, to designate certain public lands in the State of California as wilderness.

Agreed to the committee amendments.

Agreed to an amendment that incorporates the so-called "release/sufficiency" formula in the bill.

Page 16355

Presidential Message—National Energy Policy: Received and read a message from the President wherein he transmits the National Energy Policy Plan required by section 801 of the Department of Energy Organization Act (Public Law 95–91)—referred to the Committee on Energy and Commerce and ordered printed (H. Doc. 97–77).

Page 16365

Legislative Program: Chief Deputy Whip announced the program for the week beginning July 20. Agreed to adjourn from Friday to Monday.

Page 16365

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of July 22.

Pages 16366–16368

Meeting Time: By unanimous consent the House agreed to meet at 11 a.m. on Tuesday, July 21.

Page 16367

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 16388.

Quorum Calls—Votes: One yea-and-nay vote and two recorded votes developed during the proceedings of the House today and appear on pages 16322, 16333, 16348–16350. There were no quorum calls.

Adjournment: Adjourned at 4:09 p.m.

Committee Meetings

LABOR, HHS, AND EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, HHS, and Education held a hearing on Public Health Service Hospitals Supplemental for fiscal year 1981. Testimony was heard from Members of Congress and departmental witnesses.

U.S. MILITARY BASES

Committee on Armed Services: Subcommittee on Investigations held a hearing to examine the physical security at U.S. military bases. Testimony was heard from Werner Grosshans, Deputy Director, Procurement, Logistics and Readiness Division, GAO; from the following officials of the Department of Defense: Thomas J. O'Brien, Director, Security Plans and Programs, Office of the Secretary of Defense; and Lt. Col. C. B. Kuhla, Office of the Under Secretary of Defense (Research and Engineering) and C. M. Christiansen, Director, Propulsion Technology Division, Naval Ordnance Station, Indian Head, Maryland.

AMERICAN SHRIMP INDUSTRY DEVELOPMENT ACT

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held a hearing on H.R. 4041, American Shrimp Industry Development Act. Testimony was heard from the following officials of the Department of Commerce: William Stevenson, Deputy Assistant Administrator for Fisheries,

NOAA; and William Cavitt, Director for Import Policy Division, Office of Trade Policy and public witnesses.

Joint Meeting

RECONCILIATION—CHILD NUTRITION

Conferees of the Senate Committee on Agriculture, Nutrition, and Forestry and House Committee on Education and Labor met to resolve their differences on child nutrition programs of the Department of Agriculture provisions of H.R. 3982, providing for reconciliation pursuant to section 301 of H. Con. Res. 115, the First Concurrent Resolution of the Congressional Budget, but did not complete action thereon, and recessed subject to call.

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Saturday, July 18, 1981

Senate

Chamber Action

Routine Proceedings, pages 16410–16437

Bills Introduced: One bill was introduced, as follows: S. 1502.

Page 16436

Economic Recovery Tax Act of 1981: Senate continued consideration of H.J. Res. 266, providing for tax reductions and reduced revenues for fiscal years 1981, 1982, 1983, and 1984, and a reduction in individual income tax rates of 5 percent effective October 1, 1981, of an additional 10 percent effective July 1, 1982, and of an additional 10 percent on July 1, 1983, a committee amendment in the nature of a substitute, taking action on additional amendments proposed thereto as follows:

Adopted:

(1) Dole (for Metzenbaum) unprinted amendment No. 243, of a technical and clarifying nature.

Page 16420

(2) Dole unprinted amendment No. 244, increasing from $10 to $60 the filing fee for filing petitions in the U.S. Tax Court.

Page 16425

Pages 16420–16427

Senate briefly considered Mathias unprinted amendment No. 245 (printed Amendment No. 500), to provide an opportunity to individuals to make financial contributions, in connection with the payment of their Federal income tax, for the advancement of the arts and the humanities. By unanimous consent, the amendment was laid aside.

Pages 16427–16430

Communications: **Pages 16434–16435**

Amendments Submitted for Printing: **Page 16436**

Additional Statements: **Page 16437**

Recess: Senate met at 11 a.m., and recessed at 2:05 p.m., until 12 noon, on Monday, July 20, 1981. (For Senate's program, see remarks of Senator Baker in today's RECORD on page 16444.)

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Monday, July 20.

Committee Meetings

No committee meetings were held today.

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Monday, July 20, 1981

Senate

Chamber Action

Routine Proceedings, pages 16445–16534

Bills Introduced: Two bills and eight resolutions were introduced, as follows: S. 1503–1504, and S. Res. 182–189.

Pages 16512, 16514–16515

Bills Reported: Reports were made as follows:

Report to accompany S. Res. 160, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 43, requiring the Congressional Budget Office to prepare a cost estimate of House and Senate reported legislation which has certain economic consequences to State and local governments in compliance with such legislation (unfavorably). (S. Rept. No. 97–156).

S. Res. 166, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 755, authorizing funds for fiscal year 1982 for Federal alcohol and drug abuse programs.

S. Res. 168, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 1181, increasing the pay allowances and benefits for members of the uniformed services.

S. Res. 170, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 1085, authorizing funds for fiscal years 1982 and 1983 for Headstart programs.

S. Res. 171, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 1086, authorizing funds for fiscal years 1982, 1983, and 1984 for specified programs of the Older Americans Act of 1965, and to eliminate, revise, or consolidate certain other programs.

S. Res. 172, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 1087, authorizing funds for fiscal years 1982 and 1983 for national volunteer anti-poverty programs (Domestic Volunteer Service).

S. Res. 173, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 1090, authorizing funds for fiscal years 1982, 1983, and 1984 for support services and research relating to adolescent pregnancy and parenthood.

S. Res. 182, S. Res. 183, S. Res. 184, S. Res. 185, and S. Res. 186, each to pay a gratuity to survivor(s) of deceased Senate employees.

S. Res. 187, authorizing the revision and printing of the Senate Manual for use during the 97th Congress.

S. Res. 188, authorizing the purchase of 1982 United States Capitol Historical Society calendars for use by the Senate. (S. Rept. No. 97–157).

S. Res. 148, calling for an international moratorium on the commercial killing of whales.

S. 1085, authorizing funds for fiscal years 1982 and 1983 for Headstart programs, with an amendment in the nature of a substitute. (S. Rept. No. 97–158).

S. 1086, authorizing funds for fiscal years 1982, 1983, and 1984 for specified programs of the Older Americans Act of 1965, and to eliminate, revise, or consolidate certain other programs, with an amendment in the nature of a substitute. (S. Rept. No. 97–159).

S. 1087, authorizing funds for fiscal years 1982 and 1983 for national volunteer anti-poverty programs (Domestic Volunteer Service) (S. Rept. No. 160).

S. Res. 189, increasing the limitation on expenditures by the Committee on Commerce, Science, and Transportation for the training of professional staff. Referred to the Committee on Rules and Administration.

Pages 16511–16512

Measures Passed:

Moratorium on Killing of Whales: Senate agreed to S. Res. 148, calling for an international moratorium on the commercial killing of whales.

Pages 16531–16532

Use of Frank: Senate passed with amendments S. 1224, strengthening and clarifying the Congressional franking law.

Pages 16532–16534

Economic Recovery Tax Act of 1981: Senate continued consideration of H. J. Res. 266, providing for tax reductions and reduced revenues for fiscal years 1981, 1982, 1983, and 1984, and a reduction in individual income tax rates of 5 percent effective October 1, 1981, of an additional 10 percent effective July 1, 1982, and of an additional 10 percent on July 1, 1983, a committee amendment in the nature of a substitute, taking action on additional amendments proposed thereto as follows:

Adopted:

(1) By 97 yeas to 1 nay, Packwood unprinted amendment No. 246, allowing the deduction for charitable contributions to be allowed for individuals who do not itemize deductions.

Page 16464

(2) By 94 yeas to 3 nays, Stevens unprinted amendment No. 247, eliminating the voting rights pass through requirement for closely held corporations participating in Employee Stock Ownership Plans (ESOPS).

Page 16476

(3) Dole unprinted amendment No. 248, reducing the rate of cost recovery on 15-year real property other than low-income rental housing, after agreeing (by 56 yeas to 40 nays) to Dole unprinted amendment No. 249, in the nature of a substitute.

Page 16487

Pending:

(1) Riegle unprinted amendment No. 250 (printed amendment No. 503), to restore the minimum benefit for persons already on the benefit roles prior to December 1981.

Page 16489

(2) Riegle modified unprinted amendment No. 251 (printed amendment No. 504), to unprinted amendment No. 250, in the nature of a substitute, to change the date to January 1982.

Page 16491

A unanimous consent agreement was reached providing for 40 minutes on the second Riegle amendment on Tuesday, July 21.

Page 16491

During the consideration of this matter today, Senate by 92 yeas to 5 nays agreed to a motion to instruct the Sergeant at Arms to request the attendance of absent Senators.

Page 16483

Pages 16464–16491

Treaty Approved: By unanimous vote of 97 yeas, two-thirds of the Senators present and voting having voted in the affirmative, Senate agreed to the resolution of ratification of the Treaty with Canada on

Pacific Coast Albacore Tuna Vessels and Port Privileges (Treaty Doc. No. 97–13).

Pages 16462–16464

Confirmations: Senate confirmed the nomination of William W. Wilkins, Jr., to be U.S. District Judge for the District of South Carolina.

Messages From the House: Page 16511

Communications: Page 16511

Statements on Introduced Bills: Pages 16512–16514

Amendments Submitted for Printing: Page 16515

Notices of Hearings: Page 16515

Committee Authority to Meet: Pages 16515–16516

Additional Statements: Pages 16516–16531

Confirmations: Page 16534

Quorum Call: One quorum call was taken today. (Total—9)

Page 16483

Record Votes: Five record votes were taken today. (Total—206)

Pages 16463–16464, 16475, 16484, 16487, 16489

Recess: Senate convened at 12 Noon and recessed at 7:10 p.m., until 9:15 a.m., on Tuesday, July 21, 1981. (For Senate's program, see remarks of Senator Baker in today's Record on pages 16445–16446, 16534.)

Committee Meetings

NOMINATION

Committee on Agriculture, Nutrition, and Forestry: Committee concluded hearings on the nomination of John V. Graziano, of Virginia, to be Inspector General, Department of Agriculture, after the nominee, who was introduced by Representative Findley, testified and answered questions in his own behalf.

PUBLIC HEALTH SERVICE HOSPITALS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education concluded hearings on proposed legislation making supplemental appropriations for fiscal year ending September 30, 1981, for Public Health Service hospitals, after receiving testimony from Senators Gorton, Jackson, and Sarbanes; and Edward N. Brandt, Jr., Assistant Secretary of Health and Human Services.

EXPORT FINANCE PROGRAMS

Committee on Banking, Housing, and Urban Affairs: Subcommittee on International Finance and Monetary Policy concluded hearings on S. 868, directing the Export-Import Bank to adopt export finance programs comparable in structure to those measures of official export credits offered by competing countries, after receiving testimony from William Draper, III, Chairman, Export-Import Bank of U.S.; Robert Cornell, Deputy Assistant Secretary of the Treasury for International Trade and Investment Policy; Gordon C. Hurlbert, Westinghouse Power Systems Company, Pittsburgh, Pennsylvania; Carl Schlemmer, General Electric Co., Erie, Pennsylvania; Richard Roberts, National Foreign Trade Council, Inc., Washington, D.C.; and Steven Sohn, United Technologies Credit Corporation, Hartford, Connecticut, on behalf of export Policy Task Force of the Chamber of Commerce of the United States.

NOMINATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nomination of George A. Keyworth, II, of New Mexico, to be Director of the Office of Science and Technology Policy, after the nominee who was introduced by Senator Domenici, testified and answered question in his own behalf.

ENERGY POLICY

Committee on Energy and Natural Resources: Committee concluded hearings on S.1475, extending until June 30, 1985, the authority of section 252 of the Energy Policy and Conservation Act which authorizes U.S. oil companies to participate in voluntary agreements for implementing the allocation and information provisions of the agreement on an international energy program, and provides a limited defense against any antitrust suits brought against U.S. oil companies participating in the international energy program, after receiving testimony from Thomas Newkirk, Deputy General Counsel for Regulation and George Bradley, Acting Principal Deputy Assistant Secretary of State for International Affairs both of the Department of Energy; Pierce Bullen, Acting Deputy Assistant Secretary for International Energy Policy, and John Ferriter, Director, Office of Energy Consumer-Country Affairs, both of the Department of State; and Ronald G. Carr, Deputy Assistant Attorney General, Antitrust Division, Department of Justice.

UNION STATION/NATIONAL VISITORS CENTER

Committee on Environment and Public Works: Committee concluded hearings on S.548 and S.1192, bills providing for the completion of Union Station, Washington, D.C., as primarily a transportation center, after receiving testimony from Andrew L. Lewis, Jr., Secretary of Transportation; Richard R. Hite, Deputy Assistant Secretary of the Interior for Policy, Budget and Administration; Thomas M. Downs, Director, District of Columbia Department of Transportation; Mike Spear, The Rouse Company, Columbia, Maryland; William C. Davis, Heliport Systems, Inc., Morristown, New Jersey; A. Barton Lewis, Philadelphia, Pennsylvania; and Larry

Gilson, Amtrak; Peter A. Martosella, Jr., Victor Palmieri and Co., Inc., Charles A. Horsky, Federal City Council, Robert H. Mendelsohn, Mendelsohn Associations, Richard F. Hodgkins, Helicopter Association International, and Armistead B. Rood, all of Washington, D.C.

SUPERFUND

Committee on Environment and Public Works: Subcommittee on Environmental Pollution concluded oversight hearings on the financing of the Hazardous Substance Response Trust Fund (Superfund) as established by Section 221 of P.L. 96-510, focusing on the significant roles of several Federal agencies involved in enacting provisions of the Superfund law, after receiving testimony from Senators Heflin and Denton; George Marienthal, Deputy Assistant Secretary of Defense for Energy, Environment and Safety; Colonel John Spence, Commander, U.S. Army Toxic and Hazardous Materials Agency; Mayor Clyde Foster, Triana, Alabama; Ken Cross, Texas Assistant Attorney General, Austin; Steve Picco, New Jersey Department of Environmental Protection, Trenton; and Thomas P. Looby and Robert Shukle, both of the Colorado State Health Department, Denver.

DEBT COLLECTION

Committee on Finance: Subcommittee on Oversight of the Internal Revenue Service concluded hearings on certain provisions of S. 1249, providing tools and incentives to the Federal government in its efforts to collect debts owed the United States, after receiving testimony from Senator Percy; Joseph T. Davis, Acting Commissioner, Internal Revenue Service, Department of the Treasury; Edwin L. Harper, Deputy Director, Office of Management and Budget; Wilbur D. Campbell, Acting Director, Accounting and Financial Management Division, General Accounting Office; Nat Coluzzi, Acting Branch Chief of Guaranteed Student Loans, Division of Program Operations, Department of Education; John W. Hagan, Jr., Deputy Chief Benefits Director, Veterans' Administration; John Spafford, Associated Credit Bureaus, Inc., Houston, Texas; and John Shattuck, American Civil Liberties Union, Washington, D.C.

SINAI MULTINATIONAL FORCE

Committee on Foreign Relations: Committee concluded hearings on the proposed Agreement reached by the Governments of the United States, Egypt and Israel on the stationing of a multinational force in Sinai, after receiving testimony from Nicholas A. Veliotes, Assistant Secretary, and Michael Sterner, Deputy Assistant Secretary, both of the Bureau of Near Eastern and South Asian Affairs, Department of State; and Brigadier General Andrew L. Cooley, Deputy Director, Political Military Affairs, Office of Joint Chiefs of Staff.

House of Representatives

Chamber Action

Bills Introduced: 2 public bills, H.R. 4210 and 4211 were introduced.

Page 16443

Consent Calendar: On the call of the Consent Calendar, the House sent the following bills to the Senate without amendment:

El Dorado National Forest lands: H.R. 2820, to provide that certain lands constituting part of the El Dorado National Forest be conveyed to certain persons who purchased and held such lands in good faith reliance on an inaccurate surveyor's map; and

Nevada forest lands: H.R. 2218, to direct the Secretary of Agriculture to convey certain National Forest System lands in the State of Nevada.

Pages 16439-16440

Referrals: Three Senate-passed measures were referred to the appropriate House committees.

Page 16443.

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 16630.

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Adjourned at 12:11 p.m.

Committee Meetings

CLINCH RIVER BREEDER REACTOR

Committee on Energy and Commerce: Subcommittee on Oversight held a hearing on the issue of cost overruns and safety relating to the Clinch River Breeder Reactor. Testimony was heard from Ernie Fitzgerald, Deputy for Productivity Management, Office of the Assistant Secretary of the Air Force for Financial Management, Department of Defense; Shelby Brewer, Assistant Secretary for Nuclear Energy, Department of Energy and a public witness.

BUDGET REDUCTIONS—FAA

Committee on Government Operations: Subcommittee on Government Activities and Transportation held a hearing on the impact of budget reductions on Federal Aviation Administration. Testimony was heard from Senator D'Amato; Representatives Horton, Conte, Markey, Akaka and Downey; and J. Lynn

Helms, Administrator, FAA, Department of Transportation.

Hearings continue tommorow.

Joint Meetings

RECONCILIATION—HEALTH

Conferees of the Senate Committee on Labor and Human Resources and House Committee on Energy and Commerce met to resolve their differences on health related provisions of H.R. 3982, providing for reconciliation pursuant to section 301 of H. Con. Res. 115, the First Concurrent Resolution of the Congressional Budget, but did not complete action thereon and will meet again tomorrow.

RECONCILIATION—EDUCATIONAL/ VOCATIONAL PROGRAMS

Conferees of the Senate Committee on Labor and Human Resources and House Committee on Education and Labor agreed on their differences on elementary and secondary education provisions, vacational rehabilitation, and refugee education provisions of H.R. 3982, providing for reconciliation pursuant to section 301 of H. Con. Res. 115, the First Concurrent Resolution of the Congressional Budget.

Conferees will meet again tomorrow on the higher education (student aid) provisions.

RECONCILIATION—COMMUNITY DEVELOPMENT

Conferees of the Senate Committee on Banking, Housing, and Urban Development and House Committee on Banking, Finance and Urban Affairs met to resolve their difference on the community development provisions of H.R. 3982, providing for reconciliation pursuant to section 301 of H. Con. Res. 115, the First Concurrent Resolution of the Congressional Budget, but did not complete action thereon, and will meet again tomorrow.

AUTHORIZATIONS—DEFENSE SUPPLEMENTAL

Conferees agreed to file a conference report on differences between the Senate- and House-passed versions of S. 694, authorizing supplemental funds for fiscal year 1981 for the Department of Defense, and supplemental funds for fiscal year 1981 for military procurement and construction programs of the Department of Defense.

Tuesday, July 21, 1981

Senate

Chamber Action

Routine Proceedings, pages 16535–16630

Bills Introduced: Three bills and one resolution were introduced, as follows: S. 1505–1507, and S.J. Res. 99.

Page 16622

Bills Reported: Reports were made as follows:

S.J. Res. 74, designating the week of October 4–10, 1981, as "National Diabetes Week."

S.J. Res. 84, designating March 19, 1982, as "National Energy Education Day."

S.J. Res. 94, designating October 10, 1981, as "National Jogging Day."

S. 1090, authorizing funds for fiscal years 1982, 1983, and 1984 for support services and research relating to adolescent pregnancy and parenthood with an amendment in the nature of a subsitute. (S. Rept. No. 97–16).

Page 16622

Economic Recovery Tax Act of 1981: Senate continued consideration of H.J. Res. 266, providing for tax reductions and reduced revenues for fiscal years 1981, 1982, and 1983, and 1984, and a reduction in individual income tax rates of 5 percent effective October 1, 1981, of an additional 10 percent effective July 1, 1982, and of an additional 10 percent on July 1, 1983, a committee amendment in the nature of a substitute, taking action on additional amendments proposed thereto as follows:

Adopted:

Heinz unprinted amendment No. 252, requiring a study of various savings incentives for retirement.

Page 16566

Rejected:

(1) Riegle Amendment No. 503, to restore the minimum Social Security benefit for persons already on the benefit roles prior to December 1981, (By 52 yeas to 46 nays, Senate agreed to a motion to table the amendment.); and

(2) Riegle Amendment No. 504 (to Amendment No. 503, in the nature of a substitute), to change the date to January 1982.

Page 16554

(3) Bentsen unprinted amendment No. 254 (to unprinted amendment No. 253), to exempt independent producers and certain royalty owners from the windfall profit tax on the first 1,000 barrels of daily production. (By 61 yeas to 38 nays, Senate agreed to a motion to table the amendment; then unprinted amendment No. 253 was withdrawn.)

Page 16567

(4) Kennedy unprinted amendment No. 256, to increase amounts allowable as credits for investment in qualified industrial and residential facilities. (By 54 yeas to 46 nays, Senate agreed to a motion to table the amendment.) Page 16570

Pending:

(1) Dole unprinted amendment No. 255 (printed amendment No. 508), to repeal retroactivity of stock options.

Page 16568

(2) Dole unprinted amendment No. 257 (printed amendment No. 509), providing tax rates on newly discovered oil.

Page 16578

(3) Domenici-Schmitt modified unprinted amendment No. 258 (printed amendment No. 510) (to unprinted amendment No. 257), providing that the applicable percentage for heavy oil and incremental tertiary oil shall be the same as the applicable percentage for newly discovered oil.

Page 16593

A motion to table unprinted amendment No. 257 (printed amendment No. 509) has been made, with a rollcall vote to occur thereon on Wednesday, July 22, at 11 a.m. Page 16616

Pages 16554–16616

Messages From the House: Page 16621

Measures Referred: Page 16621

Communications: Page 16621

Statements on Introduced Bills: Pages 16622–16623

Amendments Submitted for Printing: Pages 16624–16625

Additional Statements: Pages 16626–16630

Record Votes: Three record votes were taken today. (Total—209).

Pages 16564, 16579, 16593

Recess: Senate convened at 9:15 a.m., and recessed at 10:13 p.m., until 10 a.m., on Wednesday, July 22, 1981. (For Senate's program, see remarks of Senator Baker in today's RECORD on pages 16616, 17730.)

Committee Meetings

ARMS CONTROL

Committee on Armed Services: Committee held hearings to review arms control issues and negotiations, receiving testimony from Edward L. Rowny, Special Representative for Arms Control and Disarmament Negotiations-designate, and Chief Negotiator for Arms Control Negotiations-designate.

Hearings were recessed subject to call.

FEDERAL PREEMPTION OF STATE USURY LAWS

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Financial Institutions concluded hearings on S. 1406, proposed Credit Deregulation and Availability Act, and S. 963, authorizing loans at interest rates in excess of certain State usury ceilings, after receiving testimony from Nancy H. Teeters, Member, Board of Governors, Federal Reserve System; Charlotte Chamberlain, Director, Office of Policy and Economic Research, Federal Home Loan Bank Board; Stanley C. Silverberg, Director, Division of Research, Federal Deposit Insurance Corporation; Jo Ann Barefoot, Deputy Comptroller for Customer and Community Programs, Office of the Comptroller of the Currency; Harold A. Black, National Credit Union Administration; Rhode Island State Representative Roger Begin, Woonsocket, Rhode Island, on behalf of the National Conference of State Legislatures; California State Assemblyman Bruce Young, Downey, California; and Kathleen G. Smith, South Carolina Department of Consumer Affairs, Columbia, on behalf of the American Conference of Uniform Consumer Credit Code States.

NOMINATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nomination of Nancy H. Steorts, of Maryland, to be Chairman of the Consumer Product Safety Commission, after the nominee testified, who was introduced by Senator Thurmond, and answered questions in her own behalf.

BUSINESS MEETING

Committee on Energy and Natural Resources: Committee ordered favorably reported the following business items:

S. 859, allowing the States to receive 50% of the rents, bonuses and royalties received from mineral leasing on Federal acquired lands; and

The nominations of James R. Harris, of Indiana, to be Director of the Office of Surface Mining Reclamation and Enforcement, Department of the Interior, James R. Richards, of Virginia, to be Inspector General, Department of Energy, and James G. Stearns, of Nevada, to be Director, Office of Alcohol Fuels, Department of Energy.

Also, committee approved a waiver of the waiting period for the granting of rights-of-way for the construction of a natural gas pipeline in the Kisatchie National Forest lands in Winn Parish, Louisiana.

NOMINATION

Committee on Environment and Public Works: Committee concluded hearings on the nomination of Thomas M. Roberts, of the District of Columbia, to be a Member of the Nuclear Regulatory Commission, after the nominee, who was introduced by Senator Baker, testified and answered questions in his own behalf.

DISASTER RELIEF

Committee on Environment and Public Works: Subcommittee on Regional and Community Development concluded oversight hearings on the implementation of the Disaster Relief Act, and resumed hearings on S. 1217, authorizing funds for fiscal years 1982, 1983, and 1984, for disaster relief programs, and S. 1216, providing for specific court actions against any party whose acts may have caused or contributed to the events resulting in a declaration of emergency or major disaster, after receiving testimony from Henry Eschwege, Director, Community and Economic Development Division, General Accounting Office; Robert S. Wilkerson, Florida Division of Public Safety Planning and Assistance, Tallahassee, on behalf of Florida Governor Bob Graham, and the National Governors Association; Wilbur R. Buntin, Jr., Kentucky Disaster and Emergency Services, Frankfort, on behalf of the National Emergency Management Association; William J. Sande, and Robert D. Vessey, both of the American Red Cross, Washington, D.C.; and Susan Cady, Lehigh University, Bethlehem, Pennsylvania, on behalf of the American Library Association.

NOMINATIONS

Committee on Foreign Relations: Committee ordered favorably reported the following nominations: Davis R. Robinson, of the District of Columbia, to be Legal Adviser of the Department of State; Gilbert A. Robinson, of New York, to be Deputy Director of the International Communication Agency; Dean E. Fischer, of Virginia, to be an Assistant Secretary of State; Joan M. Clark, of New York, to be Director General of the Foreign Service; Everett Alvarez, Jr., of Maryland, to be Deputy Director of the Peace Corps; Richard T. Kennedy, of the District of Columbia, to be the Representative of the International Atomic Energy Agency, with the rank of Ambassador; Monteagle Stearns, of California, to be Ambassador to Greece; Robert Strausz-Hupe, of Pennsylvania, to be Ambassador to the Republic of Turkey; David Anderson, of New York, to be Ambassador to the Socialist Federal Republic of Yugoslavia; Marshall Brement, of Arizona, to be Ambassador to Iceland; John R. Countryman, of the District of Columbia, to be Ambassador to the Sultanate of Oman; and Richard N. Viets, of Vermont, to be Ambassador to the Hashemite Kingdom of Jordan.

LAW OF THE SEA

Committee on Foreign Relations: Committee met in closed session to review the U.S. position at the forthcoming session of the Law of the Sea Conference to be held in Geneva, Switzerland, during the month of August, 1981, receiving testimony from James M. Malone, Assistant Secretary of State for Oceans and International Environment and Science.

Committee recessed subject to call.

ISRAEL/LEBANON BRIEFING

Committee on Foreign Relations: Committee met in closed session to receive a briefing from officials of the Central Intelligence Agency on the current Israeli/Lebanon situation, made no announcements, and recessed subject to call.

SOUTHEAST ASIA

Committee on Foreign Relations: Subcommittee on East Asian and Pacific Affairs resumed hearings on U.S. military strategic policy in Southeast Asia, receiving testimony from Richard L. Armitage, Deputy Assistant Secretary of Defense for International Security Affairs.

Subcommittee will meet again tomorrow.

ENERGY CONSERVATION—1980's

Committee on Governmental Affairs: Subcommittee on Energy, Nuclear Proliferation, and Government Processes concluded hearings on energy conservation strategies for the 1980's in the United States, after receiving testimony from Joseph J. Tribble, Assistant Secretary of Energy for Conservation and Renewable Energy, and J. Hunter Chiles, III, Director, Office of Policy, Planning and Analysis, Department of Energy; S. David Freeman, Chairman, Board of Directors, Tennessee Valley Authority; Linda Parke Gallagher, Alliance to Save Energy, Washington, D.C.; and Robert H. Williams, Princeton University, Princeton, New Jersey.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following business items:

S. 537, establishing the State Justice Institute to strengthen and improve the judicial administration in U.S. State courts;

S.J. Res. 74, designating the week of October 4–10, 1981, as "National Diabetes Week";

S.J. Res. 84, designating March 19, 1982, as "National Energy Education Day"; and

The nominations of William B. Reynolds, of Maryland, to be Assistant Attorney General for the Civil Rights Division, Department of Justice, and William C. Lee, to be U.S. District Judge for the Northern District of Indiana.

CIA—FREEDOM OF INFORMATION

Select Committee on Intelligence: Committee concluded hearings on S. 1273, providing relief to the Central Intelligence Agency and other components of the intelligence community from the burden of responding to certain types of information under the provisions of the Freedom of Information Act, after re-

ceiving testimony from Admiral Bobby R. Inman, Deputy Director, Central Intelligence Agency; Lt. General Lincoln D. Faurer, Director, National Security Agency; Major General Richard X. Larkin, Director, Defense Intelligence Agency; Mark Lynch and Allan Adler, both of the American Civil Liberties Union, and Samuel Gammon, American Historical Association, all of Washington, D.C.; John Maury, Association of Former Intelligence Officers, McLean, Virginia; K. Prescott Low, Patriot Ledger, Quincy, Massachusetts, on behalf of the American Newspaper Publishers Association; and Robert Lewis, on behalf of the Society of Professional Journalists, Chicago, Illinois.

House of Representatives

Chamber Action

Bills Introduced: 16 public bills, H.R. 4212–4227; 2 private bills, H.R. 28 and 29; and 9 resolutions, H.J. Res. 308 and 309, H. Con. Res. 159 and 160, and H. Res. 187–191, were introduced.

Page 16729

Bills Reported: Reports were filed as follows:

H. Res. 187, waiving certain points of order against H.R. 4209, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1982 (H. Rept. 97–187);

H. Res. 188, waiving certain points of order against H.R. 4169, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1982 (H. Rept. 97–188);

H. Res. 189, providing for the consideration of H.R. 3275, to amend the Civil Rights Act of 1957 to authorize appropriations for the Civil Rights Commission (H. Rept. 97–189); and

H.R. 2120, Product Liability Risk Retention Act of 1981, amended (H. Rept. 97–190).

Pages 16701–16702

New Member Sworn: Representative-elect Oxley presented himself in the Well of the House and was administered the oath of office by the Speaker.

Page 16631

Private Calendar: On the call of the Private Calendar, the House took the following actions:

Passed and sent to the Senate without amendment: H.R. 1785 and 2010.

Passed and sent to the Senate, amended: H.R. 1681, 2573, and 2975.

Passed over without prejudice: H.R. 1547 and 1946.

Pages 16631–16632

Social Security Benefits: By a yea-and-nay vote of 405 yeas to 13 nays, Roll No. 145, the House voted to suspend the rules and agree to H. Res. 181, restoration of social security minimum benefits.

Pages 16637–16660

HUD Appropriations: By a yea-and-nay vote of 362 yeas to 54 nays, Roll No. 147, the House passed H.R. 4034, making appropriations for the Department of Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 1982.

Agreed To:

An amendment that prohibits use of funds to implement, administer, or enforce any regulation which has been disapproved pursuant to a resolution of disapproval duly adopted in accordance with the applicable law of the United States; and

An amendment that prohibits use of funds for the employment of a personal cook, chauffeur, or other personal servant for any officer or employee of the Departments or agencies funded under this bill, and requires that any automobile procured with funds provided by this bill average at least 22 miles per gallon.

Rejected:

An amendment that sought to reduce the National Science Foundation appropriation for research and related activities by $70 million (rejected by a recorded vote of 152 ayes to 264 noes, Roll No. 146); and

An amendment that sought to prohibit use of funds to increase any premium rates prescribed by the Director of the Federal Emergency Management Agency, or by the Secretary of HUD, under the National Flood Insurance Act of 1968.

Pages 16660–16685

Interior Appropriations: House continued consideration of H.R. 4035, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1982; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Wednesday, July 22.

By a yea-and-nay vote of 378 yeas to 3 nays with 1 voting "present", Roll No. 148, the House agreed to resolve itself into the Committee of the Whole.

Rejected an amendment that sought to provide $100 million for Payments in Lieu of Taxes (rejected by a recorded vote of 96 ayes to 320 noes, Roll No. 149, after having been previously agreed to by a division vote of 22 ayes to 21 noes). Earlier, a point of order was sustained against a similar amendment.

An amendment offered on Monday, July 13, that sought to reduce the funding for acquisition, construction, and maintenance for the Bureau of Land Management by $10,000, was withdrawn.

Pages 16685–16701

Subpena: Read a letter from the Clerk for the House wherein he notifies the House of a subpena served on the Chief of the Office of Finance, issued by the United States District Court for the District of Columbia.

Page 16702

Referrals: Two Senate-passed measures were referred to the appropriate House committees.

Page 16729

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 16731.

Quorum Calls—Votes: Three yea-and-nay votes and two recorded votes developed during the proceedings of the House today and appear on pages 16658–16661, 16685, 16999. There were no quorum calls.

Adjournment: Adjourned at 6:59 p.m.

Committee Meetings

WORLD HUNGER

Committee on Agriculture: Held a hearing to review the world hunger situation. Testimony was heard from public witnesses.

Hearings continue tomorrow.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held a hearing on Defense Industrial Base. Testimony was heard from Richard DeLauer, Under Secretary of Defense for Research and Engineering.

PLANNING, PROGRAMING AND BUDGET SYSTEM—PROCUREMENT PROCESS

Committee on Armed Services: Subcommittee on Procurement and Military Nuclear Systems, Defense Procurement Procedures Panel met in executive session to receive a briefing on the Planning, Programing and Budget System (PPBS) and its relation to the procurement process. The Panel was briefed by Russell Hale, Assistant Secretary for Financial Management, Department of the Air Force; and John W. Beach, Director for Plans and Systems, Office of the Assistant Secretary (Comptroller), Department of Defense.

MONETARY POLICY

Committee on Banking, Finance and Urban Affairs: Held a hearing on the conduct of monetary policy. Testimony was heard from Paul A. Volcker, Chairman, Federal Reserve Board.

Hearings continue tomorrow.

HUMAN RIGHTS

Committee on Banking, Finance and Urban Affairs: Subcommittee on International Development Institutions and Finance held a hearing on Human Rights and U.S. policy in the Multi-Development Banks. Testimony was heard from the following officials of the Department of State: Ernest Johnston, Jr., Senior Deputy Assistant Secretary, Bureau of Economic and Business Affairs; Stephen Bosworth, Senior Deputy Assistant Secretary, Bureau of Inter-American Affairs; and Stephen Palmer, Acting Assistant Secretary for Human Rights and Humanitarian Affairs; and Thomas Dawson, Deputy Assistant Secretary of the Treasury for Developing Nations.

TRUTH IN TESTING

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education and the Subcommittee on Postsecondary Education held a joint hearing on H.R. 1662, to require certain information be provided to individuals who take standardized educational admission tests. Testimony was heard from public witnesses.

Hearings continue tomorrow.

OSHA

Committee on Education and Labor: Subcommittee on Health and Safety continued oversight hearings on the Occupational Safety and Health Act (labeling standard). Testimony was heard from public witnesses.

Hearings continue September 22.

ENERGY EFFICIENCY

Committee on Energy and Commerce: Subcommittee on Energy Conservation and Power held a hearing on energy efficiency labels for buildings. Testimony was heard from public witnesses.

CARIBBEAN BASIN

Committee on Foreign Affairs: Subcommittee on Inter-American Affairs held a hearing on the Caribbean Basin: Focus on Development in Central America. Testimony was heard from public witnesses.

SINAI—INTERNATIONAL PEACEKEEPING FORCE

Committee on Foreign Affairs: Subcommittee on International Security and Scientific Affairs and the Subcommittee on Europe and the Middle East held a joint hearing on Agreement for the Creation of an International Peacekeeping Force in the Sinai. Testimony was heard from the following officials of the Department of State: Nicholas A. Veliotes, Assistant Secretary, Bureau of Near Eastern and South Asian Affairs; Michael E. Sterner, Deputy Assistant Secretary, Bureau of Near Eastern and South Asian Affairs; and James Michel, Acting Legal Advisor, and Brig. Gen. Andrew Cooley, Deputy Director, Political Material Affairs, Joint Chiefs of Staff.

BUDGET REDUCTIONS—FAA

Committee on Government Operations: Subcommittee on Government Activities and Transportation concluded a hearing on the impact of budget reductions on Federal Aviation Administration. Testimony was heard from Henry Eschwege, Director, Community and Economic Development Division, GAO; Karen Gerard, Deputy Mayor, New York City; and public witnesses.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Contracts and Printing met to consider pending business.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Services met to consider pending business.

VOTING RIGHTS ACT

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights approved for full Committee action H.R. 3112, to amend the Voting Rights Act of 1965 to extend certain provisions for an additional 10 years, to extend certain other provisions for an additional 7 years.

JUSTICE ASSISTANCE ACT

Committee on the Judiciary: Subcommittee on Crime began markup of H.R. 3359, Justice Assistance Act of 1981.

FISHERMEN'S CONTINGENCY FUND

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Subcommittee on Panama Canal/Outer Continental Shelf approved for full Committee action as amended H.R. 3816, to improve the operation of the Fishermen's Contingency Fund established to compensate commercial fishermen for damages resulting from oil and gas exploration, development, and production in areas of the Outer Continental Shelf.

MISCELLANEOUS MEASURES

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation approved for full Committee action as amended the following bills: H.R. 3942, to amend the Commercial Fisheries Research and Development Act of 1964; and H.R. 4084, to improve the operation of the Marine Mammal Protection Act of 1972.

OVERSIGHT—MERIT PAY PROGRAM

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits held an oversight hearing on Merit Pay program. Testimony was heard from Gary Nelson, Associate Director for Compensation, OPM; William J. McCormick, Jr., Deputy Director, Federal Personnel and Compensation Division, GAO; Ersa H. Poston, Vice Chair, Merit Systems Protection Board; and the following officials of SBA: Roger H. Jones, Acting Assistant Administrator for Supply Services and Joe Maas, Associate Administrator for Personnel Management and a public witness.

Hearings continue July 23.

FEDERAL WATER POLLUTION CONTROL ACT

Committee on Public Works and Transportation: Subcommittee on Investigations and Oversight continued hearings on the implementation of the Federal Water Pollution Control Act concerning the performance of the multi-billion dollar municipal wastewater treatment facilities construction grants program, and related issues. Testimony was heard from public witnesses.

Hearings continue tomorrow.

FEDERAL WATER POLLUTION CONTROL ACT

Committee on Public Works and Transportation: Subcommittee on Water Resources held a hearing on the Federal Water Pollution Control Act, with emphasis on the construction grants program. Testimony was heard from the following officials of EPA: Anne M. Gorsuch, Administrator and John W. Hernandez, Deputy Administrator.

Hearings continue tomorrow.

TRANSPORTATION APPROPRIATION

Committee on Rules: Granted a rule waiving clause 2 and clause 6 of rule XXI against specified provisions of the bill H.R. 4209, making appropriations for the Department of Transportation and related agencies for the period ending September 30, 1982, providing that Title I be considered as read and open to amendment at any point. Testimony was heard from Chairman Whitten and Representatives Benjamin, Wilson, Coughlin, and Green.

COMMERCE, JUSTICE, AND STATE, THE JUDICIARY, AND RELATED AGENCIES APPROPRIATIONS

Committee on Rules: Granted a rule waiving clause 2 and clause 6 of rule XXI against specified provisions of the bill H.R. 4169, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1982. Testimony was heard from Representatives Smith of Iowa and O'Brien.

CIVIL RIGHTS COMMISSION AUTHORIZATION

Committee on Rules: Granted an open rule providing 1 hour of debate on H.R. 3275, to amend the Civil

Rights Act of 1957 to authorize appropriations for the Civil Rights Commission. Testimony was heard from Representative Edwards of California.

SMALL HIGH TECHNOLOGY FIRMS

Committee on Science and Technology: Subcommittee on Investigations and Oversight held a hearing on Small High Technology Firms, Inventors and Innovations. Testimony was heard from public witnesses.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

WORLD WAR I VETERANS' SERVICE PENSION ACT

Committee on Veterans' Affairs: Subcommittee on Compensation, Pension and Insurance held a hearing on H.R. 1918, to amend title 38, United States Code, to authorize a service pension of up to $150 per month for veterans of World War I and for certain surviving spouses and dependent children of such veterans. Testimony was heard from Representatives Anderson, Edgar, Pepper, Tauke and Skelton; John Hagan, Jr., Deputy Chief Benefits Director, VA and representatives of various veterans organizations.

TAX REDUCTION BILL

Committee on Ways and Means: Continued markup of the tax reduction bill.

Will continue July 23.

Joint Meetings

DEFENSE PROCUREMENT

Joint Economic Committee: Subcommittee on International Trade, Finance, and Security Economics held hearings on the economics of defense procurement, focusing on the Army's M–1 tank, receiving testimony from Walton H. Sheley, Director, Mission Analysis and Systems Acquisition, and Donald J. Horan, Director, Procurement Logistics and Readiness Division, both of the General Accounting Office.

Hearings continue tomorrow.

RECONCILIATION—FOOD STAMPS

Conferees of the Senate Committee on Agriculture, Nutrition, and Forestry and House Committee on Agriculture met to resolve their differences on the agriculture and food stamp provisions of H.R. 3982, providing for reconciliation pursuant to section 301 of H. Con. Res. 115, the First Concurrent Resolution of the Congressional Budget, but did not complete action thereon, and will meet again tomorrow.

RECONCILIATION—MILITARY PROGRAMS

Conferees of the Senate Committee on Armed Services and House Committee on Armed Services agreed on their differences on the National Defense stockpile provisions and cost of living allowances (COLA) provisions, and failed to agree on their differences on the military survivor benefits provisions of H.R. 3982, providing for reconciliation pursuant to section 301 of H. Con. Res. 115, the First Concurrent Resolution of the Congressional Budget.

RECONCILIATION—FHA/MORTGAGE INSURANCE

Conferees of the Senate Committee on Banking, Housing, and Urban Affairs and House Committee on Banking, Finance and Urban Affairs continued to resolve their difference on those provisions which fall within their jurisdiction of H.R. 3982, providing for reconciliation pursuant to section 301 of H. Con. Res. 115, the First Concurrent Resolution of the Congressional Budget, did not complete action thereon and will meet again tomorrow.

RECONCILIATION—COMMERCE, SCIENCE, TRANSPORTATION PROVISIONS

Conferees of the Senate Committee on Commerce, Science, and Transportation and House Committee on Energy and Commerce met to resolve their differences on those provisions under their jurisdiction of H.R. 3982, providing for reconciliation pursuant to section 301, of H. Con. Res. 115, the First Concurrent Resolution of the Congressional Budget, but did not complete action thereon, and recessed subject to call.

RECONCILIATION—INTERIOR

Conferees of the Senate Committee on Energy and Natural Resources and House Committee on Interior and Insular Affairs agreed on their differences on the Department of the Interior and related agencies provisions of H.R. 3982, providing for reconciliation pursuant to section 301 of H. Con. Res. 115, the First Concurrent Resolution of the Congressional Budget.

RECONCILIATION—CORPS OF ENGINEERS/USER FEES

Conferees of the Senate Committee on Energy and Natural Resources and Environment and Public Works and House Committees on Public Works and Interior and Insular Affairs agreed on their differences on the Corps of Engineers special recreational user fees provisions of H.R. 3982, providing for reconciliation pursuant to section 301 of H. Con. Res. 115, the First Concurrent Resolution of the Congressional Budget.

RECONCILIATION—ALASKA NATURAL GAS TRANSPORTATION SYSTEM

Conferees of the Senate Committee on Energy and Natural Resources and House Committees on Interior and Insular Affairs and Energy and Commerce agreed on their differences on the Office of the Federal Inspector for the Alaska Natural Gas Transportation System provisions of H.R. 3982, providing for reconciliation pursuant to section 301 of H. Con. Res. 115, the First Concurrent Resolution of the Congressional Budget.

RECONCILIATION—TRADE ADJUSTMENT ASSISTANCE

Conferees, on Monday, July 20, of the Senate Committee on Finance and House Committee on Ways and Means agreed on their differences on the trade adjustment assistance provisions of H.R. 3982, providing for reconciliation pursuant to section 301 of H. Con. Res. 115, the First Concurrent Resolution of the Congressional Budget.

RECONCILIATION—CONSULTANTS/ FEDERAL TRAVEL/BLOCK GRANTS

Conferees of the Senate Committee on Governmental Affairs and House Committee on Governmental Operations met to resolve their differences on the reduction in spending for consultants provisions, reduction in expenditures for travel by Federal employees provisions, and distribution of block grant funds to States provisions of H.R. 3982, providing for reconciliation pursuant to section 301 of H. Con. Res. 115, the First Concurrent Resolution of the Congressional Budget, did not complete action thereon, and will meet again on Thursday, July 23.

RECONCILIATION—STUDENT AID

Conferees of the Senate Committee on Labor and Human Resources and House Committee on Education and Labor agreed on their differences on the higher education (student aid) provisions of H.R. 3982, providing for reconciliation pursuant to section 301 of H. Con. Res. 115, the First Concurrent Resolution of the Congressional Budget.

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Wednesday, July 22, 1981

Senate

Chamber Action

Routine Proceedings, pages 16849–16934

Bills Introduced: Two bills and three resolutions were introduced, as follows: S. 1508–1509, S. J. Res. 100, and S. Res. 190–191.

Pages 16915, 16922–16926

Bills Reported: Reports were made as follows:

S. 859, allowing the States to receive 50 percent of the rents, bonuses and royalties received from mineral leasing on Federal acquired lands. (S. Rept. No. 97–162).

S. Res. 190, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 859, (see above). Referred to the Committee on the Budget.

Page 16914

Economic Recovery Tax Act of 1981: Senate continued consideration of H.J. Res. 266, providing for tax reductions and reduced revenues for fiscal years 1981, 1982, 1983, and 1984, and a reduction in individual income tax rates of 5 percent effective October 1, 1981, of an additional 10 percent effective July 1, 1982, and of an additional 10 percent on July 1, 1983, a committee amendment in the nature of a substitute, taking action on additional amendments proposed thereto as follows:

Adopted:

(1) Harry F. Byrd, Jr. unprinted amendment No. 260, permitting successive income beneficiaries in a qualified Subchapter S trust.

Page 16891

(2) Dole unprinted amendment No. 261, relating to the rate of tax on newly discovered oil.

Page 16910

Rejected:

Hollings unprinted amendment No. 259, to provide a one-year targeted rate cut. (By 26 yeas to 71 nays, Senate agreed to a motion to table the amendment.)

Page 16860

By 47 yeas to 49 nays, Senate rejected a motion to table Dole Amendment No. 509, relating to tax rates on newly discovered oil. (Amendment No. 509 and Amendment No. 510 were then withdrawn.)

Page 16857

Pending is Dole Amendment No. 508, to repeal retroactivity of stock options. **Page 16910**

A unanimous-consent agreement was reached concerning further consideration of the joint resolution and additional amendments to be proposed thereto.

Page 16891

Pages 16857–16910

Messages From the House: **Page 16914**

Measures Referred: **Page 16914**

Communications: **Page 16914**

Statements on Introduced Bills: **Pages 16915–16922**

Amendments Submitted for Printing: **Pages 16926–16929**

Committee Authority To Meet: **Page 16929**

Additional Statements: **Pages 16926–16934**

Record Votes: Two record votes were taken today. (Total—211) **Pages 16827, 16890**

Recess: Senate convened at 10 a.m., and recessed at 8:04 p.m. until 9:30 a.m., on Thursday, July 23, 1981. (For Senate's program, see remarks of Senator Baker in today's RECORD on pages 16849, 16934.)

Committee Meetings

APPROPRIATIONS—HUD

Committee on Appropriations: Committee ordered favorably reported with amendments H.R. 4034, making appropriations for fiscal year 1982 for the Department of Housing and Urban Development, and certain independent agencies.

MONETARY POLICY

Committee on Banking, Housing and Urban Affairs: Committee held oversight hearings on the conduct of monetary policy, focusing on the Federal Reserve's objectives for the growth of money and credit for this year as well as tentative targets for 1982, receiving testimony from Paul A. Volcker, Chairman, Board of Governors, Federal Reserve System.

Hearings were recessed subject to call.

NOMINATIONS

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nominations of James H. Quello, of Virginia, and Henry M. Rivera, of New Mexico, each to be a Member of the Federal Communications Commission, after the nominees testified and answered questions in their own behalf.

CORRECTION

Committee on Energy and Natural Resources: On Tuesday, July 21, the Daily Digest incorrectly reported that the committee had ordered favorably reported S. 1031, reducing the penalties for violations of regulations issued under the Federal Land Policy and Management Act, and S. 901, providing for the acquisition of the Georgetown waterfront within the District of Columbia as part of the National Capital Park system for the recreational use of the public. These bills are still pending before the committee.

OIL/GAS LEASES

Committee on Energy and Natural Resources: Subcommittee on Energy Conservation and Supply concluded hearings on S. 506, reinstating and validating certain numbered U.S. oil and gas leases, after receiving testimony from Senator Hayakawa; Carrey E. Carruthers, Assistant Secretary of the Interior for Land and Water Resources, and Dave Russell, Deputy Assistant Secretary of the Interior for Land and Water Resources; Harry Blomquist, The Coastal Corporation, Houston, Texas; and George Dibble, Husky Oil Company, Cody, Wyoming.

NOMINATION

Committee on Foreign Relations: Committee concluded hearings on the nomination of Arthur W. Hummel, Jr., of Maryland, to be Ambassador to the People's Republic of China, after the nominee who was introduced by Senator Hayakawa, testified and answered questions in his own behalf.

SOUTHEAST ASIA

Committee on Foreign Relations: Subcommittee on East Asian and Pacific Affairs concluded hearings on U.S. policy objectives in Southeast Asia, after receiving testimony from Guy Pauker, Rand Corporation, Los Angeles, California; and Charles Robinson, U.S./ASEAN Business Council, Washington, D.C.

FEDERAL WORKERS' COMPENSATION

Committee on Governmental Affairs: Permanent Subcommittee on Investigations held oversight hearings on alleged fraud and abuse involving certain claims within the Federal workers compensation program, receiving testimony from Thomas McBride, Inspector General, Department of Labor; Morton E. Henig, Senior Associate Director, Human Resources Division, General Accounting Office; Karen A. Hainer and Howard W. Cox, both of the Permanent Subcommittee on Investigations; and Lois Ryan, Richard Giannino, and Hector Monthaluo, all of East Northport, Long Island, New York.

Hearings continue tomorrow.

INTERGOVERNMENTAL REGULATION

Committee on Governmental Affairs: Subcommittee on Intergovernmental Relations held hearings on State implementation of certain Federal regulations, focusing on standards relating to the Clean Air Act, receiving testimony from David B. Walker, Assistant Director, Advisory Commission on Intergovernmental Relations; Alan Gitelson, Loyola University, Chicago, Illinois; Melvin Dubnick, University of Kansas, Lawrence; Dan Goodwin, Illinois Director of Environmental Protection, Springfield; Anthony Cortese, Massachusetts Environmental Quality Commission, Boston; Wayne Cropp, Chattanooga-Hamilton County Air Pollution Control Bureau, Chattanooga, Tennessee; Walter Rockenstein, Minneapolis, Minnesota; and Robert Offutt, Jefferson County Air Pollution Control, Louisville, Kentucky.

Hearings were recessed subject to call.

FREEDOM OF INFORMATION

Committee on the Judiciary: Subcommittee on the Constitution resumed oversight hearings on the implementation of the Freedom of Information Act, and on S. 1247, S. 1235, and S. 587, bills providing for

the protection of certain confidential information from the disclosure requirements of the Freedom of Information Act, receiving testimony from James O'Reilly, Procter & Gamble, Cincinnati, Ohio; Jack Pulley, Dow Corning Corporation, Midland, Michigan; A. R. Whale, Eli Lilly and Company, Indianapolis, Indiana; Prospere Virden, Honeywell, Inc., McLean, Virginia; and Stuart Bondurant, University of North Carolina, Chapel Hill, on behalf of the American Association of Medical Colleges; and Burt A. Braverman, Cole, Raywid & Braverman, Nancy Duff Campbell, National Women's Law Center, and David C. Vladeck, Public Citizen Litigation Group, all of Washington, D.C.

Hearings continue on Friday, July 31.

VA EDUCATION BENEFITS

Committee on Veterans' Affairs: Committee held hearings on S. 5, S. 7, S. 25, S. 26, S. 48, S. 105, S. 248, S. 417, and S. 742, bills providing educational assistance for veterans and active duty members of the Armed Forces, receiving testimony from Senators Armstrong, Jepsen, Warner, and Cohen; Representatives Edgar and Montgomery; Lawrence Korb, Assistant Secretary of Defense for Manpower, Reserve Affairs, and Logistics; Major General William Webb, Acting Deputy Army Chief for Manpower and Reserves; Lt. General A. P. Iosue, Deputy Chief of Air Force Staff for Manpower and Personnel; Vice Admiral Lando Zeck, Deputy Chief of Navy Staff for Manpower, Personnel and Training; Lt. General E. J. Bronars, Deputy Chief of Marine Corps Staff for Manpower, Personnel and Training; Rear Admiral Richard Cueroni, Chief, Office of Personnel, U.S. Coast Guard; and James P. Kane, Assistant General Counsel, Veterans' Administration.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 10 public bills, H.R. 4230–4239; 1 private bill, H.R. 4240; and 1 resolution, H. Res. 192 were introduced. **Page 16857**

Bill Reported: One report was filed as follows: H.R. 2015, to enable the Secretary of the Interior to erect permanent improvements on land acquired for the Confederated Tribes of Siletz Indians of Oregon, amended (H. Rept. 97–191). **Page 16857**

Intelligence Authorization: House disagreed to the amendment of the Senate to H.R. 3454, to authorize appropriations for fiscal year 1982 for the intelligence and intelligence-related activities of the United States Government, for the Intelligence Community Staff, and for the Central Intelligence Agency Retirement and Disability System, to authorize supplemental appropriations for fiscal year 1981 for the intelligence and intelligence-related activities of the United States Government; and agreed to the conference asked by the Senate. Appointed as conferees: Representatives Boland, Zablocki, Mineta, Stump, Robinson, Whitehurst, and Young of Florida; solely for such matters within the jurisdiction of the Committee on Armed Services: Representatives Price, Stratton, and Dickinson; and solely for such matters within the jurisdiction of the Committee on the Judiciary: Representatives Rodino, Edwards of California, and McClory. **Page 16773**

Committees to Sit: Permanent Select Committee on Intelligence received permission to sit today during the proceedings of the House under the 5-minute rule; and

Committee on Armed Services received permission to sit today during the proceedings of the House under the 5-minute rule. **Pages 16773, 16776**

Interior Appropriations: By a yea-and-nay vote of 358 yeas to 46 nays, Roll No. 153, the House passed H.R. 4035, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1982.

On demand for a separate vote, House agreed to a technical amendment that clarifies the purchaser of unprocessed timber from Federal lands west of the 100th meridian in the contiguous 48 States which will be exported from the United States. While in the Committee of the Whole the amendment was agreed to by a division vote of 30 ayes to 5 noes.

By a yea-and-nay vote of 383 yeas to 3 nays with 1 voting "present", Roll No. 150, the House agreed to resolve itself into the Committee of the Whole.

Agreed To:

Three technical amendments;

Two amendments en bloc that clarify the language of the bill specifying that providing service to non-Indians cannot impair the ability of the Indian Health Service to serve Indians, and to ensure that funds received from fees charged non-Indians be placed in the Indian Health Service Fund;

An amendment that decreases by $69 million the funding for the SRC–I demonstration plant;

An amendment that prohibits use of funds to implement, administer, or enforce any regulation which has been disapproved pursuant to a resolution of disapproval duly adopted in accordance with the applicable law of the United States; and

An amendment that prohibits use of funds for the employment of a personal cook, chauffeur, or other personal servant for any officer or employee of the departments or agencies funded under this bill, and

requires that any automobile procured with funds provided by this bill average at least 22 miles per gallon.

Rejected:

An amendment that sought to decrease by an additional $135 million the funding for the SRC–I demonstration plant which was decreased by $69 million by an earlier agreed-to amendment (rejected by a recorded vote of 177 ayes to 236 noes with 1 voting "present", Roll No. 151);

An amendment that sought to restore the funding of $20 million for the State Energy Conservation program and $3 million for the Residential Conservation Service (rejected by a division vote of 18 ayes to 36 noes);

An amendment that sought to increase by $15.5 million the Indian Health Facilities appropriation (rejected by a division vote of 15 ayes to 19 noes);

An amendment that sought to reduce by $5 million the appropriation for Forest Service construction and land acquisition, and to add language appropriating $5 million to carry out the provisions of the Wood Residue Utilization Act of 1980 for the use of wood residue as energy products;

An amendment that sought to delete the $30,000 appropriation for the Franklin Delano Roosevelt Memorial Commission (rejected by a recorded vote of 201 ayes to 216 noes, Roll No. 152); and

Two amendments en bloc that sought to prohibit the use of Smithsonian Institution funds for the "Dynamics of Evolution" Exhibit at the National Museum of Natural History (rejected by a division vote of 3 ayes to 32 noes). Earlier, a point of order was sustained against a similar amendment.

A point of order was sustained against an amendment that sought to prohibit the use of funds to impose mandates on the States which require duties and obligations to the States that have not been fully complied with by Federal Government departments and agencies.

An amendment that sought to designate $5 million of the appropriation of the Department of Energy fossil energy research and development program for the Carbondale Mining Technology Center was withdrawn. **Pages 16776–16830**

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 16858.

Quorum Calls—Votes: Two yea-and-nay votes and two recorded votes developed during the proceedings of the House today and appear on pages 16760–16777, 16802–16803, 16820–16821, 16820. There were no quorum calls.

Adjournment: Adjourned at 7:23 p.m.

Committee Meetings

WORLD HUNGER

Committee on Agriculture: Continued hearings to review the world hunger situation. Testimony was heard from John R. Block, Secretary of Agriculture; Peter McPherson, Administrator, AID; Michael Calingaert, Deputy Assistant Secretary for International Resources and Food Policy, Bureau of Economic and Business Affairs, Department of State; Thomas Dawson, Deputy Assistant Secretary for Developing Nations, Office of International Affairs, Department of the Treasury and public witnesses.

Hearings continue tomorrow.

FIFRA

Committee on Agriculture: Subcommittee on Department Operations, Research, and Foreign Agriculture held a hearing to discuss Federal Insecticide, Fungicide, and Rodenticide Act: Legislative proposals. Testimony was heard from John Hernandez, Deputy Administrator, EPA; Mary Elizabeth Hoinkes, Deputy Assistant Secretary of State for Environment, Health and Natural Resources and public witnesses.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to hold a hearing on Special Activities Air Force. Testimony was heard from departmental witnesses.

The Subcommittee also met in executive session to hold a hearing on Tactical Aircraft (RDT&E and Procurement). Testimony was heard from VAdm. W. L. McDonnell, Deputy Chief of Navy Operations, Air Warfare.

CONTINENTAL AIR DEFENSE

Committee on Armed Services: Held a hearing on continental air defense. Testimony was heard from Representative Skelton; Dr. Richard D. DeLauer, Under Secretary for Research and Engineering, Department of Defense; Gen. Lew Allen, Jr., Chief of Staff, USAF and Lt. Gen. James Hartinger, USAF, Commander in Chief, North American Air Defense Command (NORAD).

MONETARY POLICY

Committee on Banking, Finance and Urban Affairs: Continued hearings on monetary policy. Testimony was heard from public witnesses.

Hearings continue tomorrow.

FRED WARING GOLD MEDAL

Committee on Banking, Finance and Urban Affairs: Subcommittee on Consumer Affairs and Coinage approved for full Committee action H.J. Res. 223, to

provide for the awarding of a special gold medal to Fred Waring.

Prior to this action, the Subcommittee held a hearing on this resolution. Testimony was heard from Representative Murtha.

TRUTH IN TESTING

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education and the Subcommittee on Postsecondary Education held continued hearings on H.R. 1662, to require certain information be provided to individuals who take standardized educational admission tests. Testimony was heard from public witnesses.

SECOND INTRODUCTORY SESSION TO INTERNATIONAL TRADE IN TELECOMMUNICATIONS

Committee on Energy and Commerce: Subcommittee on Telecommunications, Consumer Protection and Finance held a hearing on Second Introductory Session to International Trade in Telecommunications Information, Products, and Services. Testimony was heard from public witnesses.

INVASION OF AFGHANISTAN

Committee on Foreign Affairs: Subcommittee on Human Rights and International Organizations and the Commission on Security and Cooperation in Europe held a joint hearing on Soviet Violation of Helsinki Final Act: Invasion of Afghanistan. Testimony was heard from public witnesses.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Accounts met in executive session to consider pending business.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Ordered reported the following bills: S. 875, to authorize the generation of electrical power at Palo Verde Irrigation District Diversion Dam, California; and H.R. 4053, as amended, to amend section 21 of the act of February 25, 1920, commonly known as the Mineral Leasing Act.

The Committee also approved a resolution waiving the 60 day waiting period for the granting of a right-of-way to United Gas Pipeline Company.

COPYRIGHT LEGISLATION

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice concluded hearings on the following bills: H.R. 3560 and H.R. 3528, to amend the copyright law respecting the limitations on exclusive rights to secondary transmission; H.R. 3530, Piracy and Counterfeiting Amendments of 1981; H.R. 1805, Commercial Use of Sound Recordings Amendments; H.R. 2007, to amend title 17 of the United States Code to exempt nonprofit veterans' organizations from the requirement that certain performance royalties be paid to copyright holders; and H.R. 2108, to amend title 17 of the United States Code to provide that certain performances and displays of profitmaking educational institutions and nonprofit veterans' and fraternal organizations are not infringements on the exclusive rights of copyright owners. Testimony was heard from David Ladd, Register of Copyrights and Assistant Librarian of Congress for Copyright Services.

PATENT TERM RESTORATION ACT

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice held a hearing on H.R. 1937 and S. 255, Patent Term Restoration Act of 1981. Testimony was heard from John Andelin, Assistant Director, Office of Technology Assessment.

REFUGEE ACT AMENDMENTS

Committee on the Judiciary: Subcommittee on Immigration, Refugees, and International Law approved for full Committee action a clean bill in lieu of H. R. 2142, to amend the Refugee Act of 1980 to extend the period for payment of child welfare services and cash and medical assistance for certain refugees.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Monopolies and Commercial Law continued oversight hearings on corporate intitiative. Testimony was heard from public witnesses.

DEEP-DRAFT COMMERCIAL PORTS

Committee on Merchant Marine and Fisheries: Continued hearings on legislation to establish a national policy of authorizing, promoting, financing, and facilitating, on a priority and expedited basis, the operation, maintenance, and improvement of deep-draft commercial ports in the United States. Testimony was heard from public witnesses.

Hearings continue July 28.

MISCELLANEOUS MEASURES

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine approved for full Committee action as amended the following bills: H.R. 3126, to direct the Secretary of the Department in which the U.S. Coast Guard is operating to cause the vessel *Sky Lark* to be documented as a vessel of the United States so as to be entitled to engage in the coastwise trade; and H.R. 3637, to provide for jurisdiction over common carriers by water engaging in foreign commerce to and from the United States utilizing ports in nations contiguous to the United States.

The Subcommittee also held a hearing on H. R. 3126. Testimony was heard from Representative Badham.

FEDERAL WATER POLLUTION CONTROL ACT

Committee on Public Works and Transportation: Subcommittee on Investigations and Oversight continued hearings on the implementation of the Federal Water Pollution Control Act concerning the performance of the multi-billion dollar municipal wastewater treatment facilities construction grants program, and related issues. Testimony was heard from John E. Eastus, Deputy City Manager, City of San Jose, California; Carla M. Bard, Chairwoman, Water Resources Control Board, California and public witnesses.

LONG-TERM HIGHWAY AND PUBLIC TRANSPORTATION NEEDS

Committee on Public Works and Transportation: Subcommittee on Surface Transportation concluded hearings on capital and noncapital needs for highways, highway safety, and public transportation during the 1980's, and investment strategies for meeting these needs. Testimony was heard from Jack Kinstlinger, Secretary, Department of Transportation, Colorado; Arthur Powers, Commissioner, Department of Transportation, Connecticut; Thomas D. Larson, Secretary, Department of Transportation, Pennsylvania; John K. Mladinov, Deputy Commissioner for Policy, Department of Transportation, New York; and public witnesses.

FEDERAL WATER POLLUTION CONTROL ACT

Committee on Public Works and Transportation: Subcommittee on Water Resources continued hearings on the Federal Water Pollution Control Act, with emphasis on the construction grants program. Testimony was heard from David H. Shepherd, Mayor, Oak Park, Michigan, and public witnesses.

Hearings continue tomorrow.

NATURAL GAS

Committee on Science and Technology: Subcommittee on Energy Development and Applications held a hearing on Natural Gas Option—New Resources and New Technologies. Testimony was heard from public witnesses.

SMALL HIGH TECHNOLOGY FIRMS

Committee on Science and Technology: Subcommittee on Investigations and Oversight concluded hearings on Small High Technology Firms, Inventors and Innovations. Testimony was heard from Roland Tibbetts, Program Manager for Innovation and Small Business, NSF; Donald Templeman, Deputy Administrator, SBA; from the following officials of the National Bureau of Standards, Department of Commerce: George Lewett, Chief, Office of Energy Related Inventions, and Jacob Rabinow, Inventor, Chief Research Engineer; from the following officials of the Department of Energy: Frank DeGeorge, Principal Deputy Assistant Secretary, Conservation and Renewable Energy, and David Mello, Acting Director of Inventions Division, and public witnesses.

MEDICAL CENTER; VA GERIATRIC AND EXTENDED CARE PROGRAMS

Committee on Veterans' Affairs: Subcommittee on Hospitals and Health Care approved for full Committee action H.R. 1764, to designate the Veterans' Administration medical center in Clarksburg, W. Va., as the Louis A. Johnson Veterans' Medical Center.

The Subcommittee also held a hearing on VA geriatric and extended care programs and plans for establishment of Geriatric Research, Education and Clinical Centers. Testimony was heard from the following officials of the VA: Dr. William Jacoby, Deputy Chief Medical Director; Dr. Paul Haber, Assistant Chief Medical Director for Extended Care; and Ralph Ibson, Office of the General Counsel; and representatives of various veterans organizations.

INTELLIGENCE IDENTITIES PROTECTION ACT

Permanent Select Committee on Intelligence: Ordered reported as amended H.R. 4, Intelligence Identities Protection Act.

BAIL BOND PROCEDURES

Select Committee on Narcotics Abuse and Control: Held a hearing on bail bond procedures in drug arrests. Testimony was heard from Representatives Hughes and Sawyer; Francis M. Mullen, Acting Administrator, Drug Enforcement Administration, Department of Justice; Peter Palermo, Magistrate, U.S. District Court, Southern District of Florida; Frederic N. Smalkin, Magistrate, U.S. District Court, District of Maryland; and public witnesses.

Joint Meetings

DEFENSE PROCUREMENT

Joint Economic Committee: Subcommittee on International Trade, Finance, and Security Economics concluded hearings on the economics of defense procurement, focusing on the Army's M–1 tank, and NATO readiness, receiving testimony from Major General Duard D. Ball, Program Manager for Abrams Tank System, U.S. Army Materiel Development and Readiness Command, Major General Richard D. Lawrence, Commanding General, First

Calvary Division (Fort Hood, Texas), and Colonel Edwin M. Aguanno, Deputy Director, Weapons Systems, Office of the Deputy Chief of Army Staff for Research, Development, and Acquisition.

BLOCK GRANTS

Joint Economic Committee: Subcommittee on Economic Goals and Intergovernmental Policy concluded hearings on block grants and intergovernmental system, focusing on whether the states are prepared to assume the responsibility of administering block grants, and what the implications of the block grants are for state and local budgets, staffing, and programs, receiving testimony from John Gunther, U.S. Conference of Mayors, Alan Beals, National League of Cities, Ronald F. Gibbs, National Association of Counties, Frank G. Tsutras, Congressional Rural Caucus, John Thomas, on behalf of the National Conference on State Legislatures, and Stephen B. Farber, National Governors' Association, all of Washington, D.C.

REMOTE SENSING SYSTEM

Joint Hearing: Senate Committee on Commerce, Science, and Transportation's Subcommittee on Science, Technology, and Space and House Committee on Science and Technology's Subcommittee on Space Science and Applications held joint hearings on proposed civil land remote sensing systems, receiving testimony from James M. Beggs, Administrator, National Aeronautics and Space Administration; Joseph Wright, Deputy Secretary, Department of Commerce; Thomas J. Anderson, National Conference of State Legislature, Denver, Colorado; Bruce Rado, Georgia Department of Natural Resources, Atlanta; and Norman H. MacLeod, American Science and Technology Corp., Bethesda, Maryland.

Hearings continue tomorrow.

RECONCILIATION—FOOD FOR PEACE

Conferees of the Senate Committee on Agriculture, Nutrition, and Forestry and House Committee on Foreign Affairs agreed on their differences on the Food For Peace provisions of H.R. 3982, providing for reconciliation pursuant to section 301 of H. Con. Res. 115, the First Concurrent Resolution of the Congressional Budget.

RECONCILIATION—FOOD STAMPS

Conferees of the Senate Committee on Agriculture, Nutrition, and Forestry and House Committee on Agriculture continued to resolve their differences on the agriculture and food stamp provisions of H.R. 3982, providing for reconciliation pursuant to section 301 of H. Con. Res. 115, the First Concurrent Resolution of the Congressional Budget, but did not complete action thereon, and will meet again tomorrow.

RECONCILIATION—FHA/MORTGAGE INSURANCE

Conferees of the Senate Committee on Banking, Housing, and Urban Affairs and House Committee on Banking, Finance and Urban Affairs agreed on their differences on those provisions which fall within their jurisdiction of H.R. 3982, providing for reconciliation pursuant to section 301 of H. Con. Res. 115, the First Concurrent Resolution of the Congressional Budget.

RECONCILIATION—FUEL USE AMENDMENTS/STRATEGIC PETROLEUM RESERVE/DOE AUTHORIZATIONS

Conferees of the Senate Committee on Energy and Natural Resources and House Committee on Energy and Commerce agreed on their differences on the amendments to the Fuel Use Act provisions, Strategic Petroleum Reserve provisions, and the Department of Energy authorizations for fiscal year 1982 provisions of H.R. 3982, providing for reconciliation pursuant to section 301 of H. Con. Res. 115, the First Concurrent Resolution of the Congressional Budget.

RECONCILIATION—U.S. FOREST SERVICE

Conferees of the Senate Committees on Energy and Natural Resources and Agriculture, Nutrition, and Forestry and House Committees on Agriculture and Interior and Insular Affairs met to resolve their differences on the U.S. Forest Service provisions of H.R. 3982, providing for reconciliation pursuant to section 301 of H. Con. Res. 115, the First Concurrent Resolution of the Congressional Budget, but did not complete action thereon, and will meet again tomorrow.

RECONCILIATION—ENVIRONMENT/ PUBLIC WORKS/TRANSPORTATION

Conferees of the Senate Committee on Environment and Public Works and House Committee on Public Works and Transportation met in evening session to resolve their differences on Federal Highway Administration provisions, Corps of Engineers provisions, Water Resources Policy provisions, Wastewater Treatment Construction Grants provisions, Economic Development Administration provisions, Title V Regional Commission provisions, Appalachian Regional Commission provisions, and Tennessee Valley Authority provisions of H.R. 3982, providing for reconciliation pursuant to section 301 of H. Con. Res 115, the First Concurrent Resolution of the Congressional Budget.

RECONCILIATION—CETA/VOCATIONAL REHABILITATION/HANDICAPPED PROGRAMS

Conferees of the Senate Committee on Labor and Human Resources and House Committee on Education and Labor agreed on their differences on the Comprehensive Employment and Training Act (CETA) provisions, vocational rehabilitation provisions, and handicapped provisions of H.R. 3982, providing for reconciliation pursuant to section 301 of H. Con. Res. 115, the First Concurrent Resolution of the Congressional Budget.

RECONCILIATION—HEALTH

Conferees of the Senate Committee on Labor and Human Resources and House Committee on Energy and Commerce continued to resolve their differences on health related provisions of H.R. 3982, providing for reconciliation pursuant to section 301 of H. Con. Res. 115, the First Concurrent Resolution of the Congressional Budget, but did not complete action and recessed subject to call.

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Thursday, July 23, 1981

Senate

Chamber Action

Routine Proceedings, pages 16935–17159

Bills Introduced: Seven bills and three resolutions were introduced, as follows: S. 1510–1516, and S. Res. 192–194.

Pages 17141, 17145

Bills Reported: Reports were made as follows:

H.R. 4034, making appropriations for fiscal year 1982 for the Department of Housing and Urban Development, and certain independent agencies, with amendments. (S. Rept. No. 97–163).

S. 778, authorizing additional funds to plan for the development of the area south of the original Smithsonian Institution building (South Garden Quadrangle). (S. Rept. No. 97–164).

S. Res. 192, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 778, listed above. Referred to the Committee on the Budget.

S. Res. 146, providing for the participation of the Department of Defense education system for the dependents in overseas areas in the Senate youth program. (S. Rept. No. 97–165).

H.R. 4035, making appropriations for fiscal year 1982 for the Department of the Interior and certain related agencies, with amendments. (S. Rept. No. 97–166).

S. Res. 193, establishing within the Office of the Sergeant at Arms and Doorkeeper of the Senate a Senate Placement Office. (S. Rept. No. 97–167).

Page 17141

Measure Passed:

Urgent Health and Human Services Supplemental Appropriations, 1981: Senate passed H.J. Res. 308, making urgent supplemental appropriations for the Department of Health and Human Services for the fiscal year ending September 30, 1981.

Pages 17098–17100

Economic Recovery Tax Act of 1981: Senate continued consideration of H.J. Res. 266, providing for tax reductions and reduced revenues for fiscal years 1981, 1982, 1983, and 1984, and a reduction in individual income tax rates of 5 percent effective October 1, 1981, of an additional 10 percent effective July 1, 1982, and of an additional 10 percent on July 1, 1983, a committee amendment in the nature of a substitute, taking action on additional amendments proposed thereto as follows:

Adopted:

(1) Lugar unprinted amendment No. 262, placing manufactured homes in the 10-year property class.

Page 17053

(2) Moynihan-D'Amato unprinted amendment No. 263, allowing traders on floor of national securities exchange known as "specialists" to continue to use a "7-day-lookback" provisions of present law.

Page 17054

(3) Hatfield unprinted amendment No. 265, guaranteeing continued operation of Oregon veterans' mortgage subsidy bond program.

Page 17064

(4) Mattingly unprinted amendment No. 266, extending the prohibition on fringe benefit regulations.

Page 17065

(5) By 95 yeas to 3 nays, Heinz modified unprinted amendment No. 269, extending and revising the targeted jobs credit.

Page 17082

(6) Dole (for Packwood) unprinted amendment No. 271, extending the prepaid legal services tax exclusion for three years.

Page 17100

(7) Dodd unprinted amendment No. 272, relating to the application of section 189 of the Internal Revenue Code of 1954, amortization of amounts charged to capital account.

Page 17103

(8) Moynihan unprinted amendment No. 273, providing transition rules for the tax straddles provisions.

Page 17105

(9) By 95 yeas to 1 nay, Dole unprinted amendment No. 274, expressing the sense of the Senate that the conferees on the part of the Senate shall

limit the revenue loss from the joint resolution for the fiscal year 1981 to $1,500,000,000 for the fiscal year 1982 to $38,300,000,000, for the fiscal year 1983 to $91,800,000,000, and for the fiscal year 1984 to $150,000,000,000.

Page 17119

(10) Durenberger unprinted amendment No. 275, eliminating the requirements that foundations distribute any excess of their realized income over 5 percent of their asset value.

Page 17120

(11) Boschwitz-Bentsen unprinted amendment No. 277, allowing each member of an affiliated group to make certain ACRS elections.

Page 17127

(12) Sasser unprinted amendment No. 278, simplifying the excise tax provisions relating to certain sporting goods.

Page 17131

(13) Tower modified amendment No. 507, allowing the credit for production of natural gas from certain non-conventional sources only if such natural gas was sold at a lawful price without regard to section 107 and subtitle B of title I of the Natural Gas Policy Act of 1978.

Page 17129

Rejected:

(1) By 42 yeas to 57 nays, Bradley unprinted amendment No. 264, to provide targeted tax rate schedules.

Page 17057

(2) By 22 yeas to 76 nays, Bumpers-Kennedy unprinted amendment No. 267, to provide additional tax relief to offset the effects of inflation and Social Security taxes.

Page 17066

(3) By 4 yeas to 93 nays, Hart unprinted amendment No. 268, to replace individual rate reductions with indexing of such rates.

Page 17074

(4) By 9 yeas to 87 nays, Kennedy unprinted amendment No. 276, to limit the increase in the unified estate and gift credit to estates and donors with interests in small farms and businesses.

Page 17123

A unanimous consent agreement was reached providing for the sequencing of certain amendments to be proposed to the joint resolution, beginning at 10 a.m., on Friday, July 24.

Page 17133

Pages 17053–17132

Defense Procurement: Senate disagreed to the amendments of the House to S. 815, authorizing funds for fiscal year 1982 for military procurement programs of the Department of Defense, agreed to the conference requested thereon, and the Chair appointed Senators Tower, Thurmond, Goldwater, Warner, Humphrey, Cohen, Jepsen, Quayle, Denton, Stennis, Jackson, Cannon, Harry F. Byrd, Jr., Nunn, Hart, Exon, and Levin as conferees on the part of the Senate.

Page 17053

Executive Reports: Senate received the following Executive Reports:

Ex. A, 93–1, Treaty with the Government of the Republic of Colombia, concerning the Status of Quita Sueno, Roncador, and Serrana, signed at Bogota on September 8, 1972, with an understanding. (Exec. Rept. No. 97–16).

Ex. N, 96–2, International Convention Against the Taking of Hostages, adopted by the United Nations General Assembly, December 17, 1979, and signed on December 21, 1979. (Exec. Rept. No. 97–17).

Ex. H, 96–2, Convention on the Physical Protection of Nuclear Material, adopted at Vienna Meeting of Government Representatives on October 26, 1979, signed on March 3, 1980. (Exec. Rept. No. 97–18).

Ex. M, 95–1, Revised Customs Convention on the International Transport of Goods under Cover of Transport International Routier Carnets, done at Geneva, November 14, 1975, with annexes. (Exec. Rept. No. 97–19).

Ex. K, 96–2, Amendments to the Convention on the Inter-Governmental Maritime Consultative Organization, signed at Geneva, March 6, 1948 (the IMCO Convention). (Exec. Rept. No. 97–20).

Page 17141

Nominations: Senate received the following nominations:

J. Paul McGrath, of New Jersey, to be an Assistant Attorney General.

Anthony H. Murray, Jr., of Pennsylvania, to be Superintendent of the Mint of the United States at Philadelphia.

James E. Burnett, Jr., of Arkansas, to be a Member and Chairman of the National Transportation Safety Board.

Rayburn D. Hanzlik, of California, to be Administrator of the Economic Regulatory Administration.

Dallas L. Peck, of Virginia, to be Director of the Geological Survey.

Juan A. del Real, of Maryland, to be General Counsel of the Department of Health and Human Services.

Thomas R. Donnelly, Jr., of Virginia, to be an Assistant Secretary of Health and Human Services.

L. Keith Bulen, of Indiana, to be a Commissioner on the International Joint Commission, United States and Canada.

Paul J. Manafort, Jr., of Virginia, to be a Member of the Board of Directors of the Overseas Private Investment Corporation.

Robert P. Hunter, of Virginia, to be a Member of the National Labor Relations Board.

William M. Bell, of Michigan, to be a Member of the Equal Employment Opportunity Commission.

Charles W. Shuman, of Illinois, to be Administrator of the Farmers Home Administration.

Frank S. Swain, of the District of Columbia, to be Chief Counsel for Advocacy, Small Business Administration.

Edward C. Aldridge, Jr., of Virginia, to be Under Secretary of the Air Force.

Matthew N. Novick, of the District of Columbia, to be Inspector General, Environmental Protection Agency.

Twenty-six Army nominations in the rank of General.

Routine list of Foreign Service nominations.

Page 17159

Messages from the President: Page 17140

Messages From the House: Page 17141

Measures Referred: Page 17140

Statements on Introduced Bills: Pages 17141-17144

Amendments Submitted for Printing: Page 17145

Notices of Hearings: Page 17146

Committee Authority to Meet: Page 17146

Additional Statements: Pages 17146-17159

Nominations: Page 17159

Record Votes: Six record votes were taken today. (Total—217)

Pages 17064, 17073-17074, 17082, 17090, 17123, 17127

Recess: Senate convened at 9:30 a.m., and recessed at 10:06 p.m., until 9:15 a.m. on Friday, July 24, 1981. (For Senate's program see remarks of Senator Baker in today's RECORD on pages 17133, 17159.)

Committee Meetings

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Committee ordered favorably reported with amendments H.R. 4035, making appropriations for fiscal year 1982 for the Department of the Interior and certain related agencies.

AUTHORIZATIONS—DOE/NATIONAL SECURITY

Committee on Armed Services: Subcommittee on Strategic and Theater Nuclear Forces approved for full committee consideration with amendments S. 846, authorizing funds for fiscal years 1982 and 1983 for national security programs of the Department of Energy.

Full committee will begin consideration of this measure on tomorrow.

NOMINATIONS

Committee on Banking, Housing, and Urban Affairs: Committee approved for reporting the nominations of Clifford M. Barber, of New York, to be Superintendent of the U.S. Assay Office at New York, Robert W. Karpe, of California, to be President, Government National Mortgage Association, and Nora W. Hussey, of South Dakota, to be Superintendent of the Mint of the United States at Denver.

FOREIGN CORRUPT PRACTICES ACT

Committee on Banking, Housing, and Urban Affairs: Subcommittee on International Finance and Monetary Policy and Subcommittee on Securities resumed joint hearings on S. 708, clarifying the intent and modifying certain provisions of the Foreign Corrupt Practices Act of 1977, receiving testimony from Florida Governor Robert Graham, Tallahassee, on behalf of the National Governors Association; William A. Dobrovir, Dobrovir, Oakes & Gebhardt, Harvey L. Pitt, Fried, Frank, Harris, Shriver & Kampelman, and Wallace Timmeny, Kutak, Rock & Huie, all of Washington, D.C.; Philip B. Heymann, Harvard Law School, Cambridge, Massachusetts; Theodore C. Sorenson, Paul, Weiss, Rifkin, Wharton & Garrison, John Burton, Columbia University, and R. W. Moore, Financial Executives Institute, all of New York City; and William E. Thompson, Institute of Internal Auditors, Inc., Altamont Springs, Florida.

Hearings continue tomorrow.

OIL SHALE

Committee on Energy and Mineral Resources: Subcommittee on Energy and Mineral Resources concluded hearings on S. 1032, S. 1383, and S. 1484, bills promoting the development of oil shale resources, after receiving testimony from Senator Hart; Garrey E. Carruthers, Assistant Secretary of the Interior for Land and Water Resources; Jack Lyman, Utah Department of Natural Resources and Energy, and Ress C. Madsen, Oil Shale and Tar Sands, Standard Oil of Ohio, both of Salt Lake City, Utah; F. D. Dennstedt, Exxon Co., U.S.A., and Ben Weichman, Multi Mineral Corporation, both of Houston, Texas; Richard M. Lieber, Rio Blanco Oil Shale Co. in behalf of Standard Oil of Indiana, Denver, Colorado; and Robert L. Roach, Environmental Policy Center, Washington, D.C.

CHLOROFLUOROCARBONS

Committee on Environment and Public Works: Subcommittee on Toxic Substances and Environmental Oversight concluded hearings on S. 517, the environmental impact of Chlorofluorocarbons, after receiving testimony from Representative Luken; Ronald Greenwood, Director, Environmental Ob-

servation Division, Office of Space and Terrestrial Applications, National Aeronautics and Space Administration; Myron F. Uman, Associate Executive Secretary, and Senior Staff Officer, Environmental Studies Board, National Academy of Sciences; Edwin H. Clark, Acting Assistant Administrator for Pesticides and Toxic Substances, and Herbert Wiser, Director, Stratospheric Modification, Impact, Research, and Assessment Program, Office of Research and Development, both of the Environmental Protection Agency; Mario Molina, University of California, Irvine; Peter Bloomfield, Princeton University, Princeton, New Jersey; James G. Anderson, Harvard University, Cambridge, Massachusetts; Richard Setlow, Brookhaven National Laboratory, Upton, New York; John Parrish, Massachusetts General Hospital, Boston; Frederick Urbach, Temple University, Philadelphia, Pennsylvania; Alan S. Miller, Natural Resources Defense Counsel, Washington, D.C.; Donald Lynch, Prospect, Kentucky; John W. Norris, Jr., Lennox Industries, Inc., and Perry Culp, RMAX, Inc., both of Dallas, Texas; Charles N. Masten, E. I. DuPont deNemours & Co., Inc., Wilmington, Delaware; Ray M. Way, Crescent Manufacturing Co., Seattle, Washington; Stephen E. Askew, Thermal Products, Inc., Cerritos, California, and Thomas E. Edwards, The ROVAC Corporation, Rockledge, Florida.

ISRAEL/LEBANON

Committee on Foreign Relations: Committee met in closed session to receive a briefing on the Israeli/Lebanon situation, receiving testimony from Walter J. Stoessel, Jr., Undersecretary of State for Political Affairs, and Nicholas A. Veliotes, Assistant Secretary of State for Near Eastern and South Asian Affairs.

Committee recessed subject to call.

NOMINATIONS

Committee of Foreign Relations: Committee concluded hearings on the nominations of Kenneth L. Adelman, of Virginia, to be the Deputy Representative to the United Nations with the rank and status of Ambassasor, Robert J. Hughes, of Massachusetts, to be an Associate Director of the International Communication Agency, William J. Dyess, of Alabama, to be Ambassador to the Kingdom of the Netherlands, John L. Loeb, Jr., of New York, to be Ambassador to Denmark, and Keith F. Nyborg, of Idaho, to be Ambassador to Finland, after the nominees testified and answered questions in their own behalf. Mr. Loeb was introduced by Senators Moynihan and D'Amato, and Representative Fish, and Mr. Nyborg was introduced by Senators Symms and McClure, and Representative George Hansen.

Committee will consider the above nominees on Tuesday, July 28.

FEDERAL WORKERS' COMPENSATION

Committee on Governmental Affairs: Permanent Subcommittee on Investigations concluded oversight hearings on alleged fraud and abuse involving certain claims within the Federal workers compensation program, after receiving testimony from Charles P. Nelson, Assistant Chief Postal Inspector for Security, U.S. Postal Service; James E. Bradburn, Staff Officer, Operations Division, Directorate of Fraud Investigations, Headquarters, Air Force Office of Special Investigations; Morris B. Silverstein, Deputy Inspector General, Veterans' Administration; Ralph E. Hartman, Director, Office of Workers' Compensation Program, who was accompanied by several of his associates, all of the Department of Labor; and Kenneth Blaylock, American Federation Government Employees' Union, Washington, D.C.

TELECOMMUNICATIONS

Committee on the Judiciary: Committee resumed hearings on monopolization and competition in the telecommunications industry, receiving testimony from Harold E. O'Kelley, Datapoint Corp., San Antonio, Texas; Stuart G. Meister, American Satellite Co., Rockville, Maryland; and William G. McGowan, MCI Communications Corp., Nina W. Cornell, Owen, Cornell, Greenhalgh and Myslinski, Economists Inc., Herbert N. Jasper, Ad Hoc Committee for Competitive Telecommunications, and C. Gus Grant, Southern Pacific Communications Co., all of Washington, D.C.

Hearings continue tomorrow.

NATIONAL GUARD/TORT CLAIMS

Committee on the Judiciary: Subcommittee on Agency Administration concluded hearings on S. 267, making the Federal tort claims procedure the exclusive remedy in medical malpractice actions resulting from Federally authorized National Guard training activities, after receiving testimony from Senators Thurmond and DeConcini; Representative Danielson; Stuart E. Schiffer, Acting Assistant Attorney General, Civil Division, Department of Justice; Brig. General Herbert R. Temple, Jr., Deputy Director, Army National Guard; Francis S. Greenlief, National Guard Association, Washington, D.C.; and Raymond J. McBurney, Alabama National Guard, Montgomery.

CIVIL RIGHTS AND MUNICIPAL LIABILITY

Committee on the Judiciary: Subcommittee on the Constitution resumed hearings on S. 584, S. 585, and S. 990, bills creating a Federal cause of action for the violations of a person's civil rights under color of State law relating to constitutional rights or laws providing for equal rights of citizens and all person-

nel within U.S. jurisdiction, receiving testimony from Washington Attorney General Kenneth O. Eikenberry, and Washington Deputy Attorney General Malachy R. Murphy, both of Olympia; Utah Attorney General David L. Wilkinson, Salt Lake City; North Carolina Deputy Attorney General James Wallace, Jr., Raleigh; Charles S. Ralston, New York City, on behalf of the NAACP Legal Defense Fund; and Mayor pro tem Heinz Hink, Scottsdale, Arizona, on behalf of the National League of Cities.

Hearings were recessed subject to call.

ADOPTIVE SERVICES

Committee on Labor and Human Resources: Subcommittee on Aging, Family and Human Services concluded hearings on adoption services in the United States, and on S. 989, establishing a Federal computerized adoption registry, after receiving testimony from Senator Levin; Warren Master, Acting Commissioner, Administration of Children, Youth and Families, and Marjory E. Mecklenburg, Director, Office of Adolescent Pregnancy Programs, both of the Department of Health and Human Services; Reverend George Clements, Holy Angels Church, Chicago, Illinois; Don Harris, Beech Brook, Pepper Pike, Ohio; Ruby Lee Piester, Edna Gladney Home, Fort Worth, Texas; Joyce Greathouse, Children's Aid Society, and Ray Donlevy, Catholic Charities (Roman Catholic Diocese), both of Birmingham, Alabama; Laurie M. Flynn, North American Council on Adoptable Children, Carol Cramer, International Soundex Reunion Registry, and William Pierce, National Committee for Adoption, all of Washington, D.C.; Suzanne Richardson, Massachusetts Adoptive Family Association, Westfield; and Michael D. Harrington, Laurel, Maryland, on behalf of the American Adoptive Congress.

VA EDUCATION BENEFITS

Committee on Veterans' Affairs: Committee concluded hearings on S. 5, S. 7, S. 25, title IV and V of S. 26, S. 48, S. 105, S. 248, S. 417, S. 742, and S. 899, bills providing educational assistance for veterans and active duty members of the Armed Forces, after receiving testimony from Edward Philbin, Deputy Assistant Secretary of Defense for Reserve Affairs; Rear Admiral C. A. E. Johnson, Deputy Director of Naval Reserves; Major General William R. Berkman, Chief of Army Reserves; Major General Richard B. Bodycombe, Chief of Air Force Reserves; Major General G. B. Crist, Director of Marine Corps Reserves; Rear Admiral Sidney B. Vaughn, Jr., Chief of Coast Guard Reserves, Department of Transportation; Major General Emmett Walker, Jr., Chief of National Guard Bureau, Department of the Army; Philip Riggin and Michael Schlee, both of the American Legion, Philip Mayo, Veterans of Foreign Wars of the United States, Stephen Edmiston, Disabled American Veterans, Gabe Brinsky, AMVETS; Richard Johnson, Non Commissioned Officers Association, Colonel Donald Perkins, National Guard Association of the United States, Major General Milnor Roberts, Reserve Officers Association of the United States, Victor Kregel, Air Force Association, Robert Nolan, Fleet Reserve Association, Thomas Bonner, National Association of State Universities and Land-Grant Colleges, Wade Wilson, American Association of State Colleges and Universities, Richard E. Wilson, American Association of Community and Junior Colleges, and Mary Ann Kirk, Center for Citizenship Education, all of Washington, D.C.; Gordon Mansfield, Paralyzed Veterans of America, Bethesda, Maryland; Major General Robert F. Cocklin, Association of the United States Army, Arlington, Virginia; Donald Harlow, Air Force Sergeants Association, Camp Springs, Maryland; Max Beilke, National Association for Uniformed Services, Springfield, Virginia; and Earl Abrams and Kem Metz, both of the American Association of Minority Program Administrators, Philadelphia, Pennsylvania.

House of Representatives

Chamber Action

Bills Introduced: 15 public bills, H.R. 4241–4255; 1 private bill, H.R. 4256; and 4 resolutions, H. Con. Res. 161 and 162, and H. Res. 193 and 194 were introduced.

Pages 17044–17045

Bills Reported: Reports were filed as follows:

H.J. Res. 308, making an urgent supplemental appropriation for the Department of Health and Human Services for the fiscal year ending September 30, 1981 (H. Rept. 97–192);

H.R. 4241, making appropriations for military construction for the Department of Defense for the fiscal year ending September 30, 1982 (H. Rept. 97–193);

Report of the Committee on Education and Labor entitled "Report Pursuant to Section 302(b) of the Congressional Budget Act" (H. Rept. 97–194); and

H.R. 3136, to amend the Foreign Assistance Act of 1961 with respect to the activities of the Overseas Private Investment Corporation, amended (H. Rept. 97–195).

Page 17044

HHS Supplemental Appropriation: House passed H.J. Res. 308, making an urgent supplemental appropriation for the Department of Health and

Human Services for the fiscal year ending September 30, 1981.

Pages 16971–16974

Children's Day: House passed H.J. Res. 191, designating August 8, 1982, as "National Children's Day".

Pages 16974–16975

Agriculture Appropriations: By a yea-and-nay vote of 274 yeas to 131 nays, Roll No. 155, the House agreed to H. Res. 178, waiving certain points of order against H.R. 4119, making appropriations for Agriculture, Rural Development, and Related Agencies programs for the fiscal year ending September 30, 1982.

Pages 16981–16983

Energy and Water Development Appropriations: House completed all general debate and began reading for amendment on H.R. 4144, making appropriations for energy and water development for the fiscal year ending September 30, 1982; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Friday, July 24.

Pending when the Committee of the Whole rose was an amendment that seeks to delete $228 million in funds for the Clinch River breeder reactor project in Tennessee.

Agreed To:

An amendment that deletes $300 thousand in funds for compilation of information on the North Nashua Flood Control Project, Massachusetts; and

An amendment that increases by $9 million the funds for general construction.

Rejected the following amendments to the preceding amendment:

An amendment that sought to reduce by $198 million the funds for general construction, including $189 million in funding for the Tennessee-Tombigbee Waterway project (rejected by a recorded vote of 198 ayes to 208 noes, with 1 voting "present", Roll No. 156);

An amendment that sought to reduce by $89 million funding for the Tennessee-Tombigbee Waterway project (rejected by a division vote of 31 ayes to 67 noes);

An amendment that sought to delete $17.8 million in construction funds for the Stonewall Jackson Dam in West Virginia (rejected by a recorded vote of 137 ayes to 267 noes, Roll No. 158); and

An amendment that sought to reduce by $220.9 million funding for general construction of water projects, Department of the Army.

Agreed to an amendment that limits to $70 thousand funds for flood studies in Alexander and Pulaski Counties, Illinois, and limits to $100 thousand funds for flood studies in Saline and Gallatin Counties, Illinois.

Rejected an amendment that sought to delete $4 million in construction funds for the Garrison Diversion Unit, North Dakota (rejected by a recorded vote of 188 ayes to 206 noes, Roll No. 159).

H. Res. 185, the rule waiving certain points of order against H.R. 4144, was agreed to earlier by a yea-and-nay vote of 233 yeas to 178 nays, Roll No. 154.

Pages 16983–17028

Late Report: Committee on Ways and Means received permission to have until midnight Friday, July 24, to file a report on H.R. 4242, the Tax Incentive Act of 1981.

Page 17028

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 17045

Quorum Calls—Votes: One quorum call, two yea-and-nay votes, and three recorded votes developed during the proceedings of the House today and appears on pages 16980, 16982–16983, 17013–17014, 17019–17020, 17025–17026.

Adjournment: Adjourned at 6:50 p.m.

Committee Meetings

WORLD HUNGER

Committee on Agriculture: Concluded hearings to review the world hunger situation. Testimony was heard from Representative Findley and public witnesses.

GROUNDWATER QUALITY AND QUANTITY ISSUES

Committee on Agriculture: Subcommittee on Department Operations, Research, and Foreign Agriculture held a hearing to discuss groundwater quality and quantity issues, including research and program planning seeds. Testimony was heard from public witnesses.

HHS SUPPLEMENTAL; MILITARY CONSTRUCTION APPROPRIATION

Committee on Appropriations: Ordered reported the following measures: H. J. Res. 308, making an urgent supplemental appropriation for the Department of Health and Human Services for the fiscal year ending September 30, 1981 and H.R. 4241, making appropriations for military construction for the Department of Defense for the fiscal year ending September 30, 1982.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to hold a hearing on the CIA. Testimony was heard from departmental witnesses.

DOD'S PROCUREMENT POLICIES

Committee on Armed Services: Subcommittee in Procurement and Military Nuclear Systems, Defense Procurement Procedures Panel held a hearing on the Department of Defense's procurement policies and practices. Testimony was heard from Maj. Gen. Willian J. Campbell, Director of Programs, Office of the Deputy Chief of Staff for Programs and Resources, USAF and Maj. Gen. Patrick M. Roddy, Director, Program Analysis and Evaluation, USA.

Hearings continue July 30.

FRED WARING GOLD MEDAL; MONETARY POLICY

Committee on Banking, Finance and Urban Affairs: Ordered reported H.J. Res. 223, to provide for the awarding of a special gold medal to Fred Waring.

The Committee also concluded hearings on conduct of monetary policy. Testimony was heard from the following officials of the Department of the Treasury: Beryl Sprinkel, Under Secretary and Roger Mehle, Assistant to the Under Secretary.

AMERICAN ECONOMY

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization continued hearings on the general issues of revitalization and the American economy, with emphasis on productivity and government labor management cooperative systems. Testimony was heard from public witnesses.

Hearings continue tomorrow.

OVERSIGHT

Committee on Banking, Finance and Urban Affairs: Subcommittee on General Oversight and Renegotiations held an oversight hearing on the Bank Secrecy Act. Testimony was heard from William Anderson, Director, General Government Division, GAO; Robert E. Powis, Deputy Assistant Secretary for Enforcement, Department of the Treasury; John E. Ryan, Director, Division of Banking and Regulation, Federal Reserve System; Jesse G. Snyder, Chief, Intelligence Section, Division of Bank Supervision, FDIC and Edmund Zito, Chief National Bank Examiner, Office of the Comptroller of the Currency, Department of the Treasury.

HUMAN RIGHTS

Committee on Banking, Finance and Urban Affairs: Subcommittee on International Development Institutions and Finance concluded hearings on Human Rights and U.S. policy in the Multi-Development Banks. Testimony was heard from public witnesses.

INDIAN COMMUNITY COLLEGES

Committee on Education and Labor: Subcommittee on Postsecondary Education held an oversight hearing on tribally-controlled Indian community colleges. Testimony was heard from public witnesses.

OVERSIGHT—FCC

Committee on Energy and Commerce: Subcommittee on Telecommunications, Consumer Protection and Finance held an oversight hearing on FCC. Testimony was heard from Mark S. Fowler, Chairman of the FCC and the following Commissioners: James H. Quello; Joseph R. Fogarty; Mimi Weyforth Dawson; Abbott Washburn and Anne P. Jones.

KAMPUCHEA

Committee on Foreign Affairs: Subcommittee on Asian and Pacific Affairs held a hearing on Kampuchea and American Foreign Policy Interests. Testimony was heard from a public witness.

NUCLEAR PROLIFERATION

Committee on Foreign Affairs: Subcommittee on International Security and Scientific Affairs and the Subcommittee on International Economic Policy and Trade held a joint hearing on Nuclear Proliferation: Dealing With Problem Countries. Testimony was heard from public witnesses.

REPORT; AUDIT FINDINGS

Committee on Government Operations: Subcommittee on Legislation and National Security approved the following report: "DOD's Failure to Recover Nonrecurring Research, Development, and Production Costs and Foreign Military Sales".

The Subcommittee also concluded hearings on disappointing progress made by Government departments and agencies in improving systems for resolving audit findings. Testimony was heard from Frank Carlucci, Deputy Secretary of Defense.

COURT JURISDICTION

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice continued hearings on legislation to limit court jurisdiction. Testimony was heard from public witnesses.

BANKRUPTCY

Committee on the Judiciary: Subcommittee on Monopolies and Commercial Law held a hearing on H.R. 3949, to amend section 1103 of title 11 of the United States Code. Testimony was heard from Richard L. Levine, Director, Executive Office of United States Trustees, Department of Justice and public witnesses.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Monopolies and Commercial Law held an oversight hearing on the operation of the Bankruptcy Code with respect to the Commodity Trading Industry. Testimo-

ny was heard from Philip F. Johnson, Chairman, Commodity Futures Trading Commission, and public witnesses.

OVERSIGHT

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and Navigation held an oversight hearing on the U.S. Coast Guard Marine Environmental Protection and Arctic Research Programs. Testimony was heard from the following officials of the U.S. Coast Guard: John B. Hayes, Commandant; RAdm. Wayne E. Caldwell, Chief, Office of Marine Environment and Systems; RAdm. Clyde T. Lusk, Jr., Chief, Office of Merchant Marine Safety and RAdm. Donald C. Thompson, Chief, Office of Operations; Dr. John V. Byrne, Administrator, NOAA, and Bruce McAllister, Deputy Assistant Secretary for Maritime Affairs, both from the Department of Commerce and public witnesses.

OVERSIGHT—MERIT PAY PROGRAM

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits continued oversight hearings on Merit Pay program. Testimony was heard from Clarence Hardy, Director of Personnel, EPA; J. Merle Schulman, Director of Personnel, Department of Energy; William M. Paz, Assistant Administrator for Human Resources and Organizations, GSA; Lou Enoff, Acting Deputy Associate Commissioner for Personnel, Social Security Administration, Department of Health and Human Services and public witnesses.

MISCELLANEOUS MEASURES; PROSPECTUSES

Committee on Public Works and Transportation: Ordered reported the following bills: H.R. 1898, to designate the building known as the Quincy Post Office in Quincy, Mass., as the "James A. Burke Post Office;" H.R. 1855, as amended, to grant the consent of Congress to the city of Boston to construct, maintain, and operate a causeway and fixed-span bridge in and over Fort Point Channel, Boston, Mass.; and H.R. 4182, to extend the airport development aid program through fiscal year 1981.

The Committee also approved five lease prospectuses.

FEDERAL WATER POLLUTION CONTROL ACT

Committee on Public Works and Transportation: Subcommittee on Investigations and Oversight concluded hearings on the implementation of the Federal Water Pollution Control Act concerning the performance of the multi-billion dollar municipal wastewater treatment facilities construction grants program, and related issues. Testimony was heard from the following officials of EPA: Anne M. Gorsuch, Administrator and John W. Hernandez, Deputy Administrator.

JAMES A. BURKE POST OFFICE; PROSPECTUSES

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds approved for full Committee action H.R. 1898, to designate the building known as the Quincy Post Office in Quincy, Mass., as the "James A. Burke Post Office." The Subcommittee also approved for full Committee action five lease prospectuses.

Prior to this action, the Subcommittee held a hearing on these matters. Testimony was heard from Representative Donnelly and James Whitlock, Assistant Commissioner, Space Management, Public Buildings Service, GSA.

MISCELLANEOUS MEASURE

Committee on Public Works and Transportation: Subcommittee on Water Resources approved for full Committee action as amended, H.R. 1855, to grant the consent of Congress to the city of Boston to construct, maintain, and operate a causeway and fixed-span bridge in and over Fort Point Channel, Boston, Mass.

Prior to this action, the Subcommittee held a hearing on this legislation. Testimony was heard from Representative Moakley; David W. Davis, Executive Director, Port Authority, Mass., Joseph Cassaza, Commissioner, Department of Public Works, City of Boston, Mass., and public witnesses.

FEDERAL WATER POLLUTION CONTROL ACT

Committee on Public Works and Transportation: Subcommittee on Water Resources continued hearings on the Federal Water Pollution Control Act, with emphasis on the construction grants program. Testimony was heard from Representatives Jeffries; Carla M. Bard, Chairwoman, Water Resources Control Board, California; representatives of various State environmental departments and public witnesses.

Hearings continue July 28.

DISTRICT HEATING AND COOLING

Committee on Science and Technology: Subcommittee on Energy Development and Applications held a hearing on District Heating and Cooling. Testimony was heard from Representative Oberstar; Donald Dodge, Deputy Assistant Secretary for Community Planning and Development, Department of Housing and Urban Development and Joseph Tribble, Assistant Secretary for Conservation and Renewable Energy, Department of Energy.

COORDINATED HEALTH INFORMATION SYSTEMS

Committee on Science and Technology: Subcommittee on Natural Resources, Agriculture Research and the Subcommittee on Science, Research and Technology concluded joint hearings on Coordinated Health Information Systems. Testimony was heard from Dr. Edward N. Brandt, Assistant Secretary for Health, Department of Health and Human Services.

TAX INCENTIVE ACT

Committee on Ways and Means: Ordered reported H.R. 4242, The Tax Incentive Act of 1981.

INTERNATIONAL TERRORISM

Permanent Select Committee on Intelligence: Met in executive session to hold a hearing on Soviet Support for International Terrorism. Testimony was heard from public witnesses.

Joint Meetings

PASSENGER RAIL SYSTEM

Joint Economic Committee: Committee concluded hearings on the reindustrialization of specific sectors of the economy, focusing on the substance of H.R. 4028 and related proposals, providing for the development of high-speed rail passenger service in the United States, after receiving testimony from Representative Benjamin; Alan S. Boyd, Amtrak, and James R. Snyder, Railway Labor Executives Association, both of Washington, D.C.; Charles Mapp, Thrall Car Manufacturing Co., Chicago, Illinois; Albro Martin, Harvard Business School, Cambridge, Massachusetts; and Robert Casey, Ohio Rail Transportation Authority, Columbus.

REMOTE SATELLITE SENSING SYSTEM

Joint Hearing: Senate Committee on Commerce, Science, and Transportation's Subcommittee on Science, Technology, and Space and House Committee on Science and Technology's Subcommittee on Space Science and Applications concluded joint hearings on the proposal civil land remote sensing system, after receiving testimony from David S. Simonette, University of California, Santa Barbara; Kenneth B. Craib, Resources Development Associates, Diamond Springs, California; Michel T. Halbouty, Michel T. Halbouty, Inc., Houston, Texas; A. J. Rosenberg, General Electric Space Division, Philadelphia, Pennsylvania; and Joseph V. Charyk, COMSAT General Corporation, Washington, D.C.

AUTHORIZATIONS—MILITARY PROCUREMENT

Conferees met in closed session to resolve their differences between the Senate- and House-passed versions of S. 815, authorizing funds for fiscal year 1982 for military procurement programs of the Department of Defense, but did not complete action thereon, and will meet again on Tuesday, July 28.

RECONCILIATION—ENVIRONMENT/ PUBLIC WORKS/TRANSPORTATION

Conferees of the Senate Committee on Environment and Public Works and House Committee on Public Works and Transportation, on Wednesday, July 22, agreed to their differences on Federal Highway Administration provisions, Corps of Engineers provisions, Water Resources Policy provisions, Wastewater Treatment Construction Grants provisions, Economic Development Administration provisions, Title V Regional Commission provisions, Appalachian Regional Commission provisions, and Tennessee Valley Authority provisions of H.R. 3982, providing for reconciliation pursuant to section 301 of H. Con. Res. 115, the First Concurrent Resolution of the Congressional Budget.

RECONCILIATION—HEALTH/HUMAN SERVICES

Conferees of the Senate Committee on Labor and Human Resources and House Committee on Education and Labor agreed on their differences on the Older Americans Act provisions, ACTION provisions, community services block grant provisions, Headstart provisions, and child abuse provisions of H.R. 3982, providing for reconciliation pursuant to section 301 of H. Con. Res. 115, the First Concurrent Resolution of the Congressional Budget.

RECONCILIATION—BLOCK GRANTS

Conferees of the Senate Committee on Finance and House Committee on Energy and Commerce agreed on their differences on the maternal and child health block grant provisions of H.R. 3982, providing for reconciliation pursuant to section 301 of H. Con. Res. 115, the First Concurrent Resolution of the Congressional Budget.

RECONCILIATION—SOCIAL BENEFITS

Conferees of the Senate Committee on Finance and House Committee on Ways and Means met to resolve their differences on the Medicare provisions, Social Security provisions, disability insurance provisions, supplemental security income provisions, and social service block grant provisions of H.R. 3982, providing for reconciliation pursuant to section 301 of H. Con. Res. 115, the First Concurrent Resolution of the Congressional Budget.

Conferees will meet again tomorrow.

RECONCILIATION—CONSULTANTS/ FEDERAL TRAVEL/BLOCK GRANTS

Conferees of the Senate Committee on Governmental Affairs and House Committee on Government Operations agreed on their differences on the reduction in spending for consultants provisions, reduction in expenditures for travel by Federal employees provisions, and distribution of block grant funds to States provisions of H.R. 3982, providing for reconciliation pursuant to section 301 of H. Con. Res. 115, the First Concurrent Resolution of the Congressional Budget.

RECONCILIATION—AGRICULTURE

Conferees of the Senate Committee on Agriculture, Nutrition, and Forestry and House Committee on Agriculture continued to resolve their differences on the agriculture provisions of H.R. 3982, providing for reconciliation pursuant to section 301 of H. Con. Res. 115, the First Concurrent Resolution of the Congressional Budget, but did not complete action thereon and will meet again tomorrow.

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Friday, July 24, 1981

Senate

Chamber Action

Routine Proceedings, pages 17264–17395

Bills Introduced: Two bills were introduced, as follows: S. 1517–1518.

Page 17366

Bills Reported: Reports were made as follows:

S. Res. 180, increasing the limitations on expenditures by the Committee on Banking, Housing, and Urban Affairs for the training of professional staff.

S. Res. 189, authorizing expenditures by the Committee on Commerce, Science, and Transportation for the training of professional staff.

Page 17366

Measures Passed:

Control of illegally taken fish and wildlife: Senate passed S. 736, making it illegal to import or trade in live fish or wildlife or animal products which are taken, transported, or sold in violation of state or foreign laws, after agreeing to committee amendments and additional amendments proposed thereto, as follows:

(1) Baker (for Chafee) Amendment No. 109, eliminating a mandatory second offender felony provision.

Page 17327

(2) Baker unprinted amendment No. 293, of a technical nature.

Page 8384

Pages 17324–17332

Veterans Disability Compensation, Housing, and Memorial Benefits Amendments of 1981: Senate passed S. 917, increasing the rates of disability compensation for disabled veterans and the rates of dependency and indemnity compensation for their survivors, after agreeing to a committee amendment in the nature of a substitute and additional amendments proposed thereto, as follows:

(1) Baker (for Laxalt and Cannon) unprinted amendment No. 294, designating the hospital known as the Veterans' Administration Medical Center, located in Reno, Nevada, as the "Ioannis A. Lougaris Veterans' Administration Medical Center."

Page 17352

(2) Baker (for Simpson and Cranston) unprinted amendment No. 295, increasing the maximum loan period for home loans guaranteed by the Veterans' Administration for the purchase of mobile homes, modifying the manner in which the VA educational assistance delimiting period is measured in the case of a surviving spouse, and providing for a waiver of a pro rata refund requirement in the cases of certain public institutions of higher learning.

Page 17352

Pages 17332–17355

Survivor(s) gratuities: Senate agreed to S. Res. 182, S. Res. 183, S. Res. 184, S. Res. 185, and S. Res. 186, each to pay a gratuity to survivor(s) of deceased Senate employees.

Page 17355

Revised Senate Manual: Senate agreed to S. Res. 187, authorizing the revision and printing of the Senate Manual for use during the 97th Congress.

Page 17355

National Energy Education Day: Senate passed S.J. Res. 84, designating March 19, 1982, as "National Energy Education Day."

Page 17355

National Jogging Day: Senate passed S.J. Res. 94, designating October 10, 1981, as "National Jogging Day."

Pages 17355–17356

National Diabetes Week: The Committee on the Judiciary was discharged from the further consideration of H.J. Res. 84, designating the week of October 4 through October 10, 1981, as "National Diabetes Week," and the joint resolution was then passed.

S.J. Res. 74, companion measure, was then indefinitely postponed.

Page 17356

National Children's Day: Senate passed H.J. Res. 191, designating August 8, 1982, as "National Children's Day."

Page 17358

Economic Recovery Tax Act of 1981: Senate continued consideration of H.J. Res. 266, providing for tax reductions and reduced revenues for fiscal years 1981, 1982, 1983, and 1984, and a reduction in individual income tax rates of 5 percent effective October 1, 1981, of an additional 10 percent effective July 1, 1982, and of an additional 10 percent on July 1, 1983, a committee amendment in the nature of a substitute, taking action on additional amendments proposed thereto as follows:

Adopted:

(1) Quayle unprinted amendment No. 279, increasing to $40,000 the expenditures per dwelling unit of low-income housing eligible for 5-year amortization in certain situations providing for sale of the units to tenants.

Page 17329

(2) Heflin unprinted amendment No. 280, providing a credit against Federal income tax for expenses involved in the planting of pecan trees to replace pecan trees destroyed by Hurricane Frederick.

Page 17370

(3) By 89 yeas to 4 nays, Sasser unprinted amendment No. 281, expressing the sense of the Senate that the Senate Finance Committee report a bill to the Senate authorizing interfund borrowing or such other provisions as may be required by November 15, 1981.

Page 17372

(4) Chafee unprinted amendment No. 282, repealing straight-line method for certain buildings replacing demolished historic structures.

Page 17379

(5) Baucus unprinted amendment No. 283, raising the limit on the special use valuation reduction in valuation to $600,000.

Page 17380

(6) Lugar unprinted amendment No. 284, clarifying the tax exemption for interest on obligations of volunteer fire departments.

Page 17381

(7) D'Amato unprinted amendment No. 286, making permanent certain rules relating to travel expenses of State legislators.

Page 17386

(8) Symms unprinted amendment No. 287, allowing an unlimited marital deduction for estate and gift tax purposes for the transfer of certain life estates to a spouse.

Page 17288

(9) By 93 yeas to 1 nay, Subtitle C of Title III of the committee amendment (dealing with Employee Stock Ownership Provisions), as amended.

Page 17394

(10) By 88 yeas to 5 nays, Kennedy unprinted amendment No. 288, increasing the amount of the deduction allowable to a corporation in any taxable year for charitable contributions.

Page 17394

(11) Stevens unprinted amendment No. 289, providing for an investment tax credit for theatrical productions and game shows.

Page 17397

(12) Ford-Packwood unprinted amendment No. 290, relating to the taxable income of a "principal campaign committee" of a candidate for election to Congress.

Page 17399

(13) Huddleston unprinted amendment No. 291, redefining individuals eligible for earned income credit.

Page 17400

(14) Metzenbaum unprinted amendment No. 296, providing for credit for certain household and dependent care expenses.

Page 17386

(15) Durenberger unprinted amendment No. 297, providing for credit for certain household and dependent care expenses.

Page 17388

Rejected:

By 44 yeas to 50 nays, Kennedy unprinted amendment No. 285, to increase the amount of the credit for the elderly.

Page 17383

A unanimous-consent agreement was reached providing for further sequencing of certain amendments to be proposed. Page 17306

Pages 17269–17306

NASA Authorizations: Senate disagreed to the amendment of the House to S. 1098, authorizing funds for fiscal year 1982 for the National Aeronautics and Space Administration for research and development, construction facilities, and research and program management, requested a conference with the House thereon, and the Chair appointed Senators Packwood, Goldwater, Schmitt, Cannon, and Heflin as conferees on the part of the Senate.

Pages 17356–17306

Women's History Week: Senate concurred in the House amendments to S.J. Res. 28, designating the week beginning March 7, 1982, as "Women's History Week." Pages 17357–17358

Confirmations: Senate confirmed the following nominations:

Michael J. Fenello, of Florida, to be Deputy Administrator of the Federal Aviation Administration, Department of Transportation.

James R. Harris, of Indiana, to be Director of the Office of Surface Mining Reclamation and Enforcement.

James G. Stearns, of Nevada, to be Director of the Office of Alcohol Fuels.

William B. Reynolds, of Maryland, to be an Assistant Attorney General.

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George A. Keyworth II, of New Mexico, to be Director of the Office of Science and Technology Policy.

Dean E. Fischer, of Virginia, to be an Assistant Secretary of State.

Davis R. Robinson, of the District of Columbia, to be Legal Adviser of the Department of State.

Joan M. Clark, of New York, to be Director General of the Foreign Service.

Robert Strausz-Hupé, of Pennsylvania, to be Ambassador to the Republic of Turkey.

Monteagle Stearns, of California, to be Ambassador to Greece.

John R. Countryman, of the District of Columbia, to be Ambassador to the Sultanate of Oman.

David Anderson, of New York, to be Ambassador to the Socialist Federal Republic of Yugoslavia.

Marshall Brement, of Arizona, to be Ambassador to Iceland.

Richard N. Viets, of Vermont, to be Ambassador to the Hashemite Kingdom of Jordan.

Richard T. Kennedy, of the District of Columbia, to be Representative to the International Atomic Energy Agency, with the rank of Ambassador.

Gilbert A. Robinson, of New York, to be Deputy Director of the International Communication Agency.

Everett Alvarez, Jr., of Maryland, to be Deputy Director of the Peace Corps.

Robert W. Karpe, of California, to be President, Government National Mortgage Association.

Nora W. Hussey, of South Dakota, to be Superintendent of the Mint of the United States at Denver.

Clifford M. Barber, of New York, to be Superintendent of the U.S. Assay Office at New York.

Page 17406

Nominations: Senate received the following nominations:

Elizabeth Jones, of New Jersey, to be Engraver in the Mint of the United States at Philadelphia, Pennsylvania.

Alton G. Keel, Jr., of the District of Columbia, to be an Assistant Secretary of the Air Force.

Michael R. Spaan, of Alaska, to be U.S. Attorney for the District of Alaska.

Jean Tufts, of New Hampshire, to be Assistant Secretary for Special Education and Rehabilitative Services, Department of Education.

Brig. Gen. Homer Johnstone, Jr., Col. Paul Bazilwich, Jr., Col. Paul F. Kavanaugh, all of the Corps of Engineers, each to be a Member of the California Debris Commission.

Clarence E. Hodges, of Indiana, to be an Assistant Director of the Community Services Administration.

Maj. Gen. William E. Read, U.S. Army, to be a Member and President of the Mississippi River Commission.

Maj. Gen. Hugh G. Robinson, and Brig. Gen. Richard S. Kem, both of the U.S. Army, each to be a Member of the Mississippi River Commission.

John R. Van de Water, of California, to be a Member of the National Labor Relations Board.

One Air Force nomination in the rank of General.

Routine lists of Army, Navy and Air Force nominations. Pages 17395–17406

Messages From the President: Page 17365

Messages From the House: Page 17365

Communications: Page 17365

Statements on Introduced Bills: Pages 17366–17367

Amendments Submitted for Printing: Pages 17367–17368

Committee Authority To Meet: Page 17368

Additional Statements: Pages 17368–17385

Nominations: Pages 17395–17400

Confirmations: Page 17406

Record Votes: Four record votes were taken today. (Total—221) Pages 17277, 17285–17286, 17294, 17296

Recess: Senate convened at 9:15 a.m., and recessed at 7:43 p.m., until 10 a.m. on Monday, July 27, 1981. (For Senate's program see remarks of Senator Baker in today's Record on page 17395.)

Committee Meetings

AUTHORIZATIONS—DOE/NATIONAL SECURITY

Committee on Armed Services: Committee ordered favorably reported the following business items:

An original bill authorizing funds for fiscal years 1982 and 1983 for national security programs of the Department of Energy, in lieu of S. 846;

An original resolution waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of the aforementioned original bill; and

80 routine nominations in the Army and Navy.

ARMS CONTROL

Committee on Armed Services: Committee concluded hearings on arms control issues, after receiving testimony from Eugene V. Rostow, Director, U.S. Arms Control and Disarmament Agency.

FOREIGN CORRUPT PRACTICES ACT

Committee on Banking, Housing, and Urban Affairs: Subcommittee on International Finance and Monetary Policy and Subcommittee on Securities concluded joint hearings on S. 708, clarifying the intent and modifying certain provisions of the Foreign Corrupt

Practices Act of 1977, after receiving testimony from Harold M. Williams, J. Paul Getty Museum, Los Angeles, California, and former Chairman, Securities and Exchange Commission.

NOMINATIONS

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nominations of James C. Miller, III, of the District of Columbia, to be a Federal Trade Commissioner, and Robert G. Dederick, of Illinois, to be Assistant Secretary of Commerce for Economic Affairs, after the nominees testified and answered questions in their own behalf. Testimony was also received on the nomination of Mr. Miller from Mark Green, Democracy Project, Washington, D.C.

NOMINATIONS

Committee on Energy and Natural Resources: Committee ordered favorably reported the nominations of Anthony G. Sousa, of Hawaii, to be a Member of the Federal Energy Regulatory Commission, J. Robinson West, of Pennsylvania, to be Assistant Secretary of the Interior for Policy, Budget and Administration, Jan W. Mares, of Connecticut, to be Assistant Secretary of Energy for Fossil Energy, and Alvin W. Trivelpiece, of California, to be Director, Office of Energy Research, Department of Energy.

Prior to this action, the committee concluded hearings on the aforementioned nominations, after the nominees testified and answered questions in their own behalf. Mr. West was introduced by Senator Specter, and Mr. Sousa was introduced by Senator Matsunaga.

MERAMEC DAM—MISSOURI

Committee on Environment and Public Works: Subcommittee on Water Resources concluded hearings on S. 1493, deauthorizing certain water resource projects within the jurisdiction of the U.S. Army Corps of Engineers, after receiving testimony on the termination of Meramec Park Lake project in Missouri from Senators Danforth and Eagleton; Fred Lafser, Missouri Department of Natural Resources, Jefferson City; Associate Judge Howard Wagner, Jefferson County, Hillsboro, Missouri; and Jerry Sugarman, Meramec Heritage Riverway Association, St. Louis, Missouri.

MISCELLANEOUS TAX BILLS

Committee on Finance: Subcommittee on Taxation and Debt Management concluded hearings on the following tax bills:

S. 531, providing an income tax credit for expenses involved in replacing pecan trees destroyed by Hurricane Frederick, after receiving testimony from Senator Heflin; and Dan Miller, Alabama Pecan Growers Association, Baldwin County, Alabama;

S. 1369, repealing the withholding tax requirements with respect to gambling winnings, after receiving testimony from Don Drew, New York Racing Association, New York City; John Gannon, National Association of Off-Track Betting, Batavia, New York; and Earle Palmer Brown, Harness Tracks of America, Washington, D.C.;

S. 1214, eliminating the limitation on the income tax deduction for interest paid or accrued on investment indebtedness, after receiving testimony from Senator Boschwitz; William C. Penick, Arthur Anderson & Co., on behalf of the National Small Business Association, and Charles F. Adams, American Association of Advertising Agencies Inc., both of Washington, D.C.; and Wallace R. Woodbury, International Council of Shopping Centers, New York City;

S. 1304, extending to business development companies certain provisions of the Internal Revenue Code applicable to regulated investment companies and real estate investment trusts, after receiving testimony from Senator Sarbanes; and Arthur D. Little, Narragansett Capital Corporation, Providence, Rhode Island, on behalf of the National Association of Small Business Investment Companies; and

S. 805, excluding from the gross investment income of life insurance companies dividends received by such companies from members of an affiliated group, after receiving testimony from John E. Pearson, Northwestern National Life Insurance Company, Minneapolis, Minnesota.

FOREIGN MISSIONS

Committee on Foreign Relations: Committee concluded hearings on S. 854, establishing an Office of Foreign Missions responsible for providing benefits for foreign missions on terms approved by the Secretary of State, after receiving testimony from Thomas M. Tracy, Assistant Secretary of State for Administration; Mayor Marion S. Barry, Jr., James O. Gibson, Assistant City Administrator for Planning and Development, and Arrington L. Dixon, D.C. Council Chairman, all of the Government of the District of Columbia; and Sylvan M. Marshall, Marshall, Leon, Weill & Mahony, George Blow, Patton, Boggs & Blow, on behalf of Sheridan-Kalorama Neighborhood Council & Ad Hoc Committee on the Foreign Missions Bill, Whayne S. Quin, Wilkes & Artis, Chartered, and Larry Hargrove, Citizens Planning Coalition of the District of Columbia, Inc., all of the District of Columbia.

TELECOMMUNICATIONS

Committee on the Judiciary: Committee continued hearings on monopolization and competition in the

telecommunications industry, receiving testimony from Morris Tanenbaum and Howard J. Trienens, both of AT&T, and William J. Baumol, New York University, all of New York City; Lee Selwyn, Economics & Technology, Inc., Boston, Massachusetts; William H. Melody, Simon Fraser University, Burnaby, British Columbia, Canada; Paul H. Henson, United Telecommunications, Inc., Kansas City, Kansas; George Shea, Association of Data Processing Service Organizations (ADAPSO), Atlanta, Georgia; and Edwin Spievack, North American Telephone Association, Washington, D.C.

Hearings continue on Wednesday, July 29.

NATIVE AMERICANS

Select Committee on Indian Affairs: Committee completed its review of S. 1088, promoting the goal of economic and social self-sufficiency for American Indians, Hawaiian Natives, and Alaskan Natives (pending on Senate Calendar), and authorized the Chairman to offer additional amendments on behalf of the committee.

Also, the committee completed its review of a proposed committee report on the adequacy of Federal supervision and monitoring of oil theft on Indian and Federal lease lands.

House of Representatives

Chamber Action

Bills Introduced: 14 public bills, H.R. 4257–4270; and 2 resolutions, H. Res. 195 and 196 were introduced.

Pages 17233, 17251

Bills Reported: Reports were filed as follows:

H.R. 1855, to grant the consent of Congress to the city of Boston to construct, maintain, and operate a causeway and fixed-span bridge in and over Fort Point Channel, Boston, Massachusetts, amended (H. Rept. 97–196);

H.R. 1898, to designate the building known as the Quincy Post Office in Quincy, Massachusetts, as the "James A. Burke Post Office" (H. Rept. 97–197);

H.R. 4182, to extend the airport development aid program through fiscal year 1981 (H. Rept. 97–198);

H.R. 4074, to revise the laws pertaining to the Maritime Administration, amended (H. Rept. 97–199);

Report from the Committee on Foreign Affairs entitled "Report Submitted Pursuant to Section 302 of the Congressional Budget Act of 1974" (H. Rept. 97–200); and

H.R. 4242, Tax Incentive Act of 1981 (H. Rept. 97–201).

Pages 17251–17225

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Wright to act as Speaker pro tempore for today.

Page 17190

Energy and Water Development Appropriations: By a yea-and-nay vote of 244 yeas to 104 nays, Roll No. 163, the House passed H.R. 4144, making appropriations for energy and water development for the fiscal year ending September 30, 1982.

Rejected a motion to recommit the bill to the Committee on Appropriations.

Agreed to:

An amendment that prohibits use of funds appropriated to the Nuclear Regulatory Commission to implement or enforce any portion of the Uranium Mill Licensing Requirements published as final rules at 45 Federal Register 65521–65538 on October 3, 1980;

An amendment that increases the payment to the Tennessee Valley Authority Fund by $3 million;

An amendment that prohibits use of funds to implement, administer, or enforce any regulation which has been disapproved pursuant to a resolution of disapproval duly adopted in accordance with the applicable law of the United States; and

An amendment that prohibits use of funds to provide a personal cook, chauffeur, or other personal servants to any officer or employee of departments or agencies funded in this bill, or to procure passenger automobiles with an EPA estimated miles per gallon average of less than 22 miles per gallon.

Rejected:

An amendment that sought to delete $228 million in funds for the Clinch River breeder reactor project in Tennessee (rejected by a recorded vote of 186 ayes to 206 noes with 1 voting "present", Roll No. 161); and

An amendment that sought to delete $10 million in funds for the Barnwell nuclear fuel plant and to increase the funds for the Savannah River nuclear waste solidification project in South Carolina by $10 million (rejected by a recorded vote of 157 ayes to 213 noes with 1 voting "present", Roll No. 162).

A point of order was sustained against an amendment that sought to make $5 million of the DOE research and development appropriation available to the Secretary of Agriculture for the establishment of pilot wood utilization projects and demonstrations.

Pages 17191–17231

Late Report: Committee on Merchant Marine and Fisheries received permission to have until midnight tonight to file a report on H.R. 4074, to revise the laws pertaining to the Maritime Administration.

Page 17233

Committee Election: House agreed to H. Res. 195, electing Representative Dreier to the Committee on Banking, Finance and Urban Affairs.

Earlier, read a letter from Representative Dreier wherein he resigned as a member of the Committee on Government Operations.

Page 17233

Legislative Program: Majority Whip announced the legislative program for the week of July 27. Agreed to adjourn from Friday to Monday.

Pages 17233–17234

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of July 29.

Page 17234

Meeting Hour: Agreed that the House will meet at 9 a.m. on Wednesday, July 29. Page 17234

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on pages 17251–17262.

Quorum Calls—Votes: One quorum call, one yea-and-nay vote, and two recorded votes developed during the proceedings of the House today and appear on pages 17194–17195, 17215, 17225–17226, 17232.

Adjournment: Adjourned at 4:25 p.m.

Committee Meetings

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held a hearing on Recruiting and Retention. Testimony was heard from Dr. Lawrence J. Korb, Assistant Secretary of Defense for Manpower, Reserve Affairs and Logistics, and recruiting Commanders of the Army, Navy and Air Force.

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Subcommittee on the District of Columbia held a hearing on fiscal year 1982 Budget Amendment. Testimony was heard from the following officials of the Government of the District of Columbia: Gladys Mack, Assistant City Administrator for Budget and Resource Development; Frank Higgins, Chairman Retirement Board; and Brant Coopersmith, Chairman, Lottery and Charitable Game Control Board.

AMERICAN ECONOMY

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization continued hearings on the general issues of revitalization and the American economy. Testimony was heard from public witnesses.

Hearings continue July 29.

OFFICES OF INSPECTOR GENERAL

Committee on Government Operations: Subcommittee on Intergovernmental Relations and Human Resources approved the following report: "Statutory Offices of Inspector General (Leadership and Resources)."

CSA CLOSURE DECISION

Committee on Government Operations: Subcommittee on Manpower and Housing approved the following report: "Community Action and the CSA Closure Decision."

BUDGET DECISIONS—NATIONAL AND RETIREMENT SECURITY

Select Committee on Aging: Subcommittee on Retirement Issues and Employment held a hearing on Budget decision for national and retirement security. Testimony was heard from the following officials of the Department of Health and Human Services: M. Gene Handelsman, Acting Commissioner on Aging; and Robert Meyers, Deputy Associate Commissioner, Social Security Administration, and public witnesses.

Joint Meetings

RECONCILIATION—AGRICULTURE

Conferees of the Senate Committee on Agriculture, Nutrition, and Forestry and House Committee on Agriculture agreed on their differences on the Farmers Home Administration provisions, and dairy support provisions of H.R. 3982, providing for reconciliation pursuant to section 301 of H. Con. Res. 115, the First Concurrent Resolution of the Congressional Budget.

RECONCILIATION—COMMERCE, SCIENCE, TRANSPORTATION PROVISIONS

Conferees of the Senate Committee on Commerce, Science, and Transportation and House Committee on Energy and Commerce continued to resolve their differences on those provisions which fall within their jurisdiction of H.R. 3982, providing for reconciliation pursuant to section 301, of H. Con. Res. 115, the First Concurrent Resolution of the Congressional Budget, but did not complete action thereon, and will meet again tomorrow.

RECONCILIATION—U.S. FOREST SERVICE

Conferees of the Senate Committees on Energy and Natural Resources and Agriculture, Nutrition, and Forestry and House Committees on Agriculture and Interior and Insular Affairs, on Thursday, July 23, agreed on their differences on the U.S. Forest Service provisions of H.R. 3982, providing for reconciliation pursuant to section 301 of H. Con. Res. 115, the First Concurrent Resolution of the Congressional Budget.

RECONCILIATION—SBA

Conferees of the Senate Committee on Small Business and House Committee on Small Business met to resolve their differences on the small business provisions of H.R. 3982, providing for reconciliation pursuant to section 301 of H. Con. Res. 115, the First Concurrent Resolution of the Congressional Budget, but did not complete action thereon, and will meet again on Monday, July 27.

♦♦♦♦♦♦♦♦♦♦♦♦

Monday, July 27, 1981

Senate

Chamber Action

Routine Proceedings, pages 17434–17528

Bills Introduced: Five bills were introduced, as follows: S. 1519–1523. **Page 17517**

Bills Reported: Reports were made as follows:

S. 1365, alleviating the hardships created for farm producers when a commodity warehouse in which their crops are stored files a petition for bankruptcy. (S. Rept. No. 97–168).

S.J. Res. 65, proclaiming Raoul Wallenburg to be an honorary citizen of the United States, and requesting further information from the Soviet Union on his whereabouts, with an amendment to the preamble (with supplemental views). (S. Rept. No. 97–169)

S. 898, establishing as national policy the promotion of marketplace competition, deregulation, and reliance on the private sector to provide telecommunications services, with an amendment (with minority views). (S. Rept. No. 97–170)

Page 17517

MEASURES AGREED TO:

Purchase of Calendars: Senate agreed to S. Res. 188, authorizing the purchase of 1982 United States Capitol Historical Society calendars for use by the Senate.

Page 17504

Increased Expenditures by the Committee on Banking, Housing, and Urban Affairs: Senate agreed to S. Res. 180, increasing the limitations on expenditures by the Committee on Banking, Housing, and Urban Affairs for the training of professional staff.

Page 17504

Expenditures by the Committee on Commerce, Science, and Transportation: Senate agreed to S. Res. 189, authorizing expenditures by the Committee on Commerce, Science, and Transportation for the training of professional staff.

Page 17504

Economic Recovery Tax Act of 1981: Senate continued consideration of H.J. Res. 266, providing for tax reductions and reduced revenues for fiscal years 1981, 1982, 1983, and 1984, and a reduction in individual income tax rates of 5 percent effective October 1, 1981, of an additional 10 percent on July 1, 1982 and of an additional 10 percent on July 1, 1983, a committee amendment in the nature of a substitute, taking action on additional amendments proposed thereto as follows:

Adopted:

(1) Gorton-Jackson unprinted amendment No. 299, relating to mutual savings banks having capital stock.

Page 17440

(2) Dole-Wallop unprinted amendment No. 300, relating to foreign investment in United States real property interests.

Page 17441

(3) Glenn-Danforth unprinted amendment No. 301, extending the research credit to materials and supplies and leased computer time.

Page 17457

(4) Glenn unprinted amendment No. 302, suspending for a one-year period regulations relating to allocation under section 861 of research and experimental expenditures.

Page 17458

(5) By unanimous vote of 94 yeas, Mitchell modified unprinted amendment No. 303, providing inventory reform for small business.

Page 17498

(6) Heflin unprinted amendment No. 305, requiring the Congressional Budget Office to monitor the pulse of the Nation's economy and report to Congress its assessment of the Nation's economic situation.

Page 17481

(7) Nunn-Chiles Amendment No. 492, insuring the confidentiality of information filed by individual taxpayers with the Internal Revenue Service pursuant to the Internal Revenue Code, and, at the same time, to insure the effective enforcement of Federal and State criminal laws and the effective administration of justice. (By 28 yeas to 66 nays, Senate earlier rejected a motion to table the amendment.)

Page 17482

(8) Cranston-Hayakawa unprinted amendment No. 306, providing for treatment of public utility property for "normalization."

Page 17504

(9) Wallop-Durenberger unprinted amendment No. 307, relating to the definition of "qualified person" for purposes of the at risk rules.

Page 17506

Rejected:

(1) By 36 yeas to 57 nays, Riegle unprinted amendment No. 298, to accelerate the deduction for two-income married couples.

Page 17437

(2) By 37 yeas to 58 nays, Exon Amendment No. 522, to reduce the third year tax cut if certain economic goals are not attained.

Page 17444

(3) By 47 yeas to 48 nays, Kennedy modified Amendment No. 521, to provide a credit against tax for certain home heating costs.

Pages 17460–17468

Confirmations: Senate confirmed the following nominations:

Edward L. Rowny, of Virginia, to be Special Representative for Arms Control and Disarmament Negotiations, with the rank of Ambassador.

William C. Lee, to be U.S. District Judge for the Northern District of Indiana.

Nancy H. Steorts, of Maryland, to be a Member and Chairman of the Consumer Product Safety Commission.

Anthony G. Sousa, of Hawaii, to be a Member of the Federal Energy Regulatory Commission.

Jan W. Mares, of Connecticut, to be an Assistant Secretary of Energy, (Fossil Energy).

Alvin W. Trivelpiece, of California, to be Director of the Office of Energy Research.

Robinson J. West, of Pennsylvania, to be an Assistant Secretary of the Interior.

Two Army nominations in the rank of General.

Routine lists of Navy and National Oceanic and Atmospheric Administration nominations.

Page 17535

Presidential Messages: Senate received the following messages from the President:

(1) Transmitting the report on East-West Trade, which was referred to the Committee on Finance. (PM–67).

(2) Transmitting the Saint Lawrence Seaway Development Corporation's Annual Report for 1980, which was referred to the Committee on Environment and Public Works. (PM–68).

Page 17516

Treaty Received: The injunction of secrecy was removed from a 1979 Amendment to a Regulation of Annex II of the International Convention on Load Lines, 1966 (Treaty Doc. No. 97–14). Treaty was considered as having been read the first time, and referred with accompanying papers to the Committee on Foreign Relations, and ordered to be printed. Page 17504

Nominations: Senate received the following nominations:

Four Army nominations in the rank of General.

Routine list of Air Force nominations.

Pages 17528–17535

Messages From the President: Page 17516

Messages From the House: Page 17516

Measures Referred: Page 17516

Communications: Page 17516

Statements on Introduced Bills: Pages 17517–17518

Amendments Submitted for Printing: Pages 17519–17520

Notices of Hearings: Page 17520

Committee Authority To Meet: Page 17520

Additional Statements: Pages 17520–17528

Nominations: Pages 17528–17535

Confirmations: Page 17535

Record Votes: Five record votes were taken today. (Total—226)

Pages 17447, 17456–17457, 17468, 17501–17502

Recess: Senate convened at 10 a.m., and recessed at 7:55 p.m. until 8:15 a.m., on Tuesday, July 28, 1981. (For Senate's program see remarks of Senator Baker in today's RECORD on page 17528.)

Committee Meetings

AIRPORT AND AIRWAY TAXES

Committee on Finance: Subcommittee on Taxation and Debt Management concluded hearings on S. 1047 and S. 1272, bills modifying certain taxes on aviation users to provide appropriate funding for airport and airway improvements and development, after receiving testimony from Senator Kassebaum; Representative Glickman; David G. Glickman, Deputy Assistant Secretary of the Treasury for Tax Legislation; Donald A. Derman, Assistant Secretary of Transportation for Budget and Programs; J. Lynn Helms, Administrator, Federal Aviation Administration; and John H. Winant, National Business Aircraft Association, Robert A. Cooke, Samuel E. Eastman, Edward W. Stimpson, General Aviation Manufacturers Association, Allen E. Paulson, Gulf Stream American Corporation, W. Lawrence Graves, Aircraft Owners and Pilots Association, Paul R. Ignatius, Air Transportation Association of America, John C. Emery, Jr., Emery Air Freight, J. Dawson Ransome, on behalf of The Commuter Airline Association of America, William H. Power, National Air Transportation Association, and Robert A. Richardson, Helicopter Association International, all of Washington, D.C.

TRADE ACT—IMMIGRATION

Committee on Finance: Subcommittee on International Trade concluded hearings on the proposed extension of the President's authority to waive the freedom of immigration provisions of the Trade Act (P.L. 93–618), after receiving testimony from John

D. Scanlan, Deputy Assistant Secretary of State for European Affairs: William Escoube, Director, Office of East-West Economic Policy, and Eugene K. Lawson, Deputy Assistant Secretary of Commerce for East West Trade, both of the Department of Commerce; James M. Murphy, Jr., Deputy Assistant U.S. Trade Representative for Bilateral Affairs; John Kyl, Occidental International Corporation, Nicholas L. Redding, National Agricultural Chemicals Association, and Hrant K. Baboyian, UOP, Inc., all of Washington, D.C.; and Jacob Birnbaum, Center for Russian and East European Jewry, Cyrus G. Abbe and Nina H. Shea, both of the International League for Human Rights, Aryeh Neier, U.S. Helsinki Watch Committee, Very Reverend Florian M. Galdau, on behalf of the American-Romanian Committee for Assistance to Refugees, Barbu Niculescu, American-Romanian Cultural Foundation, Inc., Ken Emerson and Lazlo Homas, both on behalf of the Human Rights in Romania, Dimitrie G. Apostoliu, on behalf of the American-Romanian National Committee for Human Rights, and Aurel Marinescu, all of New York City.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of Julia C. Bloch, of the District of Columbia, to be Assistant Administrator, Bureau for Food for Peace and Voluntary Assistance, Elise R. W. du Pont, of Delaware, to be Assistant Administrator for Private Enterprise, Jay F. Morris, of Maryland, to be Assistant Administrator for External Relations, W. Antoinette Ford, of Michigan, to be Assistant Administrator, Bureau for Near East, Jon D. Holstine, of Virginia, to be Assistant Administrator, Bureau for Asia, and Francis S. Ruddy, of Texas, to be Assistant Administrator, Bureau for Africa, all of the Agency for International Development, Jose M. Casanova, of Florida, to be Executive Director of the Inter-American Development Bank, Abraham Katz, of Florida, to be the Representative to the Organization for Economic Cooperation and Development, with the rank of Ambassador, and Frederic L. Chapin, of New Jersey, to be Ambassador to Guatemala, after the nominees testified and answered questions in their own behalf. Ms. Bloch was introduced by Senator Percy; Ms. du Pont was introduced by Senator Biden and Representative Frenzell; and Messrs. Casanova and Katz were introduced by Senator Hawkins.

INTERNATIONAL SECURITY POLICY

Committee on Foreign Relations: Committee held hearings on international security policy issues, receiving testimony from Richard N. Perle, Assistant Secretary of Defense-designate for International Security Policy.

Committee recessed subject to call.

9-DIGIT ZIP CODE

Committee on Governmental Affairs: Committee ordered favorably reported with an amendment S. 678, expanding the present ZIP code system to a 9-digit ZIP code.

Also, committee began consideration of S. 1080, improving and modifying the Federal regulatory process, but did not complete action thereon, and recessed subject to call.

ALCOHOLISM/DRUG ABUSE RESEARCH

Committee on Labor and Human Resources: Subcommittee on Alcoholism and Drug Abuse held oversight hearings on current and future research activities of the National Institute on Alcohol Abuse and Alcoholism and the National Institute on Drug Abuse, receiving testimony from William Pollin, Director, Jack Durell, Acting Director, Division of Prevention and Treatment Development, and Marvin Snyder, Director, Division of Research, all of the National Institute on Drug Abuse; Loran Archer, Deputy Director, and Gian C. Salmoiraghi, Associate Director for Research, both of the National Institute on Alcohol Abuse and Alcoholism; Eric Josephson and Gabriel Nahas, both of Columbia University, New York City; Saul Sells, Texas Christian University, Fort Worth; Morris A. Lipton, Member, National Advisory Council on Drug Abuse, University of North Carolina, Chapel Hill; Richard A. Deitrich, University of Colorado, Denver, representing the Research Society on Alcoholism; Sheldon I. Miller, Case Western Reserve, University School of Medicine, Cleveland, Ohio; Edith Gomberg, University of Michigan, Ann Arbor; and David J. Pittman, Washington University, St. Louis, Missouri.

Subcommittee recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 12 public bills, H.R. 4271–4282; and resolution, H. Res. 197 were introduced.

Page 17548

Bills Reported: Reports were filed as follows:

H.R. 4053, to amend section 21 of the Act of February 25, 1920, commonly known as the Mineral Leasing Act, amended (H. Rept. 97–202);

H. Con. Res. 106, to provide for the printing of the brochure entitled "How Our Laws Are Made" (H. Rept. 97–203); and

Conference report on S. 694, Department of Defense Supplemental Authorization Act for fiscal year 1981 (H. Rept. 97–204).

Page 17548

Late Report: Conferees received permission to have until midnight tonight to file a conference report on S. 694, Department of Defense Supplemental Authorization Act for fiscal year 1981.

Page 17536

International Investment Surveys: House passed and cleared for the President S. 1104, to amend the International Investment Survey Act of 1976 to provide an authorization for further appropriations, and to avoid unnecessary duplication of certain surveys.

Pages 17541–17542

Presidential Messages: Received and read the following messages from the President:

Saint Lawrence Seaway: Message transmitting the Saint Lawrence Seaway Development Corporation's annual report for 1980—referred to the Committee on Public Works and Transportation; and

East-West trade: Message transmitting a report on East-West trade—referred to the Committee on Ways and Means.

Page 17542

Suspensions: House voted to suspend the rules and pass the following:

NOAA authorization: H.R. 2803, amended, to authorize appropriations for atmospheric, climatic, and ocean pollution activities of the National Oceanic and Atmospheric Administration for the fiscal year 1982;

Pages 17542–17549

EPA research and development: H.R. 3115, amended, to authorize appropriations for environmental research, development, and demonstrations for the fiscal year 1982;

Pages 17549–17554

Maritime Administration: H.R. 4074, amended, to revise the laws pertaining to the Maritime Administration;

Pages 17554–17560

Medal for Fred Waring: H.J. Res. 223, amended, to provide for the awarding of a special gold medal to Fred Waring;

Pages 17566–17568

Airport development: H.R. 4182, amended, to extend the airport development aid program through fiscal year 1981;

Pages 16569–17572

James Burke Post Office: H.R. 1898, to designate the building known as the Quincy Post Office in Quincy, Massachusetts, as the "James A. Burke Post Office"; and;

Pages 17573–17576

Fort Point Channel bridge: H.R. 1855, amended, to grant the consent of Congress to the city of Boston to construct, maintain, and operate a causeway and fixed-span bridge in and over Fort Point Channel, Boston, Massachusetts. Agreed to amend the title.

Pages 17576–17581

Mineral Leasing: House completed all general debate on a motion to suspend the rules and pass H.R. 4053, amended, to amend section 21 of the Act of February 25, 1920, commonly known as the Mineral Leasing Act. The vote on this motion was postponed until Tuesday, July 28.

Pages 17561–17565

District of Columbia Business: Legislation pertaining to the District of Columbia was in order and the following bills were called up, considered, and passed:

Federal payment: H.R. 2819, to amend the District of Columbia Self-Government and Governmental Reorganization Act to increase the amount authorized to be appropriated as the annual Federal payment to the District of Columbia (passed by a yea-and-nay vote of 209 yeas to 179 nays with 1 voting "present", Roll No., 164). Subsequently, this passage was vacated and S. 1040, a similar Senate-passed bill, was passed in lieu; and

Pages 17581–17586

Borrowing authority extension: H.R. 2818, amended, to amend the District of Columbia Self-Government and Governmental Reorganization Act to extend the authority of the Mayor to accept certain interim loans from the United States and to extend the authority of the Secretary of the Treasury to make such loans (passed by a yea-and-nay vote of 239 yeas to 149 nays, Roll No. 165). Subsequently, this passage was vacated and S. 640, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill.

Pages 17586–17592

Agriculture Appropriations: By a yea-and-nay vote of 343 yeas to 33 nays, Roll No. 166, the House passed H.R. 4119, making appropriations for Agriculture, Rural Development, and Related Agencies programs for the fiscal year ending September 30, 1982.

Agreed To:

An amendment that waives the $100 limitation on Agricultural Research Service land acquisitions to permit the purchase of 160 acres within the Central Plains Experimental Range from the Colorado State University Research Foundation for no more than $115,000; and

An amendment that makes $14,983,000 of the Animal and Plant Health Inspection Service appropriation available for the Mediterranean fruit fly program.

Pages 17593–17622

Committee To Sit: Committee on Government Operations received permission to sit during pro-

ceedings of the House under the 5-minute rule on Thursday, July 30. Earlier, objection was heard to a similar request.

Pages 17622–17623

Referrals: Two Senate-passed measures were referred to the appropriate House committees.

Pages 17651

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 17652.

Quorum Calls—Votes: Three yea-and-nay votes developed during the proceedings of the House today and appear on pages 17585–17586, 17591–17592, 17622. There were no quorum calls.

Adjournment: Adjourned at 7:45 p.m.

Committee Meetings

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to hold a hearing on Special Activities, Navy. Testimony was heard from departmental witnesses.

9MM HANDGUN

Committee on Armed Services: Subcommittee on Investigations held a hearing to examine the proposed procurement of a new 9MM handgun by the Department of Defense. Testimony was heard from Dr. James P. Wade, Principal Deputy Under Secretary of Defense for Research and Engineering; Gen. Howard P. Whittaker, Deputy Commander, Armament R&D Command, USA; and Werner Groshans, Deputy Director, Procurement Logistics and Readiness Division, GAO.

MEDICAID CUTBACKS

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations and the Subcommittee on Health and the Environment held a joint hearing on the issue of the effects of medicaid cutbacks on infant care. Testimony was heard from Dr. Paul R. Willging, Deputy Administrator, Health Care Financing Administrator, Department of Health and Human Services and public witnesses.

MISCELLANEOUS MEASURES; COMMITTEE BUSINESS

Committee on House Administration: Ordered reported the following measures: H. Con. Res. 153, authorizing a bust or statute of Dr. Martin Luther King, Jr. to be placed in the Capitol; H.R. 2632, to amend Public Law 96–36 to authorize additional funds to plan for the development of the area south of the original Smithsonian Institution Building adjacent to Independence Avenue at 10th Street SW., in the city of Washington; and H. Con. Res. 106, to provide for the printing of the brochure entitled "How Our Laws Are Made".

The Committee also approved other pending business.

SYNTHETIC FUELS DEVELOPMENT

Committee on Science and Technology: Subcommittee on Energy Development and Applications and the Subcommittee on Investigations and Oversight held a joint hearing on Synthetic Fuels Development. Testimony was heard from Representative Wright; Ed Noble, Chairman, Synthetic Fuels Corporation and public witnesses.

OVERSIGHT

Committee on Ways and Means: Subcommittee on Oversight held a hearing on problems relating to the insolvency of the Black Lung Disability Trust Fund. Testimony was heard from Morton E. Henig, Senior Associate Director, Human Resources Division, GAO; J. Erich Evered, Administrator, Energy Information Administration, Department of Energy; from the following officials of the National Institute for Occupational Safety and Health, Department of Health and Human Services: Dr. J. Donald Millar, Director and Dr. James A. Merchant, Director, Division of Respiratory Disease Studies and a public witness.

Joint Meetings

RECONCILIATION—SBA

Conferees of the Senate Committee on Small Business and House Committee on Small Business agreed on their differences on the small business provisions of H.R. 3982, providing for reconciliation pursuant to section 301 of H. Con. Res. 115, the First Concurrent Resolution of the Congressional Budget.

RECONCILIATION—CONRAIL

Conferees of the Senate Committee on Commerce, Science, and Transportation and House Committee on Energy and Commerce met in evening session to resolve their differences on the Conrail provisions of H.R. 3982, providing for reconciliation pursuant to section 301 of H. Con. Res. 115, the First Concurrent Resolution of the Congressional Budget.

RECONCILIATION—MEDICAID

Conferees of the Senate Committee on Finance and House Committee on Energy and Commerce continued on the Medicaid provisions of H.R. 3982, providing for reconciliation pursuant to section 301 of H. Con. Res. 115, the First Concurrent Resolution of the Congressional Budget.

RECONCILIATION—FEDERAL EMPLOYEES COMPENSATION

Conferees of the Senate Committee on Labor and Human Resources and House Committee on Education and Labor met to resolve their differences on Federal employees compensation provisions of H.R. 3982, providing for reconciliation pursuant to section 301 of H. Con. Res. 115, the First Concurrent Resolution of the Congressional Budget, but did not complete action thereon, and recessed subject to call.

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Tuesday, July 28, 1981

Senate

Chamber Action

Routine Proceedings, pages 17776–17872

Bills Introduced: Four bills and one resolution were introduced, as follows: S. 1524–1527, and S.J. Res. 101.

Pages 17867–17868

Economic Recovery Tax Act of 1981: Senate continued consideration of H.J. Res. 266, providing for tax reductions and reduced revenues for fiscal years 1981, 1982, 1983, and 1984, and a reduction in individual income tax rates of 5 percent on October 1, 1981, of an additional 10 percent on July 1, 1982, and of an additional 10 percent on July 1, 1983, a committee amendment in the nature of a substitute, taking action on additional amendments proposed thereto as follows:

Adopted:

(1) By unanimous vote of 97 yeas, Matsunaga unprinted amendment No. 308 (modified amendment No. 495), providing that the at-risk rules not apply to certain energy property.

Page 17789

(2) Bentsen unprinted amendment No. 309, providing for a 1-percent limit on the percentage limitation on additions to loan loss revenues by banks for 1982.

Page 17794

(3) By unanimous vote of 100 yeas, Chiles unprinted amendment No. 310, providing that (a) the President should adopt policies so as to insure the continued financial health, independence and availability of credit to small businesses, thrift institutions, small banks, small farms, residential construction, and not-for-profit institutions; (b) that the Board of Governors of the Federal Reserve System should exercise its regulatory powers to require that loans be made for productive economic purposes, rather than to enable large firms to acquire smaller firms, and to assure that sufficient credit is available to protect the viability of thrift institutions without wholesale mergers or takeovers; and (c) that the President of the United States, the Board of Governors of the Federal Reserve System and the Congressional Budget Office shall each report to Congress on the actions taken to implement the above policies, and their success or failure, no later than January 1, 1982, and no later than January of each succeeding year.

Page 17795

(4) By unanimous vote of 100 yeas, Melcher unprinted amendment No. 311, providing for maximum rate of interest on certain transfers between related parties.

Page 17804

(5) Symms unprinted amendment No. 312, providing a judicial forum for individuals electing the extension of time for payment of estate tax.

Page 17807

(6) Symms unprinted amendment No. 313, extending for one year the transitional rule to the generation-skipping provisions for wills and revocable trusts executed before June 11, 1976.

Page 17808

(7) Leahy unprinted amendment No. 314, extending the same one-time capital gains tax exclusion granted to elderly homeowners in 1978 to households in which at least one member is severely handicapped.

Page 17810

(8) Jepsen modified unprinted amendment No. 315, providing a deduction for the adoption of a qualified child by the taxpayer.

Page 17811

(9) Dole unprinted amendment No. 318, of a technical nature.

Page 17827

(10) Roth-Baucus unprinted amendment No. 319, restoring declining balance rate on structures to 175 percent on a phased-in basis.

Page 17831

(11) DeConcini unprinted amendment No. 320, clarifying employee stock ownership.

Page 17835

(12) By 71 yeas to 25 nays, Rudman modified unprinted amendment No. 322, providing a credit against tax for certain home heating costs.

Page 17843

(13) Huddleston unprinted amendment No. 323, providing that the term "recovery property" does not include horses used for racing and horses over 11 years of age at the time the horses were placed in service; that horses shall be depreciated in the same manner as under section 167 as in effect for property placed in service on December 31, 1980, and the useful lives of such horses may be determined under section 167 as in effect on such date.

Page 17847

(14) Roth unprinted amendment No. 324, modifying the investment tax rules applicable to railroad rolling stock.

Page 17848

(15) Garn-Hatch unprinted amendment No. 325, amending section 274(b)(1)(C) of the Internal Revenue Code of 1954 with respect to the deductibility of gifts by employers to employees in recognition of length of service or achievement.

Page 17849

Rejected:

(1) By 15 yeas to 84 nays, Heinz unprinted amendment No. 316, to amend section 103 of the Internal Revenue Code of 1954 with respect to the tax treatment of industrial development bonds issued to finance pollution control or waste disposal facilities.

Page 17815

(2) By 15 yeas to 84 nays, Bradley unprinted amendment No. 317, to provide that in the case of an individual there shall be allowed as a credit against the tax imposed for the taxable year an amount equal to 20 percent of the net increase in savings (as defined in subsection (c)(1) by such individual during the taxable year.)

Page 17824

(3) By 8 yeas to 90 nays, Biden unprinted amendment No. 321, to provide that no credit shall be allowed under the provisions of Section 44A of the Internal Revenue Code of 1954 (relating to expenses for household and dependent care services necessary for gainful employment) to any taxpayer where both spouses have earned income and the total of their adjusted gross income is in excess of $30,000.

Page 17838

By 94 yeas to 1 nay, Senate tabled a motion to reconsider the vote by which unprinted amendments Nos. 296 and 297 were agreed to en bloc (on Friday, July 24), providing for credit for certain household and dependent care expenses.

Page 17788

Senate tabled a motion to reconsider the vote by which unprinted amendment No. 300 was agreed to (on Monday, July 27), relating to foreign investment in United States real property interests.

Page 17792

Pages 17788–17855

Vice Presidential Appointment: The Chair, on behalf of the Vice President appointed Senator Pressler to attend the United Nations Conference on New and Renewable Sources of Energy, to be held in Nairobi, Kenya, August 1981. Page 17864

Confirmations: Senate confirmed the following nominations:

Donald J. Senese, of Virginia, to be Assistant Secretary for Educational Research and Improvement, Department of Education.

George A. Conn, of Maryland, to be Commissioner of the Rehabilitation Services Administration.

Anne Graham, of Virginia, to be Assistant Secretary for Legislation and Public Affairs, Department of Education.

Thomas P. Melady, of Connecticut, to be Assistant Secretary for Postsecondary Education, Department of Education.

Thomas L. Lias, of Iowa, to be an Assistant Director of the ACTION Agency.

William E. Mayer, of California, to be Administrator of the Alcohol, Drug Abuse, and Mental Health Administration.

William M. Otter, of Kentucky, to be Administrator of the Wage and Hour Division, Department of Labor.

Marie P. Tolliver, of Oklahoma, to be Commissioner on Aging. Page 17888

Treaty Received: The injunction of secrecy was removed from the Supplementary Extradition Convention with Sweden (Treaty Doc. No. 97–15). Treaty was considered as having been read the first time; and referred with accompanying papers to the Committee on Foreign Relations, and ordered to be printed.

Page 17856

Nominations: Senate received the following nominations:

Jack F. Matlock, Jr. of Florida, to be Ambassador to the Czechoslovak Socialist Republic.

Roger J. Miner, to be United States District Judge for the Northern District of New York.

Four Air Force nominations in the rank of General.

Routine lists of Marine Corps nominations.

Pages 17872–17888

Messages From the President: Page 17864

Messages From the House: Page 17865

Measures Referred: Page 17865

Communications: Page 17865

Statements on Introduced Bills: Pages 17869–17869

Amendments Submitted for Printing: Page 17869

Notices of Hearings: Pages 17869–17870

Committee Authority To Meet: Page 17870

Additional Statements: Pages 17870–17872

Nominations: Pages 17872–17888

Confirmations: Page 17888

Record Votes: Eight record votes were taken today. (Total—234).

Pages 17789, 17792, 17803, 17811, 17821–17822, 17827, 17842, 17845

Recess: Senate convened at 8:15 a.m., and recessed at 10:32 p.m., until 9 a.m., on Wednesday, July 29, 1981. (For Senate's program see remarks of Senator Baker in today's Record on pages 17855, 17872.)

Committee Meetings

DOD PROCUREMENT/MANAGEMENT

Committee on Armed Services: Committee concluded hearings on defense procurement and management policies, after receiving testimony from Frank C. Carlucci, Deputy Secretary of Defense, Richard D. DeLauer, Under Secretary of Defense for Research and Engineering, John R. Quetsch, Principal Deputy Assitant Secretary of Defense, Comptroller, and Joseph Sherick, Assistant to the Secretary of Defense for Review and Oversight.

FEDERAL PATENT POLICY

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology, and Space held hearings on proposed legislation to provide title to contractors receiving Federal research and development funds, receiving testimony from Robert Benson, Allis Chambers, Milwaukee, Wisconsin; William E. Riley, Battelle Development Corp., Columbus, Ohio; Julius Jancin, Jr., American Patent Law Association, Arlington, Virginia; Niels J. Reimers, Stanford University, Stanford, California; Auzville Jackson, Robertshaw Controls Co., Richmond, Virginia, on behalf of the National Association of Manufacturers; Derek Lawrence, General Electric Co., Lynn, Massachusetts; and Homer O. Blair, ITEK Corp., Lexington, Massachusetts.

Hearings were recessed subject to call.

STANDBY OIL CONTROLS

Committee on Energy and Natural Resources: Committee began hearings on S. 1503, authorizing the President to allocate supplies of crude oil and petroleum products during a severe petroleum supply shortage, S. 1476, S. 1354, and S. 409, bills providing standby authority to deal with petroleum supply disruptions, and S. 445, establishing a State set-aside system for propane, middle distillates, motor gasoline, residual fuel oil, and aviation fuels, receiving testimony from Senators Durenberger and Andrews; and W. Kenneth Davis, Deputy Secretary of Energy, Thomas C. Newkirk, Deputy General Counsel for Regulation, and Samuel M. Bradley, Acting Director, Office of Emergencies, Contingency Planning, all of the Department of Energy.

Hearings continue on Thursday, July 30.

EAST-WEST TRADE

Committee on Finance: Subcommittee on International Trade concluded hearings on U.S. Trade policy, focusing on East-West trade relations, after receiving testimony from Secretary of State Alexander M. Haig, Jr.

NOMINATIONS

Committee on Foreign Relations: Committee ordered favorably reported the nominations of:

Julia C. Bloch, of the District of Columbia, to be Assistant Administrator, Bureau for Food for Peace and Voluntary Assistance, Elise R. W. duPont, of Delaware, to be Assistant Administrator for Private Enterprise, Jay F. Morris, of Maryland, to be Assistant Administrator for External Relations, W. Antoinette Ford, of Michigan, to be Assistant Administrator, Bureau for Near East, Jon D. Holstine, of Virginia, to be Assistant Administrator, Bureau for Asia, and Francis S. Ruddy, of Texas, to be Assistant Administrator, Bureau for Africa, all of the Agency for International Development, Abraham Katz, of Florida, to be the Representative to the Organization for Economic Cooperation and Development, with the rank of Ambassador, Frederic L. Chapin, of New Jersey, to be Ambassador to Guatemala, William J. Dyess, of Alabama, to be Ambassador to the Kingdon of the Netherlands, Arthur W. Hummel, Jr., of Maryland, to be Ambassador to the People's Republic of China, John L. Loeb, Jr., of New York, to be Ambassador to Denmark, Keith F. Nyborg, of Idaho, to be Ambassador to Finland, Kenneth L. Adelman, of Virginia, to be the Deputy Representative to the United Nations, with the rank and status of Ambassador, and Robert J. Hughes, of Massachusetts, to be Associate Director for Programs, International Communication Agency;

A Foreign Service Officers and Foreign Service Information Officers promotion list dated July 15, 1981; and

A Career Ministers for Information promotion list dated July 23, 1981.

ISRAEL-LEBANON

Committee on Foreign Relations: Committee met in closed session to receive a briefing on the current Israel-Lebanon border issue. Witnesses heard were Philip C. Habib, Special U.S. Envoy, and Morris Draper, Deputy Assistant Secretary of State for Near Eastern and South Asian Affairs.

Committee recessed subject to call.

CONVENTIONAL ARMS SALES

Committee on Foreign Relations: Committee held hearings on the sale of conventional arms, receiving testimony from James L. Buckley, Under Secretary of State for Security Assistance, Science and Technology; Francis J. West, Jr., Assistant Secretary of Defense for International Security Affairs; Archelaus R. Turrentine, Acting Assistant Director for Weapons Evaluation and Control, Arms Control and Disarmament Agency; Lt. General Ernest Graves, Director, Defense Security Assistance Agency, Office of the Assistant Secretary of Defense for International Se-

curity Affairs; Matthew Nimetz, former Under Secretary of State for Coordinating Security Assistance Programs, New York City; and Richard K. Betts, The Brookings Institution, Walter R. Edgington, National Security Industrial Association, and Armistead I. Selden, American League for Exports and Security Assistance, all of Washington, D.C.

Committee recessed subject to call.

ALTERNATIVE SERVICE DELIVERY

Committee on Governmental Affairs: Subcommittee on Intergovernmental Relations met to discuss alternatives for delivering public services, focusing on certain private sector involvement in social services. Witnesses heard were Robert B. Carleson, Special Assistant to the President for Policy Development; Anthony Downs and Charles L. Schultze, both of The Brookings Institution, and Brian O'Connell, all of Washington, D.C.; Steve Waldhorn, Stanford Research Institute, Menlo Park, California; Charles M. Gray, College of St. Thomas, St. Paul, Minnesota; Anthony Pascal, The Rand Corporation, Santa Monica, California; and Ted Kolderie, Hubert H. Humphrey Institute of Public Affairs, Minneapolis, Minnesota.

Subcommittee will meet again tomorrow.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of Robert F. Chapman, of South Carolina, to be a U.S. Circuit Judge for the Fourth Circuit, D. Brook Bartlett, and John R. Gibson, each to be a U.S. District Judge for the Western District of Missouri, and Joseph E. Stevens, Jr., to be U.S. District Judge for the Eastern and Western Districts of Missouri, after the nominees testified and answered questions in their own behalf. Mr. Chapman was introduced by Senators Thurmond and Hollings, and Messrs. Bartlett, Gibson, and Stevens were introduced by Senators Danforth and Eagleton.

Committee will consider the above nominees on Thursday, July 30.

WILLIAMS INVESTIGATION

Select Committee on Ethics: Committee resumed hearings, pursuant to the Rules of the Senate and the Senate Code of Official Conduct, relating to the allegations of misconduct of Senator Williams, receiving testimony from Senator Williams; and G. Robert Blakey, University of Notre Dame, Notre Dame, Indiana.

Hearings continue tomorrow.

CIA DIRECTOR

Select Committee on Intelligence: Committee met in closed session to receive a preliminary staff report on matters involving William J. Casey, Director of Central Intelligence.

Committee will meet again in closed session on tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 31 public bills, H.R. 4283–4313; 6 private billls, H.R. 4314–4319; and 9 resolutions, H.J. Res. 310–313, H. Con. Res. 163, and H. Res. 198–201 were introduced.

Pages 17773–17775

Report: One report was filed as follows: H. Res. 198, providing for the consideration of H.R. 4242, to amend the Internal Revenue Code of 1954 to encourage economic growth through reductions in individual income tax rates, the expensing of depreciable property, incentives for small businesses, and incentives for savings (H. Rept. 97–205).

Page 17773

Journal: By a yea-and-nay vote of 379 yeas to 14 nays with 2 voting "present", Roll No. 167, the House approved the Journal of Monday, July 27.

Pages 17685–17686

New Member Sworn: Representative-elect Smith of Pennsylvania presented himself in the Well of the House and was administered the oath of office by the Speaker.

Page 17686

Late Report: Committee on Rules received permission to have until midnight tonight to file a report on H. Res. 178, providing for the consideration of H.R. 4242, Tax Incentive Act of 1981.

Page 17689

Suspensions: House voted to suspend the rules and pass the following:

National tourism: H.R. 1311, amended, to establish a national tourism policy and an independent Government agency to carry out the national tourism policy (passed by a yea-and-nay vote of 321 yeas to 98 nays, Roll No. 168). Agreed to amend the title. Subsequently, this passage was vacated and S. 304, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill;

Pages 17692–17705, 17718–17722

Product liability insurance: H.R. 2120, amended, to facilitate the ability of product sellers to establish product liability risk retention groups, to facilitate the ability of such sellers to purchase product liability insurance on a group basis. Agreed to amend the title;

Pages 17706–17710

National monetary policy: H. Con. Res. 160, amended, expressing the sense of the Congress with respect to monetary policy, inflation, and high interest rates (passed by a yea-and-nay vote of 403 yeas to 17 nays, Roll No. 169); and

Pages 17710–17718, 17722–17723

Mineral leasing: H.R. 4053, amended, to amend section 21 of the Act of February 25, 1920, commonly known as the Mineral Leasing Act (passed by a yea-and-nay vote of 408 yeas to 5 nays, Roll No. 170). This bill was debated on Monday, July 27. Subsequently, the Clerk was directed to make a technical correction in the engrossment of the bill.

Pages 17723–17724

Treasury-Postal Service Appropriations: House concluded all general debate and began reading for amendment on H.R. 4121, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1982; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Wednesday, July 29.

Agreed To:

An amendment that reduces by $5 million the funding for salaries and expenses of the Bureau of Alcohol, Tobacco and Firearms, and strikes the requirement that the personnel levels for the bureau not fall below the levels of April 30, 1981 (agreed to by a recorded vote of 279 ayes to 141 noes, Roll No. 171);

An amendment that increases by $1,275,000 the funding for salaries and expenses of the U.S. Customs Service which may be used for the employment of 50 additional Customs Inspectors; and

An amendment that reduces by $13,575,000 the funding for the Savings Bond Division, which would be used for the promotion of the sale of U.S. savings bonds (agreed to by a recorded vote of 223 ayes to 190 noes, Roll No. 172).

Pages 17724–17750

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 17710

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 17775.

Quorum Calls—Votes: Four yea-and-nay votes and two recorded votes developed during the proceedings of the House today and appear on pages 17685–17686, 17718, 17722–17723, 17745, 17749–17750. There were no quorum calls.

Adjournment: Adjourned at 7:30 p.m.

Committee Meetings

PSEUDORABIES CONTROL

Committee on Agriculture: Subcommittee on Livestock, Dairy and Poultry held a hearing to discuss pseudorabies control and eradication in swine. Testimony was heard from departmental and public witnesses.

AGRICULTURAL EXPORTS

Committee on Agriculture: Subcommittee on Department Operations, Research, and Foreign Agriculture held a hearing to discuss agricultural exports-global issues of agricultural trade and USDA policy and functions. Testimony was heard from Representative Evans of Iowa, departmental and public witnesses.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense continued hearings on Defense appropriations. Testimony was heard from public witnesses.

Hearings continue tomorrow.

ACQUISITION AND CONTRACTING PRACTICES

Committee on Armed Services: Subcommittee on Procurement and Military Nuclear Systems, Defense Procurement Procedures Panel held a hearing on Department of Defense's acquisition and contracting practices. Testimony was heard from Maj. Gen. Robert L. Herriford, Sr., Director for Procurement and Readiness Command, Department of the Army.

FEDERAL RESERVE POLICIES

Committee on Banking, Finance and Urban Affairs: Subcommittee on Domestic Monetary Policy held a hearing to analyze Federal Reserve Policies as they affect interest rates and credit markets. Testimony was heard from public witnesses.

ADJUSTABLE RATE MORTGAGES

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions Supervision, Regulation and Insurance held a hearing on adjustable rate mortgages. Testimony was heard from public witnesses.

NATIONAL INSTITUTE FOR OCCUPATIONAL SAFETY AND HEALTH

Committee on Education and Labor: Subcommittee on Health and Safety held a hearing on the proposed move of the Rockville based operations of the National Institute for Occupational Safety and Health to Atlanta, Georgia. Testimony was heard from Senators Mathias and Sarbanes; Representatives Barnes and Hoyer; Dr. Edward N. Brandt, Jr., Assistant Secretary for Health, Department of Health and Human Services and public witnesses.

PETROLEUM PRICES

Committee on Energy and Commerce: Subcommittee on Fossil and Synthetic Fuels held a hearing on Standby Presidential Authority to control petroleum prices and allocate oil supplies during a severe oil import emergency. Testimony was heard from Kenneth Davis, Deputy Secretary, Department of Energy and public witnesses.

ECONOMIC REGULATORY ADMINISTRATION

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing on the issue of the Economic Regulatory Administration's compliance efforts and other related matters. Testimony was heard from Barton R. House, Acting Administrator, Economic Regulatory Administration and Acting Assistant Secretary for Environmental Protection, Safety and Energy Preparedness, Department of Energy; from the following officials of GAO: F. Kevin Boland, Senior Associate Director, Energy and Minerals Division; and Susan Irwin, Attorney/Adviser, Office of General Counsel and public witnesses.

CABLE FRANCHISE

Committee on Energy and Commerce: Subcommittee on Telecommunications, Consumer Protection and Finance held a hearing on Cable Franchise Investigation. Testimony was heard from public witnesses.

MISCELLANEOUS MEASURES

Committee on Foreign Affairs: Subcommittee on Human Rights and International Organizations held a hearing on the following resolutions: H. Con. Res. 111, expressing the sense of the Congress that the Government of the Soviet Union should cease its imprisonment of Yuriy Shukhevych and permit him and his family to emigrate from the Soviet Union; and H. Res. 152, to urge the President to continue to express the opposition of the United States to the imprisonment of Anatoly Shchransky by the Soviet Union. Testimony was heard from public witnesses.

CARIBBEAN BASIN POLICY

Committee on Foreign Affairs: Subcommittee on Inter-American Affairs concluded hearings on Caribbean Basin Policy. Testimony was heard from Thomas O. Enders, Assistant Secretary of State for Inter-American Affairs; Stephen Lande, Assistant U.S. Trade Representative for Bilateral Affairs; John R. Bolton, General Counsel, AID and public witnesses.

SINAI—INTERNATIONAL PEACEKEEPING FORCE

Committee on Foreign Affairs: Subcommittee on International Security and Scientific Affairs and the Subcommittee on Europe and the Middle East continued joint hearings on Agreement for the Creation of an International Peacekeeping Force in the Sinai. Testimony was heard from Brig. Gen. Andrew L. Cooley, Deputy Director, Political Military Affairs, Office of the Joint Chiefs of Staff; from the following officials of the Department of State: Michael E. Sterner, Deputy Assistant Secretary, Bureau of Near Eastern and South Asian Affairs and James J. Michel, Acting Legal Adviser and a public witness.

MISCELLANEOUS MEASURE

Committee on Interior and Insular Affairs: Subcommittee on Public Lands and National Parks held a hearing on H.R. 3433, to modify the boundaries of the San Juan and San Isabel National Forests in the State of Colorado. Testimony was heard from Representative Kogovsek; Arnold E. Petty, Deputy Director, Bureau of Land Management, Department of the Interior; Douglas R. Leisz, Associate Chief, Forest Service, USDA and a public witness.

VOTING RIGHTS ACT

Committee on the Judiciary: Began markup of H.R. 3112, to amend the Voting Rights Act of 1965 to extend certain provisions for an additional 10 years, to extend certain other provisions for an additional 7 years.

Will continue tomorrow.

DEEP-DRAFT COMMERCIAL PORTS

Committee on Merchant Marine and Fisheries: Continued hearings on legislation to establish a national policy of authorizing, promoting, financing, and facilitating, on a priority and expedited basis, the operation, maintenance, and improvement of deep-draft commercial ports in the United States. Testimony was heard from the following officials of the Department of Commerce: William Morris, Assistant Secretary for Trade Development and Chairman, Inter-Agency Coal Export Task Force; and Bruce McAllister, Deputy Assistant Secretary for Maritime Affairs; William Gianelli, Assistant Secretary of the Army for Civil Works, Department of Defense; Richard F. Walsh, Director, Office of Economic and Public Investment, Department of Transportation; Michael Spear, Acting Director, Fish and Wildlife Service, Department of the Interior; Martin Fitzpatrick, Jr., Director, Office of Transportation, USDA and public witnesses.

AVIATION INDUSTRY

Committee on Public Works and Transportation: Subcommittee on Investigations and Oversight held a hearing on competition in the international commercial aviation industry. Testimony was heard from Frank C. Conahan, Director, International Division, GAO and public witnesses.

Hearings continue tomorrow.

FEDERAL WATER POLLUTION CONTROL ACT

Committee on Public Works and Transportation: Subcommittee on Water Resources continued hearings on the Federal Water Pollution Control Act, with emphasis on the construction grants program. Testimony was heard from Dale Gibens, Administrator, Department of Natural Resources, Louisiana and public witnesses.

Hearings continue tomorrow.

TAX INCENTIVE ACT

Committee on Rules: Granted a modified open rule providing two hours of debate on the bill H.R. 4242, Tax Incentive Act of 1981; waiving section 402(a) of the Congressional Budget Act against consideration of the bill; waiving clause 5, Rule XXI against the section 742 of the bill; providing that the bill be considered as read for amendment; allowing only the following amendments to be offered in the following order, which are not subject to amendment and shall be debatable for the time specified: (1) Ways and Means Committee amendments, to be debated for twenty minutes, divided between the chairman and ranking minority member of the Committee on Ways and Means; (2) an amendment in the nature of a substitute offered by Representative Udall, consisting of the text of H.R. 4269, to be debated for one hour, to be divided between Rep. Udall and a Member opposed; and (3) an amendment in the nature of a substitute offered by Representative Conable, consisting of the text of H.R. 4260, to be debated for one hour, to be divided between Rep. Conable and the chairman of the Committee on Ways and Means; waiving clause 5, Rule XXI against consideration of the substitutes; providing that the Conable substitute shall be in order even if the Udall substitute is adopted; providing that the last substitute adopted in the Committee of the Whole be reported to the House, and if said substitute is rejected on a separate vote in the House, then a separate vote on any Ways and Means Committee amendments adopted in the Committee of the Whole shall be in order; providing one motion to recommit. Testimony was heard from Chairman Rostenkowski and Representatives Udall, Conyers, Obey, Levitas, Luken, Mikulski, Rahall, Conable, Moore, Heckler, Fenwick, Jeffords, Leach, Pursell, Pritchard, Gilman, Daschle, Sabo, Savage, Dellums and Fauntroy.

OVERSIGHT

Committee on Science and Technology: Held an oversight hearing on National Materials and Minerals Policy, Research and Development Act of 1980 (Public Law 96–479). Testimony was heard from Joseph R. Wright, Deputy Secretary of Commerce; Daniel N. Miller, Assistant Secretary for Energy and Minerals, Department of the Interior; Robert F. Trimble, Acting Deputy Under Secretary for Acquisition and Management, Department of Defense; John M. Marcum, Assistant to the Director for Energy and Natural Resources, Office of Science and Technology Policy and public witnesses.

IN THE MATTER OF REPRESENTATIVE JOHN P. MURTHA

Committee on Standards of Official Conduct: Dismissed allegations in the matter of Representative John P. Murtha.

OVERSIGHT

Select Committee on Aging: Held an oversight hearing on enforcement of the Keys Amendments. Testimony was heard from David B. Swoap, Under Secretary, Department of Health and Human Services and public witnesses.

Joint Meetings

JAPAN-U.S. ECONOMIC POLICIES

Joint Economic Committee: Subcommittee on Trade, Productivity, and Economic Growth concluded hearings on Japanese and American economic policies and productivity, after receiving testimony from Hajime W. Tanaka, Tanaka, Walders & Ritger, and Nathaniel S. Howe, National Machine Tool Builders Association, both of Washington, D.C.; and Charles Bradford, Merrill Lynch, Pierce, Fenner & Smith, Inc., New York City.

AUTHORIZATIONS—MILITARY PROCUREMENT

Conferees continued to resolve the differences between the Senate- and House-passed versions of S. 815, authorizing funds for fiscal year 1982 for military procurement programs of the Department of Defense, but did not complete action thereon, and will meet again tomorrow.

RECONCILIATION—HEALTH/R.R. RETIREMENT

Conferees of the Senate Committee on Labor and Human Resources and House Committee on Energy and Commerce agreed on their differences on the health related provisions, and railroad retirement benefits provisions of H.R. 3982, providing for reconciliation pursuant to section 301 of H. Con. Res. 115, the First Concurrent Resolution of the Congressional Budget.

RECONCILIATION—ENERGY ASSISTANCE

Conferees of the Senate Committee on Labor and Human Resources and House Committees on Education and Labor, Ways and Means, and Energy and Commerce met in evening session to resolve their differences on the low-income energy assistance provisions of H.R. 3982, providing for reconciliation pursuant to section 301 of H. Con. Res. 115, the First Concurrent Resolution of the Congressional Budget.

RECONCILIATION—MEDICAID

Conferees of the Senate Committee on Finance and House Committee on Energy and Commerce continued in evening session on the Medicaid provisions of H.R. 3982, providing for reconciliation pursuant to section 301 of H. Con. Res. 115, the First Concurrent Resolution of the Congressional Budget.

RECONCILIATION—CONRAIL

Conferees of the Senate Committee on Commerce, Science, and Transportation and House Committee on Energy and Commerce continued in evening session to resolve their differences on the Conrail provisions of H.R. 3982, providing for reconciliation pursuant to section 301 of H. Con. Res. 115, the First Concurrent Resolution on the Congressional Budget.

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Wednesday, July 29, 1981

Senate

Chamber Action

Routine Proceedings, pages 17921–17922

Bills Introduced: Thirteen bills and one resolution were introduced, as follows: S. 1528–1540, and S.J. Res. 102.

Pages 17988–17989

Bills Reported: Reports were made as follows:

S. 1475, extending until June 30, 1985, the authority of section 252 of the Energy Policy and Conservation Act which authorizes U.S oil companies to participate in voluntary agreements for implementing the allocation and information provisions of the agreement on an international energy program.

S. 1533, authorizing funds for fiscal years 1982, 1983, and 1984 for the Legal Services Corporation. (S. Rept. No. 97–171).

Page 17988

Measures Passed:

Parliamentary Emphasis Month: Senate passed S.J. Res. 102, authorizing and requesting the President to designate the month of April, 1982, as "Parliamentary Emphasis Month."

Pages 18025–18026

Maritime Administration: Senate passed H.R. 4074, revising the laws pertaining to the Maritime Administration.

Page 18026

Economy Recovery Tax Act of 1981: Senate continued consideration of H.J. Res. 266, providing for tax reductions and reduced revenues for fiscal years 1981, 1982, 1983, and 1984, and a reduction in individual income tax rates of 5 percent on October 1, 1981, of an additional 10 percent on July 1, 1982, and of an additional 10 percent on July 1, 1983, taking action on the committee amendment in the nature of a substitute and taking action on additional amendments proposed thereto as follows:

Adopted:

(1) By 97 yeas to 2 nays, Eagleton unprinted amendment No. 326, providing for a special statement of requests for new budget authority, estimates of outlays and revenues, and estimates of deficits or surplus for the Federal Old-Age and Survivors Insurance Trust Fund, the Federal Disability Insurance Trust Fund, and the Federal Hospital Insurance Trust Fund.

Page 17938

(2) Danforth (for Jepsen) unprinted amendment No. 328, providing that the deduction for the adoption of a qualified child by a taxpayer be effective for years beginning after December 1, 1980.

Page 17945

(3) Dole unprinted amendment No. 330, relating to cash management.

Page 17952

(4) By unanimous vote of 100 yeas, Robert C. Byrd unprinted amendment No. 331, relating to the treatment of coal utilization property for purposes of ACRS.

Page 17959

(5) Dole unprinted amendment No. 332, of a technical nature.

Page 17970

(6) Dole Unprinted amendment No. 333, limiting the amount previously granted options which may qualify as incentive stock options. **Page 17970**

Rejected:

(1) By 45 yeas to 55 nays, Baucus unprinted amendment No. 327, to increase the amount of certain depreciation assets which may be expensed to $25,000.

Page 17941

(2) By 12 yeas to 87 nays, Kennedy unprinted amendment No. 329, to disallow the deduction for one-half the expense of business meals.

Page 17948

By 89 yeas to 11 nays, Senate agreed to the committee amendment in the nature of a substitute, as

amended. The joint resolution was then read the third time and returned to the calendar, pursuant to previous order.

Page 17983
Pages 17938–17985

Department of Justice Authorizations: By 59 yeas to 37 nays, three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to agree to a motion to close further debate on Helms modified Amendment No. 96 (to Amendment No. 69, in the nature of a substitute) to S. 951, authorizing funds for fiscal year 1982 for the Department of Justice.

Pages 17985–17986

HUD Appropriations, 1982: Senate began consideration of H.R. 4034, making appropriations for fiscal year 1982 for the Department of Housing and Urban Development, with committee amendments thereto.

Page 17986

Treaties Considered: The following treaties were considered as having passed through their various parliamentary stages up to and including presentation of resolutions of ratification:

International Convention Against the Taking of Hostages, (Ex. N, 96th Congress, 2nd session.);

Convention on the Physical Protection of Nuclear Material, (Ex. H, 96th Congress, 2nd session.);

Revised Customs Convention on the International Transport of Goods Under Cover of Transport International Routier Carnets, (Ex. M, 95th Congress 1st session.); and

Amendments to the Inter-Governmental Maritime Consultative Organization Convention, (Ex. K, 96th Congress, 2nd session.)

A unanimous consent agreement was reached for further consideration of the treaties, with a vote to occur thereon on Thursday, July 30.

Pages 18027–18028

Confirmations: Senate confirmed the following nominations:

Arthur W. Hummel, Jr., of Maryland, to be Ambassador to the People's Republic of China.

John L. Loeb, Jr., of New York, to be Ambassador to Denmark.

Keith F. Nyborg, of Idaho, to be Ambassador to Finland.

Abraham Katz, of Florida, to be the Representative to the Organization for Economic Cooperation and Development, with the rank of Ambassador.

Kenneth L. Adelman, of Virginia, to be the Deputy Representative to the United Nations, with the rank and status of Ambassador.

William J. Dyess, of Alabama, to be Ambassador to the Kingdom of the Netherlands.

Frederic L. Chapin, of New Jersey, to be Ambassador to Guatemala.

Robert J. Hughes, of Massachusetts, to be an Associate Director of the International Communication Agency.

Jay F. Morris, of Maryland, W. Antoinette Ford, of Michigan, Francis S. Ruddy, of Texas, Jon D. Holstine, of Virginia, Julia C. Bloch, of the District of Columbia, and Elise R. W. du Pont, of Delaware, each to be an Assistant Administrator of the Agency for International Development.

Routine lists of Foreign Service nominations.

Page 18028

Nominations: Senate received the following nominations:

Robert P. Paganelli, of New York, to be Ambassador to the Syrian Arab Republic.

Donald L. Totten of Illinois, to be a Commissioner on the International Joint Commission, United States and Canada.

Joseph M. McLaughlin, to be U.S. District Judge for the Eastern District of New York.

John E. Sprizzo, to be U.S. District Judge for the Southern District of New York.

Frank W. Donaldson, to be U.S. Attorney for the Northern District of Alabama.

J. Frederick Motz, to be U.S. Attorney for the District of Maryland.

W. Stephen Thayer III, to be U.S. Attorney for the District of New Hampshire.

Charles M. Girard, of Virginia, to be an Associate Director of the Federal Emergency Management Agency.

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Messages From the President: Page 17986

Messages From the House: Pages 17986–17987

Measures Referred: Page 17987

Measures Ordered Placed on Calendar: Page 17987

Communications: Page 17987

Statements on Introduced Bills: Pages 17989–18000

Notices of Hearings: Page 18001

Committee Authority to Meet: Page 18001

Additional Statements: Pages 18001–18025

Nominations: Page 18028

Confirmations: Page 18028

Record Votes: Six record votes were taken today. (Total—240)

Pages 17941, 17943, 17951, 17970, 17983, 17986

Recess: Senate convened at 9 a.m., and recessed at 6:07 p.m., until 10 a.m., on Thursday, July 30, 1981. (For Senate's program see remarks of Senator Baker in today's Record on page 18028.)

Committee Meetings

NOMINATIONS

Committee on Agriculture, Nutrition, and Forestry: Committee ordered favorably reported the nominations of Charles W. Shuman, of Illinois, to be Administrator of the Farmers Home Administration, and Harold V. Hunter, of Oklahoma, to be Administrator of the Rural Electrification Administration.

Prior to this action, the committee concluded hearings on the above nominations, after the nominees testified and answered questions in their own behalf. Mr. Shuman was introduced by Senators Percy and Dixon, and Representatives Madigan and Findley; and Mr. Hunter was introduced by Senators Nickles and Boren.

NOMINATIONS

Committee on Armed Services: Committee ordered favorably reported the following nominations:

Edward C. Aldridge, Jr., of Virginia, to be Under Secretary of the Air Force;

Alton G. Keel, Jr., of the District of Columbia, to be Assistant Secretary of the Air Force for Research, Development and Logistics; and

12,996 routine nominations in the Army, Navy, Marine Corps, and Air Force.

MONETARY POLICY

Committee on Banking, Housing, and Urban Affairs: Committee concluded oversight hearings on the conduct of monetary policy, after receiving testimony from Murray L. Weidenbaum, Chairman, Council of Economic Advisers; A. Gilbert Heebner, Philadelphia National Bank, Philadelphia, Pennsylvania; and Daniel S. Ahearn, Wellington Management Company, Boston, Massachusetts.

BUSINESS MEETING

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported the following business items:

S. 1096, allowing manufacturers, wholesaler-distributors, and retailers to establish product liability risk retention groups and to purchase product liability insurance on a group basis, with amendments; and

The nominations Robert G. Dederick, of Illinois, to be an Assistant Secretary of Commerce, James H. Quello, of Virginia, and Henry M. Rivera, of New Mexico, each to be a Member of the Federal Communications Commission, and Rear Admiral Herbert R. Lippold, Jr., to be Director of the National Oceanic Survey, National Oceanic and Atmospheric Administration.

BUSINESS MEETING

Committee on Energy and Natural Resources: Committee ordered favorably reported the following bills:

S. 1475, extending until June 30, 1985, the authority of section 252 of the Energy Policy and Conservation Act which authorizes U.S. oil companies to participate in voluntary agreements for implementing the allocation and information provisions of the agreement on an international energy program;

S. 187, conveying certain lands to Miles City, Montana, and removing reversionary provisions of prior conveyances, with amendments;

H.R. 2218, conveying certain National Forest System lands to Douglas County, Nevada, in lieu of S. 512;

S. 634, authorizing the exchange of certain lands in Idaho and Wyoming;

S. 763, conveying to the city of American Falls, Idaho, specified lands located within or adjacent to the city;

S. 764, providing for the protection and maintenance of the John Sack cabin in the Targhee National Forest, Idaho; and

H.R. 618, conveying certain interest in public lands to the city of Angels, California.

NOMINATIONS

Committee on Environment and Public Works: Committee ordered favorably reported the nominations of Kathleen M. Bennett, of Virginia, and John P. Horton, of New Jersey, each to be an Assistant Administrator of the Environmental Protection Agency, and Thomas M. Roberts, of the District of Columbia, to be a Member of the Nuclear Regulatory Commission.

NOMINATIONS

Committee on Finance: Committee ordered favorably reported the nominations of Eugene J. Frank, of Pennsylvania, to be a Member of the U.S. International Trade Commission, Kenneth W. Gideon, of Texas, to be an Assistant General Counsel in the Department of the Treasury, (Chief Counsel for the Internal Revenue Service), John M. Walker, Jr., of New York, to be an Assistant Secretary of the Treasury, Juan A. Del Real, of Maryland, to be General Counsel of the Department of Health and Human Services, and Thomas R. Donnelly, Jr., of Virginia, to be an Assistant Secretary of Health and Human Services.

Prior to this action, the committee concluded hearings on the aforementioned nominations, after the nominees testified and answered questions in their own behalf. Mr. Donnelly was introduced by Senator Warner.

DOE—INSPECTOR GENERAL

Committee on Governmental Affairs: Committee concluded a hearing on the nomination of James R. Richards, of Virginia, to be Inspector General of the Department of Energy, after the nominee testified and answered questions in his own behalf.

ALTERNATIVE SERVICE DELIVERY

Committee on Governmental Affairs: Subcommittee on Intergovernmental Relations continued to meet to discuss alternatives for delivering public services, focusing on certain private sector involvement in social services. Witnesses heard were Mayor Henry Cisneros, San Antonio, Texas; Charles M. Gray, College of St. Thomas, and Leonard Wilkening, The Amherst Wilder Foundation, both of St. Paul, Minnesota; Ted Kolderie, Hubert H. Humphrey Institute of Public Affairs, University of Minnesota, Minneapolis; Robert Woodson, American Enterprise Institute for Public Policy Research, C. Kenneth Orski, German Marshall Fund, Kimi Gray, College Here We Come, and Anthony Downs, The Brookings Institution, all of Washington, D.C.; Lawrence Van Meter, Applachian Trail Conference, Harpers Ferry, West Virginia; Daniel J. Alesch, Housing Allowance Office of Brown County, Inc., Green Bay, Wisconsin; Mitchell Sviridoff, Local Initiative Support Corp., New York City; William G. White, Hospital Corporation of America, Nashville, Tennessee; Carl Hardrick, South Arsenal Neighborhood Development Corporation, Hartford, Connecticut; Sister Falaka Fattah, House of Umoja, Philadelphia, Pennsylvania; Macler Shephard, Jeff-Vander-Lou, Inc., St. Louis, Missouri; Louis Witzeman, The Scottsdale Rural/Metro Fire Department, Scottsdale, Arizona; and James Scott, Fairfax County Commissioner, Fairfax, Virginia.

Subcommittee will meet again tomorrow.

TELECOMMUNICATIONS

Committee on the Judiciary: Committee resumed hearings on monopolization and competition in the telecommunications industry, receiving testimony from John H. Shenefield, Milbank, Tweed, Hadley & McCloy, Charles D. Ferris, Mintz, Levin, Cohn, Ferris, Glovsky & Pope, and Thomas L. Thompson, Independent Data Communications Manufacturers Association, all of Washington, D.C.; Victor Schnee, Probe Research, Inc., Milburn, New Jersey; Robert E. Bennis, International Communications Association, Harry First, New York University, and Edwin A. Kilburn, ITT Corp., all of New York City; Carl O. Thorsen, New York State Department of Public Service, Albany, New York; Robert D. Willig, Princeton University, Princeton, New Jersey; and John Mason, Valcom, Inc., Roanoke, Virginia.

Hearings were recessed subject to call.

CABLE TV

Committee on the Judiciary: Committee held oversight hearings on the implementation of the Copyright Act of 1976, focusing on section 101 relative to cable TV policy, receiving testimony from Jack Valenti, The Motion Picture Association of America, Inc., Vincent T. Wasilewski, National Association of Broadcasters, and Herman W. Land, Association of Independent Television Stations, Inc., all of Washington, D.C.; and Stephen Roberts, Twentieth Century Fox, Los Angeles, California.

Hearings were recessed subject to call.

AFFIRMATIVE ACTION

Committee on Labor and Human Resources: Committee held oversight hearings on the activities of the Office of Federal Contract Compliance Programs of the Department of Labor, focusing on Executive Order 11246, prohibiting government contractors from discriminating in employment on the basis of race, color, religion, sex, or national origin, receiving testimony from Robert Beck, Prudential Insurance Company of America, Newark, New Jersey; Jose Cano, American G.I. Forum, Albuquerque, New Mexico; Stephen Glenn, Bank of the West, San Jose, California; Jack Smithwick, First American Bank of Nashville, Tennessee; Robert Hill, National Bank of Greenwood, Indiana; and Frank Salatto, Jr., Brentwood, Maryland, Alma Gaghan, Alexandria, Virginia, and Thelma Stevens Mrazek, Washington, D.C., all on behalf of the Mechanical Contractors Association.

Hearings continue tomorrow.

INDIAN CULTURE AND ART

Select Committee on Indian Affairs: Committee concluded hearings on S. 792, establishing a National Institute of Native American Culture and Arts Development, after receiving testimony from Senators Hatfield and Matsunaga; Earl J. Barlow, Director of Education, Bureau of Indian Affairs, Department of the Interior; Delfine Lovato, on behalf of the National Congress of American Indians, Albuquerque, New Mexico; Elmer M. Savilla, National Tribal Chairman's Association, Washington, D.C.; Alan Parker, Washington, D.C., on behalf of the Standing Rock Sioux-Yakima Indian Nation; and Suzan Harjo, Washington, D.C., both on behalf of the Native American Rights Fund, and the Navajo Nation.

CIA DIRECTOR

Select Committee on Intelligence: Committee met in closed session on matters involving William J. Casey, Director of Central Intelligence, where Mr. Casey testified and answered questions.

Committee recessed subject to call.

COMPETITIVE MEDICAL PLANS

Special Committee on Aging: Committee concluded hearings on the proposed Competitive Health and Medical Plan Act (CHAMP), providing an advanced Medicare reimbursement system to certain competitive medical plans for the elderly, after receiving testimony from George H. Kay and John P. O'Connell, both of the Fallon Community Health Plan, Worcester, Massachusetts; George Voita, SHARE Health Plan, St. Paul, Minnesota; James M. Hacking, AARP/NRTA, and Jacob Clayman, National Council of Senior Citizens, both of Washington, D.C.; James F. Reynolds, St. Louis Medical Center, Minneapolis, Minnesota; Jay Rosan, Health Maintenance Organizations of Pennsylvania, Fort Washington; Gerald L. Coe, Group Health Cooperative of Puget Sound, Seattle, Washington; Merwyn R. Greenlick, Kaiser Foundation Hospitals, Portland, Oregon; and Russell Lewis, Greater Marshall Community Health Plan, Marshfield, Wisconsin.

House of Representatives

Chamber Action

Bills Introduced: 9 public bills, H.R. 4320–4328; 1 private bill, H.R. 4329; and 2 resolutions, H.J. Res. 314, and H. Con. Res. 164 were introduced.

Page 18272

Bills Reported: Reports were filed as follows:

H.J. Res. 207, to require the Secretary of the Interior to place a plaque at the United States Marine Corps War Memorial honoring Joseph Rosenthal, photographer of the scene depicted by the memorial, amended (H. Rept. 97–206); and

H.R. 772, to provide for the retention of the name of Mount McKinley, amended (H. Rept. 97–207).

Pages 18271–18272

Journal: By a yea-and-nay vote of 350 yeas to 24 nays, with 1 voting "present", Roll No. 173, the House approved the Journal of Tuesday, July 28.

Page 18029

Committee to Sit: Committee on Science and Technology received permission to sit during proceedings of the House under the 5-minute rule today.

Pages 18029–18030

Late Report: Conferees received permission to have until midnight tonight to file a conference report on H.R. 3982, to provide for reconciliation pursuant to section 301 of the first concurrent resolution on the budget for the fiscal year 1982.

Pages 18030, 18263–18573

Adjournment Resolution: House agreed to H. Con. Res. 164, relative to adjournment to a date certain during the remainder of the Ninety-seventh Congress.

Page 18030

Meeting Hour: Agreed that the House will meet at 9 a.m. on Friday, July 31.

Page 18030

Tax Incentive Act of 1981: By a yea-and-nay vote of 323 yeas to 107 nays, Roll No. 178, the House passed H.R. 4242, to amend the Internal Revenue Code of 1954 to encourage economic growth through reductions in individual income tax rates, the expensing of depreciable property, incentives for small businesses, and incentives for savings.

Rejected a motion to recommit the bill to the Committee on Ways and Means.

Agreed to an amendment in the nature of a substitute made in order by the rule, the text of H.R. 4260 (agreed to by a recorded vote of 238 ayes to 195 noes, Roll No. 177).

Rejected an amendment in the nature of a substitute made in order by the rule, the text of H.R. 4269 (rejected by a recorded vote of 144 ayes to 288 noes, with 1 voting "present", Roll No. 176).

Earlier, agreed to an amendment to the committee bill that deleted provisions for the charging of interest on new Federal unemployment compensation loans to states and, if certain solvency conditions are met, the freezing of the net Federal unemployment tax in states with outstanding loans in default.

H. Res. 198, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 280 yeas to 150 nays, Roll No. 175.

By a yea-and-nay vote of 282 yeas to 148 nays, Roll No. 174, agreed to order the previous question on the resolution. **Pages 18030–18263**

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 18274.

Quorum Calls—Votes: Four yea-and-nay votes and two recorded votes developed during the proceedings of the House today and appear on pages 18029, 18044–45, 18187, 18261–18263. There were no quorum calls.

Adjournment: Adjourned at 6:23 p.m.

Committee Meetings

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense continued hearings on Defense appropriations. Testimony was heard from public witnesses.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Forest and Wildfire Fighting Techniques. Testimony was heard from Richard R. Hite, Deputy Assistant Secretary of the Interior, and Max Peterson, Chief, Forest Service, USDA.

INTELLIGENCE BRIEFING

Committee on Armed Services: Met in executive session to receive a classified intelligence briefing. The Committee was briefed by representatives of the Defense Intelligence Agency.

REPROGRAMINGS; COMMITTEE BUSINESS

Committee on Armed Services: The Committee approved three reprogramings and a Committee resolution.

Prior to this action, the Committee held a hearing on pending reprogramings. Testimony was heard from John C. Cittadino, Director, Theater and Tactical Command and Control, Office of the Deputy Under Secretary of Defense for Command, Control and Communications; RAdm. Richard A. Miller, Director, Budget and Reports, Office of the Chief of Naval Operations, Department of the Navy; and Brig. Gen. Phillip H. Mason, Deputy Director of Combat Support Systems, Office of the Deputy Chief of Staff for Research, Development and Acquisition, Department of the Army.

AMERICAN ECONOMY

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization continued hearings on the general issues of revitalization and the American economy. Testimony was heard from public witnesses.

CONVEYANCE OF LANDS

Committee on Education and Labor: Subcommittee on Postsecondary Education held a hearing on H.R. 3144, to provide for the conveyance of certain lands to the D–Q University in the State of California. Testimony was heard from Representative Fazio; Earl Jones, Assistant Commissioner of Real Property, GSA; Ralph Olmo, Office of the Deputy Under Secretary for Management, Department of Education; and public witnesses.

OVERSIGHT—SUPERFUND

Committee on Energy and Commerce: Subcommittee on Commerce, Transportation, and Tourism held an oversight hearing on the "Superfund" legislation (Public Law 96–510). Testimony was heard from Anne Gorsuch, Administrator, EPA, and Carol E. Dinkins, Assistant Attorney General, Department of Justice.

OVERSIGHT

Committee on Energy and Commerce: Subcommittee on Energy Conservation and Power held an oversight hearing on appliance efficiency standards. Testimony was heard from the following officials of the Department of Energy: Joseph Tribble, Assistant Secretary; J. Hunter Chiles, III, Director, Office of Policy, Planning and Analysis; and Maxine Savitz, Deputy Assistant Secretary for Conservation.

OVERSIGHT

Committee on Energy and Commerce: Subcommittee on Telecommunications, Consumer Protection and Finance held an oversight hearing on National Highway Traffic Safety Administration. Testimony was heard from Ray Peck, Administrator, National Highway Traffic Safety Administration, Department of Transportation and public witnesses.

SURPLUS PERSONAL PROPERTY

Committee on Government Operations: Subcommittee on Government Activities and Transportation held a hearing on the status of Federal program to donate surplus personal property to State and local organizations. Testimony was heard from the following officials of GSA: Gerald P. Carmen, Administrator; and Roy Markom, Commissioner, Federal Property Resource Service; Harrell B. Altizer, Director, Supply Management Policy, Office of the Assistant Secretary of Defense; Henry W. Connor, Jr., Senior Associate Director, Supply Maintenance and Distribution, Procurement Logistics and Readiness Division, GAO and public witnesses.

NATIONAL TRAILS SYSTEM ACT AMENDMENTS

Committee on Interior and Insular Affairs: Ordered reported as amended H.R. 861, National Trails System Act Amendments of 1980.

GEOTHERMAL STEAM ACT

Committee on Interior and Insular Affairs: Subcommittee on Mines and Mining held a hearing on H.R. 4067, Geothermal Steam Act. Testimony was heard from the following officials of the Department of the Interior: Dan Miller, Assistant Secretary for Energy and Minerals; Russell Dickenson, Director, National Park Service; and David Russell, Deputy Assistant Secretary for Land and Water Resources and public witnesses.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations approved the following bills for full Committee action: H.R. 2896, granting the consent of Congress to the agreement between the States of North Carolina and South Carolina establishing their lateral seaward

boundary; and H.R. 4048 granting the consent of Congress to the agreement between the States of Kansas and Missouri establishing their mutual boundary in the vicinity of the French Bottoms near St. Joseph, Mo., and Elwood, Kans.

The Subcommittee also acted on private claims bills.

BAIL REFORM

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice held a hearing on H.R. 3006 and H.R. 4264, to amend the Bail Reform Act of 1966 to authorize consideration of danger to the community in setting conditions of release, to authorize revocation of pretrial release for persons who violate their release conditions, intimidate witnesses or jurors, or commit new offenses, and related matters. Testimony was heard from Representative Hughes and Charles Ruff, U.S. Attorney for the District of Columbia.

Hearings continue tomorrow.

POSTAL VEHICLE LEASING

Committee on Post Office and Civil Services: Subcommittee on Postal Personnel and Modernization held a hearing on H.R. 2288, to amend title 39 of the United States Code to provide that owners of passenger motor vehicles leased to the U.S. Postal Service shall be exempt from the payment of State taxes and fees on those vehicles. Testimony was heard from Representative Clay; Eugene C. Hagburg, Assistant Postmaster General, Delivery Services Department, U.S. Postal Service and public witnesses.

AVIATION INDUSTRY

Committee on Public Works and Transportation: Subcommittee on Investigations and Oversight continued hearings on competition in the international commercial aviation industry. Testimony was heard from public witnesses.

Hearings continue tomorrow.

FEDERAL WATER POLLUTION CONTROL ACT

Committee on Public Works and Transportation: Subcommittee on Water Resources concluded hearings on the Federal Water Pollution Control Act, with emphasis on the construction grants program. Testimony was heard from Representatives Watkins and Weiss; Dr. John Hernandez, Deputy Administrator, EPA; Robert F. Flacke, Commissioner, Department of Environmental Conservation, New York; Dick Wittington, Deputy Director, Department of Water Resources, Texas and public witnesses.

NATIONAL LABORATORIES

Committee on Science and Technology: Subcommittee on Energy Development and Applications and the Subcommittee on Energy Research and Production held a joint hearing on Department of Energy National Laboratories' Relationships with Industry and the University Community. Testimony was heard from Dr. George A. Keyworth, Director, Office of Science and Technology Policy; Dr. Walter Massey, Director, Argonne, National Laboratory and public witnesses.

HOUSING THE ELDERLY

Select Committee on Aging: Subcommittee on Housing and Consumer Interests held a hearing on Housing the Elderly: Present Problems and Future Considerations. Testimony was heard from Phillip Abrams, General Deputy Assistant Secretary for Housing, Department of Housing and Urban Development and public witnesses.

Joint Meeting

AUTHORIZATIONS—MILITARY PROCUREMENT

Conferees continued to resolve their differences between the Senate- and House-passed versions of S. 815, authorizing funds for fiscal year 1982 for military procurement programs of the Department of Defense, but did not complete action thereon, and recessed subject to call.

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Thursday, July 30, 1981

Senate

Chamber Action

Routine Proceedings, pages 18612–18736

Bills Introduced: Thirteen bills and seven resolutions were introduced, as follows: S. 1541–1553, S.J. Res. 103–104, S. Res. 195–198, S. Con. Res. 25.

Pages 18678–18679, 18698–18705

Bills Reported: Reports were made as follows:

S. 1096, allowing manufacturers, wholesaler-distributors, and retailers to establish product liability risk retention groups and to purchase product liability insurance on a group basis, with amendments ((with additional views). (S. Rept. No. 97–172).

S. Res. 195, waiving section 402(c) of the Congressional Budget Act of 1974, with respect to the consideration of S. 1533, authorizing funds for fiscal years 1982, 1983, and 1984 for the Legal Services Corporation. Referred to the Committee on the Budget.

S. 1549, authorizing funds for fiscal years 1982 and 1983 for national security programs of the Department of Energy. (S. Rept. No. 97–173).

S. Res. 196, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 1549, listed above Referred to the Committee on the Budget.

S. Res. 178, commemorating the two-hundredth anniversary of the birth of Robert Mills.

H.J. Res. 141, authorizing and requesting the President to issue a proclamation designating the period from October 4, 1981, through October 10, 1981, as "National Schoolbus Safety Week."

S.J. Res. 98, authorizing and requesting the President to issue a proclamation designating October 16, 1981, as "World Food Day."

S.J. Res. 87, authorizing and requesting the President to designate September 13, 1981 as "Commodore John Barry Day."

S.J. Res. 62, authorizing and requesting the President to designate the week of September 20 through September 26, 1981, as "National Cystic Fibrosis Week."

S.J. Res. 53, providing for the designation of September 6, 1981, as "Working Mothers' Day."

S. 43, requiring the Director of the Congressional Budget Office to prepare and submit, for every bill or resolution reported in the House or the Senate which has certain specific economic consequences, an estimate of the cost which would be incurred by State and local governments in carrying out or complying with such bill or resolution (without recommendation) (Rept. No. 97–174).

Pages 18677–18678

Measures Passed:

Senate Youth Program: Senate agreed to S. Res. 146, providing for the participation of the Department of Defense education system for the dependents in overseas areas in the Senate youth program.

Page 18726

HUD Appropriations: By 87 yeas to 6 nays, Senate passed H.R. 4034, appropriating funds for fiscal year 1982 for the Department of Housing and Uraban Development, after agreeing to committee amendments and taking action on amendments proposed thereto, as follows:

Adopted:

(1) Garn unprinted amendment No. 334, correcting a clerical error.

Page 18726

(2) Cranston unprinted amendment No. 336, disapproving Deferral No. D–81098 with respect to the construction of a research and education building at the Long Beach Veterans' Administration Medical Center.

Page 18730

(3) Armstrong unprinted amendment No. 337, providing that no funds appropriated in the Act may be used to assist or subsidize beyond 30 days any unoccupied housing unit which is built or otherwise assisted under Section 8 of the U.S. Housing Act of 1937.

Page 18733

(4) Proxmire unprinted amendment No. 338, providing that no funds shall be used to support the definition and development of techniques to analyze extraterrestrial radio signals for patterns that may be generated by intelligent sources.

Page 18635

(5) Heinz unprinted amendment No. 339, providing an appropriation of $10 million for the congregate housing services program.

Page 18638

(6) Garn unprinted amendment No. 340, reducing from $50,176,000 to $4,000,000 the amount of funds provided for HUD Troubled Projects to conform to the reconciliation agreement.

Page 18640

(7) Gorton unprinted amendment No. 342, increasing funds for the Council on Environmental Quality.

Page 18660

(8) Garn unprinted amendment No. 343, reducing by $500,000 the funding for research and development activities under the Environmental Protection Agency.

Page 18661

Rejected:

(1) Proxmire unprinted amendment No. 335, to reduce funds for NASA's research and development programs by $86.4 million.

Page 18630

(2) Cannon unprinted amendment No. 344, to increase the appropriation for housing assistance.

Page 18664

Senate insisted on its amendments, requested a conference with the House thereon, and the Chair appointed Senators Garn, Weicker, Laxalt, Schmitt, D'Amato, Specter, Hatfield, Huddleston, Stennis, Proxmire, Leahy, and Sasser as conferees on the part of the Senate.

Page 18667

Pages 18618–18667

Supplemental Defense Authorizations—Conference Report: Senate agreed to the conference report on S. 694, authorizing supplemental funds for fiscal year 1981 for the Department of Defense, and supplemental funds for fiscal year 1981 for military procurement and construction programs of the Department of Defense.

Page 18725

National Tourism Policy: Senate disagreed to the amendments of the House to S. 304, establishing a national tourism policy and an independent Government agency to carry on the national tourism policy, requested a conference with the House thereon and the Chair appointed Senators Packwood, Pressler,

Schmitt, Goldwater, Cannon, Inouye, and Exon as conferees on the part of the Senate.

Page 18728

Prisoner of War Benefits and Health Care Services: Senate concurred in the House amendments to the Senate amendments to H.R. 1100, establishing an advisory committee on former prisoners of war, making such veterans eligible for certain health care and compensation benefits.

Pages 18728–18736

Treaties Approved: By unanimous vote of 98 yeas, two-thirds of the Senators present and voting having voted in the affirmative, Senate agreed to the resolutions of ratification of the following treaties:

International Convention Against the Taking of Hostages (Ex. H, 96th Congress, 2nd Session);

Convention on the Physical Protection of Nuclear Material (Ex. H, 96th Congress, 2nd Session);

Revised Customs Convention on the International Transport of Goods Under Cover of Transport International Routier Carnets (Ex. M, 95th Congress, 1st Session); and

Amendments to the Inter-Governmental Maritime Consultative Organization Convention (Ex. K, 96th Congress, 2nd Session).

Pages 18731–18733

Confirmations: Senate confirmed the following nominations:

Frank S. Sato, of Virginia, to be Inspector General, Veterans' Administration.

Kenneth W. Gideon, of Texas, to be an Assistant General Counsel in the Department of the Treasury (Chief Counsel for the Internal Revenue Service).

Juan A. del Real, of Maryland, to be General Counsel of the Department of Health and Human Services.

Thomas R. Donnelly, Jr., of Virginia, to be an Assistant Secretary of Health and Human Services.

Eugene J. Frank, of Pennsylvania, to be a Member of the U.S. International Trade Commission.

Edward C. Aldridge, Jr., of Virginia, to be Under Secretary of the Air Force.

Alton G. Keel, Jr., of the District of Columbia, to be an Assistant Secretary of the Air Force.

John V. Graziano, of Virginia, to be Inspector General, Department of Agriculture.

Thirty Army nominations in the rank of General.

Five Air Force nominations in the rank of General.

Routine lists of Army, Navy, Air Force, and Marine nominations.

Pages 18736–18737

Messages From the House: Page 18677

Measures Referred: Page 18677

Measures Ordered Held at Desk: Page 18677

Communications: Page 18678

Statements on Introduced Bills: Pages 18679–18698

Amendments Submitted for Printing: Page 18205

Notices of Hearings: Pages 18705–18706

Additional Statements: Pages 18705–18725

Confirmations: Page 18736

Record Votes: Five record votes were taken today. (Total—245)

Pages 18632, 18666–18667

Recess: Senate convened at 10 a.m., and recessed at 6:41 p.m., until 11 a.m., on Friday, July 31, 1981. (For Senate's program see remarks of Senator Baker in today's Record on page 18736.)

Committee Meetings

FOREIGN POLICY—MILITARY POWER

Committee on Armed Services: Committee met in closed session to discuss the role of military power in foreign policy objectives and specific foreign policy initiatives of the administration, receiving testimony from Alexander M. Haig, Jr., Secretary of State.

Committee recessed subject to call.

BUSINESS MEETING

Committee on Banking, Housing, and Urban Affairs: Committee ordered favorably reported with amendments, S. 868, directing the Export-Import Bank of the United States to adopt export finance programs comparable in structure to those measures of official export credits offered by competing countries.

BUSINESS MEETING

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Securities approved for full committee consideration S. 1436, imposing uniform margin requirements on loans obtained for the purchase of U.S. securities by foreign persons or corporations, with an amendment in the nature of a substitute.

STANDBY OIL CONTROLS

Committee on Energy and Natural Resources: Committee concluded hearings on S. 1503, authorizing the President to allocate supplies of crude oil and petroleum products during a severe petroleum supply shortage, S. 1476, S. 1354, and S. 409, bills providing standby authority to deal with petroleum supply disruptions, and S. 445, establishing a State set-aside system for propane, middle distillates, motor gasoline, residual fuel oil, and aviation fuels, after receiving testimony from W. Kenneth Davis, Deputy Secretary of Energy, Thomas C. Newkirk, Deputy General Counsel for Regulation, and Samuel M. Bradley, Acting Director, Office of Emergencies,

Contingency Planning, all of the Department of Energy; James H. Lopeman, on behalf of the Independent Refiners Association of California, Los Angeles; John Dee Roper, Koch Refining Company, Wichita, Kansas; William E. Huff, Rock Island Refining Corporation, Indianapolis, Indiana, on behalf of the Independent Refiners Association of America and The Committee For Equitable Access to Crude Oil; John G. Buckley, Northeast Petroleum Industries, Boston, Massachusetts, on behalf of the Independent Fuel Terminal Operators; Coleman LaMaster, Pyrofax Gas Corporation, Houston, Texas, and Daniel N. Myers, both of the National L-P Gas Association, Arlington, Virginia; Fred S. Hoffman, The Rand Corporation, Santa Monica, California; Alvin L. Alm, John F. Kennedy School of Government, and Joseph Kalt, Harvard University, both of Cambridge, Massachusetts; George Falls, Holiday Inns, Inc., Memphis, Tennessee; Edward J. Mitchell, University of Michigan, Ann Arbor; and John Allen Chalk, on behalf of the American Petroleum Refiners Association, R. Thomas Van Arsdall, on behalf of the National Council of Farmer Cooperatives, R. Timothy Columbus, Society on Independent Gasoline Marketers of America, Jack A. Blum, Independent Gasoline Marketers Council, Michael T. Scanlon, National Oil Jobbers Council, Milton R. Copulos, The Heritage Foundation, Jerry Davis, Food Marketing Institute, Howard Marlowe, AFL–CIO, Frank Collins, Oil Chemical, and Atomic Workers International Union, Norman R. Sherlock, American Bus Association, and Ira Nerken, Center for Strategic Petroleum Understanding and Research, all of Washington, D.C.

COMPETITIVE MEDICAL PLANS

Committee on Finance: Subcommittee on Health concluded hearings on the proposed Competitive Health and Medical Plan Act (CHAMP), providing an advanced medicare reimbursement system to certain health maintenance organizations, after receiving testimony from James F. Donovan, Associate Administrator for Budget Management and Support Services, and James Kaple, Acting Director, Office of Research Demonstrations and Statistics, both of the Health Care Financing Administration; James Reynolds, Medcenter Health Plan, Minneapolis, Minnesota; Russell Lewis, Greater Marshfield Community Health Plan, Marshfield, Wisconsin; John P. O'Connell, Fallon Community Health Plan, Worcester, Massachusetts; Merwyn Greenlick, Health Services Research Center, Portland, Oregon; William D. Ryan and Donna I. Regenstreif, both of the Rochester Area Hospital Corporation, Rochester, New York; Roger Graham, National Associations of Blue Cross/Blue Shield Plans, Chicago, Illinois; Richard M. Burdge, Life and Health Care Group, INA Corporation, Philadelphia, Pennsylvania; James Lane, Kaiser Foundation Health Plan, Inc., Oakland, California, and Gerald Coe, Group Health Cooperative of Puget Sound, Seattle, Washington, both on behalf of Group Health Associations of America; Richard E. YaDeau, National Council of Community Hospitals, St. Paul, Minnesota; Ellis J. Bonner, Comprehensive Health Services of Detroit, Michigan; Howard R. Veit, New York State Office of Health Systems Management, Albany; and Paul M. Ellwood, Jr., Interstudy, Excelsior, Minnesota.

INTERNATIONAL INVESTMENT POLICY

Committee on Foreign Relations: Subcommittee on International Economic Policy held hearings on U.S. policy toward international investment, receiving testimony from Rowland H. Thomas, Jr., on behalf of the American Electronics Association, Alan Wolff, on behalf of the Labor Industry Coalition for International Trade, and C. Fred Bergsten, Carnegie Endowment for International Peace, all of Washington, D.C.

Hearings were recessed subject to call.

NOMINATION

Committee on Governmental Affairs: Committee ordered favorably reported the nomination of Joseph A. Sickon, of Virginia, to be Inspector General, General Services Administration.

Prior to this section, the committee concluded hearings on the above nomination, after the nominee testified and answered questions in his own behalf.

FEDERAL TRAVEL MANAGEMENT

Committee on Governmental Affairs: Committee concluded oversight hearings on Federal government's employees' travel policies and procedures, after receiving testimony from Frank C. Carlucci, Deputy Secretary of Defense; Donald Shycoff, Director for Operations, Office of the Assistant Secretary of Defense (Comptroller); Richard D. Webster, Deputy Assistant Secretary of Defense for Supply, Maintenance and Transportation; Edwin Harper, Deputy Director, Office of Management and Budget; Allan W. Beres, Commissioner, Transportation and Public Utilities Service, and Ivan M. Schaeffer, Assistant Commissioner, Transportation and Travel Management, both of the General Services Administration; and Clifford I. Gould, Director, Thomas Eickmeyer, Group Director, and Roger T. Hultgren, Evaluator-in-charge, all of the Federal Personnel and Compensation Division, General Accounting Office.

ALTERNATIVE SERVICE DELIVERY

Committee on Governmental Affairs: Subcommittee on Intergovernmental Relations concluded its discussion of alternatives for delivering public services, focusing on certain private sector involvement in

social services. Witnesses heard were E. S. Savas, Assistant Secretary of Housing and Urban Development for Research and Development; Michio Suzuki, Deputy Director, Office of Human Development Services, Department of Health and Human Services; Mayor George Latimer and Charles M. Gray, College of St. Thomas, both of St. Paul, Minnesota; William Norris, Control Data Corporation, Randy Johnson, Hennepin County Commissioner, and Verne C. Johnson, General Mills Corporation, all of Minneapolis, Minnesota; Nancie Crabb, Jacksonville-Duval Council, Jacksonville, Florida; and Charles L. Schultze, The Brookings Institution, and Brian O'Connell, Independent Sector, both of Washington, D.C.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following business items:

The nominations of Frank H. Conway, of Massachusetts, to be a Member of the Foreign Claims Settlement Commission; John C. Bell, to be U.S. Attorney for the Middle District of Alabama; J. B. Sessions, III, to be U.S. Attorney for the Southern District of Alabama; Michael R. Spaan, to be U.S. Attorney for Alaska; A. Melvin McDonald, to be U.S. Attorney for Arizona; Joseph J. Farnan, Jr., to be U.S. Attorney for the District of Delaware; R. Lawrence Steele, Jr., to be U.S. Attorney for the Northern District of Indiana; Richard S. Cohen, to be U.S. Attorney for the District of Maine; Thomas E. Dittmeier, to be U.S. Attorney for the Eastern District of Missouri; James A. Rolfe, to be U.S. Attorney for the Northern District of Texas; and Richard A. Stacy, to be U.S. Attorney for the District of Wyoming.

S.J. Res. 53, designating September 6, 1981, as "Working Mothers' Day";

S.J. Res. 98, designating October 16, 1981, as "World Food Day";

H.J. Res. 141, designating the week of October 4–10, 1981, as "National Schoolbus Safety Week";

S. Res. 178, commemorating the two-hundred year anniversary of the birth of Robert Mills for his contribution to architecture in America;

S.J. Res. 62, designating the week of September 13–19, 1981, as "National Cystic Fibrosis Week"; and

S.J. Res. 87, designating September 13, 1981, as "Commodore John Barry Day".

GAS STATIONS

Committee on the Judiciary: Committee held hearings on S. 326, prohibiting a refiner, other than an independent or small refiner, from operating a gas station in the United States, and making it unlawful for a supplier to practice price discrimination in the sale of motor fuel, receiving testimony from Representatives Tauke and Bedell; John J. Flynn, University of Utah, and Robert S. Campbell, Jr., Watkiss & Campbell, both of Salt Lake City, Utah; Jack Houston, Service Station Dealers of America, and Fred Alvine, Georgia Institute of Technology, both of Atlanta, Georgia; Robert C. Taylor, Greenville, South Carolina; Tracy Stanton, Bexley, Ohio; Paul Ashton, Provo, Utah; Henry C. Turner, Jr., Salisbury, North Carolina, on behalf of the National Oil Jobbers Council; Tom Fuller, South Carolina Oil Jobbers Association, Spartanburg; and R. Timothy Columbus, Society of Independent Gasoline Marketers of America, and Jack A. Blum, Independent Gasoline Marketers Council, both of Washington, D.C.

Hearings were recessed subject to call.

AFFIRMATIVE ACTION

Committee on Labor and Human Resources: Committee continued oversight hearings on the activities of the Office of Federal Contract Compliance programs of the Department of Labor, focusing on Executive Order 11246, prohibiting government contractors from discriminating in employment on the basis of race, color, religion, sex, or national origin, receiving testimony from Arthur G. Hansen, Purdue University, Lafayette, Indiana; Carol B. Grossman, Women's Equity Action League, and Althea Simmons, on behalf of the National Association for the Advancement of Colored People, both of Washington, D.C.; Juan Trujillo, Petro-Lewis, Denver, Colorado; Frank Hammond, Dow Chemical, and Patrick H. Estes, III, Equal Employment Opportunity Programs, both of Midland, Michigan; James I. Nixon, IT&T, New York City; and Estelle A. Fishbein, Johns Hopkins University, Baltimore, Maryland.

Hearings were recessed subject to call.

NOMINATION

Committee on Rules and Administration: Committee ordered favorably reported the nomination of Danford L. Sawyer, Jr., of Florida, to be Public Printer of the United States.

NOMINATION

Committee on Small Business: Committee ordered favorably reported the nomination of Frank S. Swain, of the District of Columbia, to be Chief Counsel for Advocacy, Small Business Administration.

Prior to this action, the committee concluded hearings on the above nomination, after the nominee, who was introduced by Senator D'Amato, testified and answered questions in his own behalf. Testimony was also received from Michael Cardenas, Administrator, Small Business Administration; William Dennis, National Federation of Independent Business, Inc., Washington, D.C.; and Peter Webster, Small Business Association of New England,

Waltham, Massachusetts, on behalf of Small Business United.

INDIAN LANDS

Select Committee on Indian Affairs: Committee concluded hearings on the following bills:

S. 159, authorizing the exchange of certain land held by the Navajo Tribe and the Bureau of Land Management, Department of the Interior, after receiving testimony from Senator Schmitt; Edward L. Hasty, Associate Director, Bureau of Land Management, Department of the Interior; and Frank E. Paul and Daniel Deschinny, both of Window Rock, Arizona, and Frank C. Willeto and Jerry Elwood, both of Crownpoint, New Mexico, all on behalf of the Navajo Tribal Council; and

S. 1340, providing for the use and distribution of judgment funds awarded to the Clallam Tribe of Indians, State of Washington, after receiving testimony from Theodore C. Krenzke, Director, Office of Indian Services, Department of the Interior; and Ted George, on behalf of the Lower Elwha Tribal Community and Jamestown Band of Clallam Indians, Poulsbo, Washington.

House of Representatives

Chamber Action

Bills Introduced: 18 public bills, H.R. 4330–4347; 3 private bills, H.R. 4348–4350; and 5 resolutions, H.J. Res. 315, H. Con. Res. 165 and 166, and H. Res. 202 and 203 were introduced.

Pages 18828–18829

Bills Reported: Reports were filed as follows:

Conference report on H.R. 3982, to provide for reconciliation pursuant to section 301 of the first concurrent resolution on the budget for the fiscal year 1982 (H. Rept. 97–208, filed on July 29);

S. 875, to authorize the generation of electrical power at Palo Verde Irrigation District Diversion Dam, California (H. Rept. 97–209);

Report of the Committee on Armed Services entitled "Allocation of Budget Totals to Subcommittees under the First Concurrent Budget Resolution for fiscal year 1982" (H. Rept. 97–210);

Report entitled "Statutory Offices of Inspector General (Leadership and Resources)" (H. Rept. 97–211); and

H. Res. 203, providing for the consideration of H.R. 4331 and waiving points of order against the conference report on H.R. 3982. (H. Rept. 97–212).

Page 18828

Committee To Sit: Committee on the Judiciary received permission to sit today during proceedings of the House under the 5-minute rule.

Page 18738

NASA Authorization: House insisted on its amendment to S. 1098, to authorize appropriations to the National Aeronautics and Space Administration for research and development, construction of facilities, and research and program management; and agreed to a conference. Appointed as conferees: Representatives Fuqua, Flippo, Glickman, Nelson, Brown of California, Winn, Goldwater, and Hollenbeck.

Page 18741

Poland: By a yea-and-nay vote of 410 yeas to 1 nay, Roll No. 179, the House agreed to H. Res. 124, expressing the sense of the House of Representatives that the United States could not remain indifferent to any internal repression or external aggression against the people of Poland and that such developments would have serious consequences for East-West relations.

Pages 18741–18745

POW Benefits and Health Care: House agreed, with amendments, to the Senate amendments to H.R. 1100, to amend title 38, United States Code, to expand eligibility of former prisoners of war for certain benefits and health-care services provided by the Veterans Administration—returning the measure to the Senate.

Pages 18745–18751

Treasury-Postal Service Appropriations: By a yea-and-nay vote of 323 yeas to 94 nays, Roll No. 185, the House passed H.R. 4121, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1982.

On a demand for a separate vote, rejected an amendment that sought to reduce by $13,575,000 the funding for the Savings Bond Division for the promotion of the sale of United States savings bonds (rejected by a yea-and-nay vote of 182 yeas to 233 nays with 1 voting "present", Roll No. 184). This amendment had been agreed to in the Committee of the Whole on Tuesday, July 28, by a recorded vote of 223 ayes to 190 noes, Roll No. 172.

Agreed To:

An amendment that reduces IRS appropriations for salaries and expenses by $5.4 million; for examination and appeals by $9.3 million; and for investigations and collections by $2 million;

An amendment that prohibits the use of funds to implement the Customs Service Pipeline No. 524 project in New York City;

An amendment that prohibits use of Postal Service appropriations to advertise or promote the implementation of a mandatory 9-digit ZIP code;

An amendment that prohibits use of funds to plan, administer, or implement closure or consolidation of any post office except in accordance with existing law;

An amendment that provides $250,000 for compensation of the President. Earlier, a point of order was sustained against language in the bill making a similar appropriation;

An amendment that designates $1 million, rather than $3 million, of the National Archives appropriation for allocations and grants for historical publications and records;

An amendment that prohibits use of funds, except for services provided for the President and Vice President, to provide a personal cook, chauffeur, or other personal servant to any officer or employee, or to procure passenger automobiles with an EPA estimated miles per gallon average of less than 22 miles per gallon;

An amendment that prohibits the use of funds, except where the life of the mother is endangered, to pay for an abortion or the administrative expenses connected with any health plan under the Federal Employees Health Benefits program which covers abortion (agreed to by a recorded vote of 253 ayes to 167 noes, Roll No. 182);

An amendment that prohibits the use of funds to implement any regulation which has been disapproved pursuant to a resolution of disapproval duly adopted in accordance with the applicable law of the United States; and

An amendment that prohibits use of funds to formulate or carry out any rule, policy, procedure, guideline, regulation, standard, court order, or measure which would cause the loss of tax-exempt status to private, religious, or church-operated schools unless in effect prior to August 22, 1978 (agreed to by a recorded vote of 337 ayes to 83 noes, Roll No. 183).

Rejected:

An amendment that sought to restore $13.5 million in funds for the Savings Bond Division to promote the sale of United States Savings Bonds (rejected by a recorded vote of 203 ayes to 210 noes, Roll No. 180);

An amendment that sought to reduce funding for the Executive Office of the President to the fiscal year 1981 level (rejected by a recorded vote of 164 ayes to 253 noes with 1 voting "present", Roll No. 181);

An amendment that sought to prohibit use of funds appropriated to the Executive Office of the President to purchase or provide any gift or favor to Members of Congress for the purpose of influencing their votes on legislation;

An amendment that sought to reduce the appropriation for former Presidents from $1.1 million to $845,000; and

A substitute to the previous amendment that sought to reduce the appropriation for former Presidents from $1.1 million to $293,500.

A point of order was sustained against language relating to the use of funds for the salary of any person engaged in the procurement of stainless steel flatware not produced in the United States; and

A point of order was sustained against language pertaining to restrictions on the powers of guards for buildings under the charge and control of the General Services Administration or Postal Service.

Pages 18751–18799

Late Report: Committee on Rules received permission to have until midnight tonight to file a privileged report.

Page 18799

Legislative Program: Majority Whip announced certain changes in the legislative program.

Page 18799

Meeting Hour: Agreed that the House will meet at 10 a.m. on Friday, July 31.

Page 18799

Commerce-Justice-State-Judiciary Appropriations: By a yea-and-nay vote of 262 yeas to 133 nays, Roll No. 186, the House agreed to H. Res. 188, waiving certain points of order against H.R. 4169, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1982.

Pages 18799–18802

Subcommittee To Sit: Subcommittee on Natural Resources, Agriculture Research and Environment of the Committee on Science and Technology received permission to sit during proceedings of the House under the 5-minute rule on Friday, July 31.

Page 18803–18804

Transportation Appropriations: House agreed to H. Res. 187, waiving certain points of order against H.R. 4209, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1982.

Pages 18804–18806

Blinded Veterans Recognition Day: House passed and cleared for the President S.J. Res. 64, designating August 13, 1981, as "National Blinded Veterans Recognition Day".

Pages 18807–18807

Recognition Day for Nurses: House passed H.J. Res. 263, to designate May 6, 1982, as "National Recognition Day for Nurses". **Page18807**

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 18829.

Quorum Calls—Votes: Four yea-and-nay votes and four recorded votes developed during the proceedings of the House today and appear on pages 18744–18745, 18755–18756, 18764–18765, 18788–18789, 18796–18799, 18802. There were no quorum calls.

Adjournment: Adjourned at 7:40 p.m.

Committee Meetings

GAO REPORT

Committee on Agriculture: Subcommittee on Forests, Family Farms, and Energy held a hearing to review GAO report on wood energy. Testimony was heard from Representative Albosta and departmental witnesses.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to hold a hearing on Trident/SSN 688 Contracting. Testimony was heard from VAdm. E. B. Fowler, U.S. Navy Commander, Naval Sea Systems Command and VAdm. J. G. Williams, Deputy Chief of Naval Operations for Submarine Warfare.

The Subcommittee also met in executive session to hold a hearing on pending reprogrammings. Testimony was heard from departmental witnesses.

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Subcommittee on the District of Columbia approved for full Committee action the fiscal year 1982 District of Columbia appropriation bill.

DOD SECRETARIES

Committee on Armed Services: Subcommittee on Investigations approved for full Committee action as amended H.R. 4211, to amend title 10, United States Code, to increase the number of Assistant Secretaries in the Department of Defense.

Prior to this action, the Subcommittee held a hearing on this legislation. Testimony was heard from David O. Cooke, Deputy Assistant Secretary for Administration, Department of Defense.

MEDICAL EQUIPMENT PROCUREMENT/ REPLACEMENT POLICIES AND PRACTICES

Committee on Armed Services: Subcommittee on Investigations held a hearing to examine the medical equipment procurement/replacement policies and practices in the Department of Defense. Testimony was heard from the following officials of the Army: Harold L. Stugart, Auditor General; Lt. Gen. Charles C. Pixley, Surgeon General; and Col. Fred L. Walter, Chief, Logistics Division, Directorate of Health Care Operations, Office of the Surgeon General; VAdm. J. William Cox, Surgeon General of the Navy and Maj. Gen. Murphy A. Chesney, Deputy Surgeon General of the Air Force.

Hearings continue tomorrow.

DOD'S PROCUREMENT POLICIES

Committee on Armed Services. Subcommittee on Procurement and Military Nuclear Systems, Defense Procurement Procedures Panel continued hearings on the Department of Defense's procurement policies and practices. Testimony was heard from John R. Quetsch, Principal Deputy Assistant to the Comptroller, Department of Defense.

GASOHOL USAGE

Committee on Energy and Commerce: Subcommittee on Fossil and Synthetic Fuels held a hearing on status of Gasohol usage in Federal Vehicles as ordered by Executive Order 12261. Testimony was heard from Representatives Bedell and Fithian; James G. Stearns, Director, Office of Alcohol Fuels, Department of Energy: Peter Glading, Assistant Commissioner for Motor Equipment, Transportation and Public Utility Service, GSA; Col. C. Wayne Lee, Director, Contracting and Production, Defense Fuel Supply Center and John Christians, Acting Assistant Director for Research and Development, Department of the Army, Mobility Equipment Research and Development Command.

DEATH OF PROFESSOR CHEN WEN-CHENG AND TAIWAN AGENTS IN AMERICA

Committee on Foreign Affairs: Subcommittee on Asian and Pacific Affairs held a hearing on the death of Professor Chen Wen-cheng and Taiwan Agents in America. Testimony was heard from Representatives Leach, Coyne and Walgren and public witnesses.

HUMAN RIGHTS POLICY

Committee on Foreign Affairs: Subcommittee on Human Rights and International Organizations held a hearing on Implementation of the Congressional Mandated Human Rights Policy, Part II. Testimony was heard from public witnesses.

MISCELLANEOUS REPORTS

Committee on Government Operations: Approved the following reports: "DOD's Failure to Recover Nonrecurring Research, Development, and Production Costs on Foreign Military Sales"; "Statutory Offices of Inspector General (Leadership and Resources)"; and "Community Action and the CSA Closure Decision".

COAL PIPELINE ACT

Committee on Interior and Insular Affairs: Held a hearing on H.R. 4230, Coal Pipeline Act of 1981. Testimony was heard from Representative Daschle and public witnesses.

VOTING RIGHTS ACT

Committee on the Judiciary: Continued markup of H.R. 3112, to amend the Voting Rights Act of 1965 to extend certain provisions for an additional 10 years, to extend certain other provisions for an additional 7 years.

The Committee recessed subject to call.

REGULATORY PROCEDURES ACT

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations continued markup of H.R. 746, Regulatory Procedures Act of 1981.

BAIL REFORM

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice continued hearings on H.R. 3006 and H.R. 4264, to amend the Bail Reform Act of 1966 to authorize consideration of danger to the community in setting conditions of release, to authorize revocation of pretrial release for persons who violate their release conditions, intimidate witnesses or jurors, or commit new offenses, and related matters. Testimony was heard from Gerald Tjoflat, Judge, U.S. Courts of Appeals for the Fifth Circuit; from the following officials of the Administrative Office of U.S. Courts: Guy Willetts, Chief, Pretrial Services Branch, Probation Division and William A. Cohan, Jr., Chief, Division of Probation, and public witnesses.

CONTRACT SERVICES FOR DRUG DEPENDENT FEDERAL OFFENDERS ACT

Committee on the Judiciary: Subcommittee on Crime approved for full Committee action a clean bill to be introduced in lieu of H.R. 3963, Contract Services for Drug Dependent Federal Offenders Act Amendment of 1981.

WILDLIFE RESTORATION PROJECTS AND PROGRAMS

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and Environment held a hearing on H.R. 3429, to provide additional funds to the States for carrying out wildlife restoration projects and programs. Testimony was heard from Ray Arnett, Assistant Secretary for Fish, Wildlife and Parks, Department of the Interior, and public witnesses.

AVIATION INDUSTRY

Committee on Public Works and Transportation: Subcommittee on Investigations and Oversight continued hearings on competition in the international commercial aviation industry. Testimony was heard from public witnesses.

Hearings continue August 4.

CONFERENCE REPORT ON THE OMNIBUS BUDGET RECONCILIATION ACT

Committee on Rules: Granted a rule providing for the consideration of H.R. 4331, to amend the Omnibus Reconciliation Act of 1981 to restore minimum benefits under the Social Security Act and waiving points of order against the conference report on H.R. 3982, Omnibus Budget Reconciliation Act of 1981, providing for consideration of H.R. 4331 in the House, to be debated for one hour, divided between Representative Bolling and a Member opposed to the bill; providing one motion to recommit which may not contain instructions; after the disposition of H.R. 4331, waiving all points of order against the conference report on H.R. 3982, and providing that the conference report be considered as read; providing two hours of general debate on said report, to be divided between the chairman and ranking minority member of the Committee on the Budget. Testimony was heard from Chairman Jones of Oklahoma and Representatives Panetta, Oakar, Vento, Gilman, and Michel.

PRESCRIPTION DRUGS DURING PREGNANCY

Committee on Science and Technology: Subcommittee on Investigations and Oversight held a hearing on effects of prescription drugs during pregnancy. Testimony was heard from Dr. Arthur Hall Hayes, Jr., Commissioner, and other officials of the FDA, Department of Health and Human Services and public witnesses.

SBA GUARANTEED LOAN RATES

Committee on Small Business: Subcommittee on General Oversight held a hearing to investigate the impact of the prime rate on the interest rates charged by the SBA on its guaranteed loans. Testimony was heard from Michael Cardenas, Administrator, SBA and public witnesses.

Joint Meetings

DEFENSE PROCUREMENT

Joint Economic Committee: Subcommittee on International Trade, Finance, and Security Economics concluded hearings on the economics of defense procurement, focusing on the budgetary cost and economic implications of the MX missile and strategic programs, after receiving testimony from Peter Sharfman, Program Manager, and Robin Staffin,

Analyst, both of the International Security and Commerce Program, Office of Technology Assessment; and David Gold, Council on Economic Priorities, and Christopher Paine, Federation of American Scientists, both of Washington, D.C.

IMMIGRATION/REFUGEE POLICY

Joint Hearing: Senate Committee on the Judiciary's Subcommittee on Immigration and Refugee Policy concluded joint hearings with the House Committee on the Judiciary's Subcommittee on Immigration, Refugees, and International Law of the Judiciary to examine the administration's policy relative to immigration and refugees, after receiving testimony from William French Smith, Attorney General, Department of Justice; Doris Meissner, Acting Commissioner, Immigration and Naturalization Service, Department of Justice; Diego Asencio, Assistant Secretary of State for Consular Affairs; and Robert W. Searby, Deputy Under Secretary of Labor for International Affairs.

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Friday, July 31, 1981

Senate

Chamber Action

Routine Proceedings, pages 19009–19103 19104–19227)

Bills Introduced: Thirty bills and six resolutions were introduced, as follows: S. 1554–1583, S.J. Res. 105, S. Con. Res. 24, and S. Res. 199–202.

Pages 19150–19151, 19169–19170, 19170–19171, 19195–19197

Bills Reported: Reports were made as follows:

S. 537, establishing the State Justice Institute to strengthen and improve the judicial administration in U.S. State courts, with amendments (with additional views) (S. Rept. No. 97–175).

Page 19170

Measures Passed:

Economic Recovery Tax Act of 1981: Senate passed H.R. 4242, providing for tax reductions and reduced revenues for fiscal years 1981, 1982, 1983, and 1984, and a reduction in individuals income tax rates of 5 percent effective October 1, 1981, of an additional 10 percent effective July 1, 1982, and of an additional 10 percent on July 1, 1983, after striking all after the enacting clause and inserting in lieu thereof the text of H.J. Res. 266, as amended, and adopting Armstrong unprinted amendment No. 345, of a technical nature.

Senate insisted on its amendment, requested a conference with the House thereon, and the Chair appointed Senators Dole, Packwood, Roth, Danforth, Long, Harry F. Byrd, Jr., and Bentsen as conferees on the part of the Senate.

Pages 19039–19052

Relative to Adjournment: Senate agreed to H. Con. Res. 164, relative to adjournment to a date certain during the remainder of the Ninety-seventh Congress.

Page 19149

Corrections in Enrollment: Senate agreed to H. Con. Res. 167, directing the Clerk of the House of Representatives to make corrections in the enrollment of H.R. 3982.

Page 19150

Food Emergency in Poland: Senate agreed to S. Res. 201, relating to the Food Emergency in Poland.

(See next issue.)

Working Mothers' Day: Senate passed S.J. Res. 53, designating September 6, 1981, as "Working Mothers' Day."

Page 19167

National Cystic Fibrosis Week: Senate passed S.J. Res. 62, designating the week of September 20 through September 26, 1981, as "National Cystic Fibrosis Week."

Pages 19167–19168

Commodore John Barry Day: Senate passed S.J. Res. 87, designating September 13, 1981, as "Commodore John Barry Day."

Page 19169

World Food Day: Senate passed S.J. Res. 98, designating October 16, 1981, as "World Food Day."

Page 19168

Anniversary of Birth of Robert Mills: Senate agreed to S. Res. 178, commemorating the two-hundred year anniversary of the birth of Robert Mills for his contribution to architecture in America.

Pages 19168–19169

National Schoolbus Safety Week: Senate passed H.J. Res. 141, designating the week of October 4–10, 1981, as "National Schoolbus Safety Week."

Page 19169

Authorizing Payment for Election Research: Senate agreed to S. Res. 202, authorizing payment for research and analysis with respect to the financing of Presidential election campaigns.

Pages 19169–19170

Budget Reconciliation: By 80 yeas to 14 nays, Senate agreed to the conference report on H.R. 3982, providing for reconciliation pursuant to section 301 of the first concurrent resolution on the budget for fiscal year 1982.

Pages 19081–19084, 19104–19144

Social Security Minimum Benefits: By 57 yeas to 30 nays, Senate sustained the Chair in ruling that a motion to proceed to the consideration of H.R.

79-059 O - 86 - 18 (Pt. 26)

4331, to amend the Omnibus Reconciliation Act of 1981 to restore minimum benefits under the Social Security Act, was not in order.

Page 19148

By 37 yeas to 49 nays, Senate rejected a motion to adjourn for one minute.

Page 19149

Treaty Approved: By two-thirds of the Senators present and voting having voted in the affirmative, Senate agreed to the resolution of ratification of the Treaty with Colombia Concerning the Status of Quita Sueno, Roncador, and Serrana (Ex. A, 93–1).

Page 19225

Confirmations: By a vote of 79 yeas to 15 nays, Senate confirmed the nomination of Rex E. Lee, of Utah, to be Solicitor General of the United States.

Pages 19069–19080

Senate also confirmed the following nominations:

Harold V. Hunter, of Oklahoma, to be Administrator of the Rural Electrification Administration.

Charles Wilson Shuman, of Illinois, to be Administrator of the Farmers Home Administration.

Charles L. Dempsey, of Virginia, to be Inspector General of the Department of Housing and Urban Development.

Kathleen M. Bennett, of Virginia, and John P. Horton, of New Jersey, each to be an Assistant Administrator of the Environmental Protection Agency.

Thomas M. Roberts, of the District of Columbia, to be a Member of the Nuclear Regulatory Commission.

Robert G. Dederick, of Illinois, to be an Assistant Secretary of Commerce.

Rear Adm. Herbert R. Lippold, Jr., NOAA, to be Director of the National Ocean Survey, National Oceanic and Atmospheric Administration.

James H. Quello, of Virginia, and Henry M. Rivera, of New Mexico, each to be a Member of the Federal Communications Commission.

Frank S. Swain, of the District of Columbia, to be Chief Counsel for Advocacy, Small Business Administration.

Joseph A. Sickon, of Virginia, to be Inspector General, General Services Administration.

Richard S. Cohen, to be U.S. Attorney for the District of Maine.

A. Melvin McDonald, to be U.S. Attorney for the District of Arizona.

R. Lawrence Steele, Jr., to be U.S. Attorney for the Northern District of Indiana.

Thomas E. Dittmeier, to be U.S. Attorney for the Eastern District of Missouri.

Richard A. Stacy, to be U.S. Attorney for the District of Wyoming.

John C. Bell, to be U.S. Attorney for the Middle District of Alabama.

J. B. Sessions, III, to be U.S. Attorney for the Southern District of Alabama.

Joseph J. Farnan, Jr., to be U.S. Attorney for the District of Delaware.

James A. Rolfe, to be U.S. Attorney for the Northern District of Texas.

Michael R. Spaan, to be U.S. Attorney for the District of Alaska.

Daniel Oliver, of Connecticut, to be General Counsel, Department of Education.

Robert A. Rowland, of Texas, to be a Member of the Occupational Safety and Health Review Commission.

Frank H. Conway, of Massachusetts, to be a Member of the Foreign Claims Settlement Commission.

Danford L. Sawyer, of Florida, to be Public Printer of the United States.

Page 19241

Nominations: Senate received the following nominations:

William C. Sherman, of Virginia, to be the Deputy Representative in the Security Council of the United Nations, with the rank of Ambassador.

Ronald I. Spiers, of Vermont, to be Ambassador to the Islamic Republic of Pakistan.

Ben J. Wattenberg, of the District of Columbia, to be a Member of the Board for International Broadcasting.

Thomas K. Turnage, of California, to be Director of the Selective Service System.

Joseph R. Wright, Jr., of New York, to be Federal Cochairman of the Coastal Plains Regional Commission, Four Corners Regional Commission, New England Regional Commission, Old West Regional Commission, Ozarks Regional Commission, Pacific Northwest Regional Commission, Southwest Border Regional Commission, and Upper Great Lakes Regional Commission.

Routine lists of nominations in the Army, Air Force, and Marine Corps.

Pages 19103–19241

Messages From the President: Page 19170

Messages From the House: Page 19170

Measures Referred: Page 19170

Statements on Introduced Bills: Pages 19171–19241

Amendments Submitted for Printing: Pages 19194–19195

Notices of Hearings: Pages 19197–19198

Additional Statements: Pages 19198–19225

Confirmations: Page 19241

Record Votes: Four votes were taken today. (Total—249)

Page Pages 19079, 19144, 19148, 19149

Recess: Senate convened at 11 a.m., and recessed at 2:32 a.m. on Saturday, August 1, 1981, until 6 p.m. the same day. (For Senate's program, see remarks of Senator Baker in today's RECORD on page 19103.)

Committee Meetings

NOMINATION

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported the nomination of James C. Miller III, of the District of Columbia, to be a Federal Trade Commissioner.

EL SALVADOR

Committee on Foreign Relations: Committee met in closed session to receive a briefing on the military situation in El Salvador and issues concerning the Salvadoran armed forces, receiving testimony from officials of the Defense Intelligence Agency.

Committee recessed subject to call.

CUBAN AND HAITIAN MIGRATION

Committee on the Judiciary: Subcommittee on Immigration and Refugee Policy concluded hearings to examine issues relative to Cuban-Haitian mass asylum in the United States, after receiving testimony from Senators Hawkins, Chiles, and Huddleston; Representatives Chisholm and McClory; Thomas O. Enders, Deputy Assistant Secretary of State for Inter-American Affairs; David D. Hiller, Special Assistant to the Attorney General, and Doris Meissner, Acting Commissioner, Immigration and Naturalization Service, both of the Department of Justice; Phillip N. Hawkes, Director, Office of Refugee Resettlement, Department of Health and Human Services; and Benjamin Civiletti, Citizens Committee for Immigration Reform, Ronald Gibbs, National Association of Counties, Dale F. Swartz, National Forum on Immigration and Refugee Policy, Wells Klein, on behalf of the U.S. Committee for Refugees, and John D. Tenhula, on behalf of the Church World Services/National Council of Churches/American Council of Voluntary Agencies, all of Washington, D.C.

FREEDOM OF INFORMATION

Committee on the Judiciary: Subcommittee on the Constitution resumed oversight hearings on the implementation of the Freedom of Information Act, and on S. 1247, S. 1235, and S. 587, bills providing for the protection of certain confidential information from the disclosure requirements of the Freedom of Information Act, receiving testimony from Robert Burke, Assistant Director of Intelligence, U.S. Secret Service, Department of the Treasury; James Wieghart, on behalf of the American Society of Newspaper Editors, Katherine Meyer, Freedom of Information Clearing House, and Vince McGoldrick, Fraternal Order of Police, all of Washington, D.C.; and Robert Nesoff, Federal Criminal Investigators' Association, Newark, New Jersey.

Hearings continue on Wednesday, September 16.

House of Representatives

Chamber Action

Bills Introduced: 17 public bills, H.R. 4351–4367; 4 private bills, H.R. 4368–4371; and 3 resolutions H. Con. Res. 167–169 were introduced.

Pages 19007–19008

Reports Filed: Reports were filed as follows:

Report entitled "Monetary Policy for 1981" (H. Rept. 97–213); and

Report entitled "DOD's Failure to Recover Nonrecurring Research, Development, and Production Costs on Foreign Military Sales" (H. Rept. 97–214).

Page 19007

Social Security Minimum Benefits: By a yea-and-nay vote of 404 yeas to 20 nays, Roll No. 189, the House passed H.R. 4331, to amend the Omnibus Reconciliation Act of 1981 to restore minimum benefits under the Social Security Act.

H. Res. 203, the rule providing for consideration of this bill, and waiving points of order against the conference report on H.R. 3982, the Omnibus Budget Reconciliation Act of 1981, was agreed to earlier by a yea-and-nay vote of 370 yeas to 52 nays, Roll No. 188.

By a yea-and-nay vote of 271 yeas to 151 nays, Roll No. 187, agreed to order the previous question on the resolution.

Pages 18872–18900

Omnibus Budget Reconciliation Act of 1981: House agreed to the conference report on H.R. 3982, to provide for reconciliation pursuant to section 301 of the first concurrent resolution on the budget for the fiscal year 1982—clearing the measure for Senate action.

Pages 18900–18981

Subsequently, the House agreed to H. Con. Res. 167, directing the Clerk of the House of Representatives to make corrections in the enrollment of H.R. 3982.

Pages 18982–18985

Legislative Program: The acting Majority Leader announced the legislative program for the week of August 3. Agreed to adjourn from Friday until Tuesday, August 4.

Pages 18985–18986

Consent Calendar: Agreed to a call of the Consent Calendar on Tuesday, August 4.

Page 18985

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of August 5.

Page 18985

Tax Incentive Act of 1981: House disagreed to the Senate amendment to H.R. 4242, the Tax Incentive Act of 1981; and agreed to a conference. Appointed as conferees: Representatives Rostenkowski, Gibbons, Pickle, Rangel, Stark, Conable, Duncan and Archer.

Agreed to a motion to instruct the conferees to insist on section 311 of the bill as passed by the House relating to the amounts which persons, who are active participants in employer-sponsored pension plans, may deduct for contributions to individual retirement accounts.

Pages 18985–18986

Late Report: Conferees received permission to have until midnight Saturday, August 1, or until midnight Monday, August 3 to file a conference report on H.R. 4242, the Tax Incentive Act of 1981. Agreed that it be in order to consider the conference report on Tuesday, August 4, or any day thereafter.

Page 18986

Saccharin Study and Labeling Act Amendments: House passed S. 1278, entitled the "Saccharin Study and Labeling Act Amendment of 1981"—clearing the measure for the President.

Pages 18986–18987

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 19007

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on pages .

Quorum Calls—Votes: Three yea-and-nay votes developed during the proceedings of the House today and appear on pages 18883–18884, 18888. There were no quorum calls.

Adjournment: Adjourned at 3:33 p.m.

Committee Meetings

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held a hearing on Army fiscal year 1982 Operation and Maintenance request. Testimony was heard from representatives of the U.S. Army.

The Subcommittee also met in executive session on various reprograming actions and the inflation allocation matter.

MEDICAL EQUIPMENT PROCUREMENT/ REPLACEMENT POLICIES AND PRACTICES

Committee on Armed Services: Subcommittee on Investigations continued hearings to examine the medical equipment procurement/replacement policies and practices in the Department of Defense. Testimony was heard from Maj. Gen. William S. Augerson, Deputy Assistant Secretary for Health Resources and Programs, Department of Defense.

Subcommittee recessed subject to call.

ENERGY CONSERVATION DAYLIGHT SAVING ACT

Committee on Energy and Commerce: Subcommittee on Energy Conservation and Power approved for full Committee action as amended H.R. 3951, Energy Conservation Daylight Saving Act of 1981.

HUMAN RIGHTS IN GUATEMALA

Committee on Foreign Affairs: On July 30, the Subcommittee on Human Rights and International Organizations and the Subcommittee on Inter-American Affairs held a joint hearing on Human Rights in Guatemala. Testimony was heard from Stephen W. Bosworth, Principal Deputy Assistant Secretary of State for Inter-American Affairs; Stephen Palmer, Acting Assistant Secretary of State for Human Rights and Humanitarian Affairs, and public witnesses.

OFFICE OF THE SOLICITOR

Committee on Interior and Insular Affairs: Subcommittee on Oversight and Investigations held a hearing on the reduction-in-force within the Office of the Solicitor. Testimony was heard from Richard Hite, Principal Deputy Assistant Secretary for Policy, Budget and Administration, Department of the Interior, and public witnesses.

VOTING RIGHTS ACT

Committee on the Judiciary: Ordered reported as amended H.R. 3112, to amend the Voting Rights Act of 1965 to extend certain provisions for an additional 10 years, to extend certain other provisions for an additional 7 years.

MARINE MAMMAL PROTECTION ACT

Committee on Merchant Marine and Fisheries: Ordered reported as amended H.R. 4084, to improve the operation of the Marine Mammal Protection Act of 1972.

CARBON DIOXIDE

Committee on Science and Technology: Subcommittee on Natural Resources, Agriculture Research and Environment and the Subcommittee on Investigations and Oversight held a joint hearing on carbon dioxide. Testimony was heard from Douglas Pewitt, Acting Director, Office of Energy Research, Department of Energy; Dr. John Marcum, Office of Science and Technology Policy; Marty Belsky, Acting Director, National Climate Program Office, NOAA, Department of Commerce, and public witnesses.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

ELIMINATION OF SOCIAL SECURITY MINIMUM BENEFIT

Select Committee on Aging: Held a hearing on elimination of social security minimum benefit. Testimony was heard from public witnesses.

Joint Meetings

AUTHORIZATIONS—MILITARY PROCUREMENT

Conferees continued to resolve their differences between the Senate- and House-passed versions of S. 815, authorizing funds for fiscal year 1982 for military procurement programs of the Department of Defense, but did not complete action thereon, and recess subject to call.

ECONOMIC RECOVERY TAX ACT

Conferees met in evening session to resolve their differences between the Senate- and House-passed versions of H.R. 4242, providing for tax reductions and reduced revenues for fiscal years 1981, 1982, 1983, and 1984, and a reduction in individual income tax rates of 5 percent on October 1, 1981, of an additional 10 percent on July 1, 1982, and of an additional 10 percent on July 1, 1983.

♦♦♦♦♦♦♦♦♦♦♦♦

Saturday, August 1, 1981

Senate

Chamber Action

Routine Proceedings, pages 19283–19292

Economic Recovery Tax Act of 1981—Conference Report—Agreement: Senate reached a unanimous-consent agreement providing for consideration of the conference report on H.R. 4242, Economic Recovery Tax Act of 1981, on Monday, August 3, beginning at 12 noon; that there be 2 hours for debate on a motion to recommit with instructions, with a vote thereon at 2 p.m.; that if the motion fails, the Senate will then immediately vote on the adoption of the conference report.

Pages 19283–19288

Confirmation: Senate confirmed the following nomination:

John M. Walker, Jr., of New York, to be an Assistant Secretary of the Treasury.

Page 19292

Recess: Senate convened at 6 p.m., and recessed at 6:53 p.m, until 11:15 a.m., on Monday, August 3, 1981. (For Senate's program, see remarks of Senator Baker in today's Record on page 19292.)

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Tuesday, August 4.

Committee Meetings

No committee meetings were held.

Joint Meeting

ECONOMIC RECOVERY TAX ACT

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 4242, providing for tax reductions and reduced revenues for fiscal years 1981, 1982, 1983, and 1984, and a reduction in individual income tax rates of 5 percent on October 1, 1981, of an additional 10 percent on July 1, 1982, and of an additional 10 percent on July 1, 1983.

Résumé of Congressional Activity

FIRST SESSION OF THE NINETY-SEVENTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 5 through July 31, 1981

	Senate	*House*	*Total*
Days in session	99	105	..
Time in session	573 hrs., 9'	357 hrs., 31'	..
Congressional Record:			
Pages of proceedings	9,157	5,834	14,991
Extension of Remarks	..	..	3,895
Public bills enacted into law	13	13	26
Private bills enacted into law	..	..	..
Bills in conference	3	1	..
Bills through conference	..	5	..
Measures passed, total	255	196	451
Senate bills	58	19	..
House bills	16	74	..
Senate joint resolutions	30	5	..
House joint resolutions	8	14	..
Senate concurrent resolutions	7	4	..
House concurrent resolutions	11	16	..
Simple resolutions	125	68	..
Measures reported, total	*281	*181	462
Senate bills	124	1	..
House bills	3	137	..
Senate joint resolutions	24	..	..
House joint resolutions	4	4	..
Senate concurrent resolutions	5	..	..
House concurrent resolutions	..	3	..
Simple resolutions	104	36	..
Special reports	16	27	..
Conference reports	1	6	..
Measures pending on calendar	84	58	..
Measures introduced, total	1,916	5,058	6,974
Bills	1,583	4,371	..
Joint resolutions	105	315	..
Concurrent resolutions	26	169	..
Simple resolutions	202	203	..
Quorum calls	9	11	..
Yea-and-nay votes	249	114	..
Recorded votes	..	64	..
Bills vetoed	..	..	..
Vetoes overridden	..	..	..

*These figures include all measures reported, even if there was no accompanying report. A total of 175 reports have been filed in the Senate, a total of 214 reports have been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 5 through July 31, 1981

Army nominations, totaling 8,616, disposed of as follows:

Confirmed	6,654
Unconfirmed	1,962

Navy nominations, totaling 15,456, disposed of as follows:

Confirmed	15,456

Air Force nominations, totaling 11,821, disposed of as follows:

Confirmed	10,509
Unconfirmed	1,312

Marine Corps nominations, totaling 10,164, disposed of as follows:

Confirmed	9,556
Unconfirmed	608

Civilian nominations, totaling 2,710, disposed of as follows:

Confirmed	2,042
Unconfirmed	638
Withdrawn	30

Summary

Total nominations received	48,767
Total confirmed	44,217
Total unconfirmed	4,520
Total withdrawn	30

Monday, August 3, 1981

Senate

Chamber Action

Routine Proceedings, pages 19293–19305

Bills Introduced: Fourteen bills and five resolutions were introduced, as follows: S. 1584–1597, S.J. Res. 106, and S. Con. Res. 27–30.

Pages 19352, 19374–19375, 19401

Bills Reported: Reports were made as follows:

Filed on August 1, 1981, during the recess of the Senate:

Conference Report on the disagreeing votes of the Senate and House on the Senate amendment to H.R. 4242, providing for tax reductions and reduced revenues for fiscal years 1981, 1982, 1983, and 1984, and a reduction in individual income tax rates of 5 percent effective October 1, 1981, of an additional 10 percent effective July 1, 1982, and of an additional 10 percent on July 1, 1983. (S. Rept. No. 97–176).

Filed today:

Special Report entitled "Oversight Inquiry of the Department of Labor's Investigation of the Teamsters Central States Pension Fund," Report of the Permanent Subcommittee on Investigations. (S. Rept. No. 97–177).

S. Res. 190, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 859, allowing the States to receive 50 percent of the rents, bonuses, and royalties received from mineral leasing on Federal acquired lands.

S. Res. 192, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 778, authorizing additional funds to plan for the development of the area south of the original Smithsonian Institution building (South Garden Quandrangle) (without recommendation).

Page 19351

Measures Passed:

Reimbursement of commercial fishermen: Senate passed S. 1191, reimbursing commerical fishermen of the United States for certain losses incurred as the result of the seizure of their vessels by foreign nationals.

Page 19327

Raoul Wallenberg: Senate passed S.J. Res. 65, proclaiming Raoul Wallenberg to be an honorary citizen of the United States, and requesting further information from the Soviet Union on his whereabouts.

Pages 19318–19320

August Recess: Senate agreed to S. Con. Res. 27, providing for an adjournment of the Senate from August 3, 1981, to September 9, 1981, and an adjournment of the House from August 4, 1981, to September 9, 1981.

Page 19401

August Recess: Senate agreed to S. Con. Res. 28, providing for an adjournment of the Senate from August 3, 1981, to September 9, 1981, and an adjournment of the House from August 5, 1981, to September 9, 1981.

Page 19401

Enrollment correction: Senate agreed to S. Con. Res. 30, directing the Clerk of the House of Representatives to make corrections in the enrollment of H.R. 4242.

Page 19401

Economic Recovery Tax Act of 1981—Conference Report: By 67 yeas to 8 nays, Senate agreed to the Conference Report on H.R. 4242, providing for tax reductions and reduced revenues for fiscal years 1981, 1982, 1983, and 1984, and a reduction in individual income tax rates of 5 percent on October 1, 1981, of an additional 10 percent on July 1, 1982, and of an additional 10 percent on July 1, 1983.

By 20 yeas to 55 nays, Senate earlier rejected a motion to recommit the conference report, with instructions.

Page 19329

Pages 19321–19329

District of Columbia Borrowing Authority: Senate concurred in the amendments of the House to S. 640, extending through fiscal year 1983 the authority of the District of Columbia to borrow U.S. Treasury funds for capital improvement projects.

Page 19322

Department of Justice Authorizations, 1982: A motion was filed to bring to a close debate on modified Amendment No. 96 to S. 951, authorizing funds for fiscal year 1982 for the Department of Justice.

Page 91294

Authority To Receive Messages: The Secretary of the Senate was authorized to receive and appropriately refer messages from the President and the House of Representatives during the adjournment of the Senate over until Wednesday, September 9, 1981.

Page 91293

Authority To Sign Measures: The President of the Senate, the President pro tempore, and the Acting President pro tempore were authorized to sign duly enrolled bills and joint resolutions during the adjournment of the Senate over until Wednesday, September 9, 1981.

Page 91293

Committee Authority: Committees were authorized to file reports on Thursday, August 13, and Thursday, August 27, from 9 a.m., to 3 p.m., and

the Committee on Ethics also on Thursday, September 3, from 9 a.m. to 3 p.m.

Page 91293

Confirmation: Senate confirmed the nomination of Richard N. Perle, of Maryland, to be an Assistant Secretary of Defense.

Page 19401

Statements on Introduced Bills: Pages 19352–19372

Amendments Submitted for Printing: Pages 19372–19374

Notices of Hearings: Page 19375

Additional Statements: Pages 19375–19400

Confirmations: Page 19401

Record Votes: Two record votes were taken today. (Total—251.) Page 19329

Adjournment: Senate convened at 11:15 a.m., and in accordance with S. Con. Res. 27 and/or S. Con. Res. 28, adjourned at 3:16 p.m., until 12 noon, on Wednesday, September 9, 1981. (NOTE: If the House fails to agree to an adjournment resolution, Senate will next meet at 12 noon, on Thursday, August 6.) Page 19401

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Tuesday, August 4.

Committee Meetings

No committee meetings were held today.

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Tuesday, August 4, 1981

Senate

Chamber Action

The Senate was not in session today. It will next meet at 12 noon, Wednesday, September 9, 1981.

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 42 public bills, H.R. 4372–4413; 2 private bills, H.R. 4414 and 4415; and 9 resolutions, H.J. Res. 316–318, H. Con. Res. 170–173, and H. Res. 204 and 205 were introduced.

Pages 19565–19566

Bills Reported: Reports were filed as follows:

Conference report on H.R. 4242, Tax Incentive Act of 1981 (H. Rept. 97–215, filed on August 1);

Eighth Report by the Committee on Government Operations entitled "Community Action and the CSA Closure Decision" (H. Rept. 97–216);

H. Con. Res. 153, authorizing a bust or statue of Martin Luther King, Jr., to be placed in the Capitol (H. Rept. 97–217); and

H.R. 2632, to amend section 2 of Public Law 96–36 to authorize additional funds to plan for the development of the area south of the original Smithsonian Institution Building (H. Rept. 97–218).

Page 19565

Private Calendar: On the call of the Private Calendar, the House passed over without prejudice: H.R. 1547 and H.R. 1946.

Page 19490

Consent Calendar: On the call of the Consent Calendar, the House passed and sent to the Senate, amended, the following measures:

Siletz Indians: S. 547, in lieu of H.R. 2015, to enable the Secretary of the Interior to erect permanent improvements on land acquired for the Confederated Tribes of Siletz Indians of Oregon;

Joseph Rosenthal memorial: H.J. Res. 207, to require the Secretary of the Interior to place a plaque at the United States Marine Corps War Memorial honoring Joseph Rosenthal, photographer of the scene depicted by the memorial; and

Mount McKinley: H.R. 772, to provide for the retention of the name of Mount McKinley.

Pages 19490–19491

Palo Verde Dam: House passed and cleared for the President S. 875, to authorize the generation of electrical power at Palo Verde Irrigation District Diversion Dam, California.

Page 19491

Private Bill: House passed H.R. 1946, a private bill.

Pages 19491–19492

Commodore John Barry: House passed and cleared for the President S.J. Res. 87, to authorize and request the President to designate September 13, 1981, as "Commodore John Barry Day".

Pages 19498–19500

DOD Supplemental Authorization: House agreed to the conference report on S. 694, to authorize sup-

plemental appropriations for fiscal year 1981 for the Armed Forces for procurement of aircraft, missiles, naval vessels, tracked combat vehicles, and for research, development, test, and evaluation, to increase the authorized personnel end strengths for military and civilian personnel of the Department of Defense for such fiscal year, to authorize supplemental appropriations for such fiscal year for construction at certain military installations—clearing the measure for the President.

Page 19500

National Tourism: House insisted on its amendments to S. 304, to establish a national tourism policy and an independent Government agency to carry out the national tourism policy; and agreed to a conference. Appointed as conferees: Representatives Dingell, Florio, and Broyhill.

Page 19520

Tax Incentive Act of 1981: By a yea-and-nay vote of 282 yeas to 95 nays, Roll No. 190, the House voted to suspend the rules and agree to the conference report on H.R. 4242, the Tax Incentive Act of 1981—clearing the measure for the President.

Subsequently, agreed to S. Con. Res. 30, directing the Clerk to make corrections in the enrollment of H.R. 4242.

Pages 19520–19538

Interparliamentary Union: The Speaker appointed as members of the delegation to attend the Conference of the Interparliamentary Union to be held in Havana, Cuba, September 15–23, 1981, the following Members on the part of the House: Representatives de la Garza, Derwinski, Biaggi, Danielson, Bowen, Levitas, Lantos, Won Pat, McClory, Erlenborn, Butler, and Erdahl.

Page 19538

Resignations—Appointments: Agreed that notwithstanding the adjournment of the House until Wednesday, September 9, the Speaker was authorized to accept resignations, and to appoint commissions, boards, and committees authorized by law or by the House.

Page 19538

Legislative Program: The Majority Leader announced the legislative program for Wednesday, September 9, and the remaining days of that week.

Pages 19539–19540

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of September 9.

Pages 19538–19539

District Work Period: House agreed to S. Con. Res. 27, providing for an adjournment of the Senate from August 3, 1981, to September 9, 1981, and an adjournment of the House from August 4, 1981, to September 9, 1981.

Page 19539

Late Report: Committee on the District of Columbia received permission to have until midnight, August 14, to file a report on H.R. 1807, to authorize the District of Columbia to issue and sell general obligation bonds for the purpose of paying certain liabilities of the District of Columbia.

Page 19540

Referrals: Two Senate-passed measures were referred to the appropriate House committees.

Page 19563

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on pages 19566–19567.

Quorum Calls—Votes: One yea-and-nay vote developed during the proceedings of the House today and appears on page 19537. There were no quorum calls.

Adjournment: Met at noon and, pursuant to the provisions of S. Con. Res. 27, adjourned at 3:23 p.m. until noon on Wednesday, September 9.

Committee Meetings

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to hold a hearing on Strategic Communications. Testimony was heard from Donald C. Latham, Deputy Under Secretary of Defense for Command Control and Communications.

PROFIT LIMITATION—DEFENSE CONTRACTS

Committee on Armed Services: Subcommittee on Procurement and Military Nuclear Systems approved a report concerning profit limitation provisions of the Vinson-Trammel Act of 1934 regarding defense contracts.

NONNUCLEAR ENERGY FACILITIES

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment held a hearing on H.R. 3236, to provide for an expedited and coordinated process for decisions on proposed nonnuclear energy facilities. Testimony was heard from public witnesses.

AVIATION INDUSTRY

Committee on Public Works and Transportation: Subcommittee on Investigations and Oversight continued hearings on competition in the international commercial aviation industry. Testimony was heard from Marvin S. Cohen, Chairman, CAB; Robert Hormats, Assistant Secretary for Economic and Business Affairs, Department of State and Judith T. Connor, Assistant Secretary for Policy and International Affairs, USDA.

Wednesday, September 9, 1981

Senate

Chamber Action

Routine Proceedings, pages 19726–19787

Bills Introduced: Six bills and seven resolutions were introduced, as follows: S. 1598–1603, S.J. Res. 107, S. Con. Res. 31, and S. Res. 203–207.

Pages 19770, 19756, 19774

Bills Reported: Reports were made as follows:

Submitted August 13, 1981:

S. Res. 20, providing for television and radio broadcasting of Senate Chamber proceedings (S. Rept. No. 97–178).

S. 10, providing for creation of a Commission to design a blueprint for improving governmental performance at the Federal level and throughout the intergovernmental system, with an amendment in the nature of a substitute (S. Rept. No. 97–179).

S. Res. 203, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 10, listed above. Referred to the Committee on the Budget.

S. 892, providing for continued authority of the Federal Grant and Cooperative Agreement Act and renewing the authority of the Office of Management and Budget to exempt individual transactions and programs from the requirements of the Act (S. Rept. No. 97–180).

Submitted August 27, 1981:

S. 187, conveying certain lands to Miles City, Montana, and removing reversionary provisions of prior conveyances, with amendments (S. Rept. No. 97–181).

S. 634, authorizing the exchange of certain lands in Idaho and Wyoming (S. Rept. No. 97–182).

S. 763, conveying to the city of American Falls, Idaho, specified lands located within or adjacent to the city (S. Rept. No. 97–183).

S. 764, providing for the protection and maintenance of the John Sack cabin in the Targhee National Forest, Idaho (S. Rept. No. 97–184).

H.R. 618, conveying certain interest in public lands to the city of Angels, California (S. Rept. No. 97–185).

H.R. 2218, conveying certain National Forest System lands to Douglas County, Nevada (S. Rept. No. 97–186).

Submitted September 3, 1981:

S. Res. 204, expelling Senator Harrison A. Williams, Jr., of New Jersey, from the Senate (S. Rept. No. 97–187).

Page 19770

Measure Passed:

Secretary for the Minority: Senate agreed to S. Res. 205, electing Terrence E. Sauvain as Secretary for the Minority of the Senate, effective September 1, 1981.

Pages 19755–19756

Uniformed Services Pay and Benefits—Time Agreement: A unanimous consent agreement was reached providing for the consideration of S. 1181, Uniformed Services Pay and Benefits Act of 1981, on Thursday, September 10, beginning not later than 10:30 a.m., with a time limitation on the bill and amendments to be proposed thereto.

Pages 19746–19747

Department of Justice Authorizations, 1982: A unanimous consent agreement was reached providing for a vote on cloture on modified Amendment No. 96 to S. 951, authorizing funds for fiscal year 1982 for the Department of Justice, on Thursday, September 10, at 2 p.m.

Page 19746

Legislative Schedule: Leadership discussed the legislative schedule for the balance of the week and for the remainder of the session.

Pages 19726–19727

Treaties Received: The injunction of secrecy was removed from the following treaties, received during the adjournment of the Senate:

On August 6, 1981:

A Treaty on Mutual Legal Assistance with the Kingdom of the Netherlands (Treaty Document No. 97–16); and

On September 8, 1981:

The Protocol Amending the Tax Convention with Jamaica. (Treaty Document No. 97–17).

The treaties were considered as having been read the first time, and referred with accompanying papers, to the Committee on Foreign Relations, and ordered to be printed.

Page 19787

Confirmation: Senate confirmed the nomination of Winifred A. Pizzano, of Virginia, to be Deputy Director of the ACTION Agency.

Page 19799

Richards Nomination—Agreement: A unanimous consent agreement was reached for the consideration of the nomination of James R. Richards, of Virginia, to be Inspector General of the Department of Energy.

Page 19787

Nominations: The following nominations were received during the adjournment of the Senate:

Received August 11, 1981:

Henry R. Wilhoit, Jr., to be U.S. District Judge for the Eastern District of Kentucky.

Conrad K. Cyr, to be U.S. District Judge for the District of Maine.

John C. Coughneour, to be U.S. District Judge for the Western District of Washington.

Glen H. Davidson, to be U.S. Attorney for the Northern District of Mississippi.

George L. Phillips, to be U.S. Attorney for the Southern District of Mississippi.

Gary L. Jones, of Virginia, to be Deputy Under Secretary for Planning and Budget, Department of Education.

Edward A. Curran, of Maryland, to be Director of the National Institute of Education.

Four Army nominations in the rank of General.

Routine lists of nominations in the Army, Navy, Air Force, and Coast Guard.

Pages 19878–19797

Received August 18, 1981:

Dominick L. DiCarlo, of New York, to be Assistant Secretary of State for International Narcotics Matters.

George S. Vest, of Maryland, to be the Representative to the European Communities, with the rank and status of Ambassador.

Robert C. Morton, of Colorado, to be Director of the Bureau of Mines.

Charles A. Bowsher, of Maryland, to be Comptroller General of the United States.

John G. Dean, of New York, to be Ambassador to Thailand.

John E. Dolibois, of Ohio, to be Ambassador to Luxembourg.

Raymond C. Ewing, of Virginia, to be Ambassador to the Republic of Cyprus.

One Air Force nomination in the rank of General.

Received August 19, 1981:

Sandra D. O'Connor, of Arizona, to be an Associate Justice of the Supreme Court of the United States.

Michael H. Newlin, of Maryland, to be Ambassador to the Democratic and Popular Republic of Algeria.

One Army nomination in the rank of General.

Page 19797

Received August 28, 1981:

Harry G. Barnes, Jr., of Maryland, to be Ambassador to India.

Arthur A. Hartman, of New Jersey, to be Ambassador to the Union of Soviet Socialist Republics.

John A. Bohn, Jr., of California, to be Director of the Asian Development Bank.

Nyle C. Brady, of New York, to be an Assistant Administrator of the Agency for International Development.

Guy W. Fiske, of Missouri, to be Under Secretary of Energy.

Charles E. Lord, of the District of Columbia, to be First Vice President of the Export-Import Bank of the United States.

Lee M. Thomas, of South Carolina, to be an Associate Director of the Federal Emergency Management Agency.

H. Franklin Waters, to be U.S. District Judge for the Western District of Arkansas.

John E. Lamp, to be U.S. Attorney for the Eastern District of Washington.

Emery R. Jordan, to be U.S. Marshal for the District of Maine.

One Army nomination in the rank of General.

Six Navy nominations for temporary rank of Admiral.

Routine lists of Navy nominations.

Pages 19797–19798

Received September 4, 1981:

M. Virginia Schafer, of Washington, to be Ambassador to Papua New Guinea, and to serve concurrently as Ambassador to Solomon Islands.

Frank V. Ortiz, Jr., of New Mexico, to be Ambassador to Peru.

David B. Funderburk, of North Carolina, to be Ambassador to the Socialist Republic of Romania.

Faith R. Whittlesey, of Pennsylvania, to be Ambassador to Switzerland.

Donald E. Santarelli, of Virginia, to be a Member of the Board of Directors of the Overseas Private Investment Corporation.

Luis V. Hurtado, of California, to be Assayer of the Mint of the United States at Denver.

Cameron M. Batjer, of Nevada, to be a Commissioner of the U.S. Parole Commission.

Everett G. Rank, Jr., of California, to be a Member of the Board of Directors of the Commodity Credit Corporation.

Lawrence Y. Goldberg, of Rhode Island, to be an Assistant Director of the Community Services Administration.

John A. Todhunter, of Maryland, to be Assistant Administrator for Toxic Substances of the Environmental Protection Agency.

Robert N. Smith, of Ohio, to be an Assistant Secretary of Defense.

Two Army nominations in the rank of General.

One routine Air Force nomination.

Routine list of Marine Corps nominations.

Pages 19798–19799

Received September 8, 1981:

Lawrence W. Pierce, of New York, to be U.S. Circuit Judge for the Second Circuit.

Page 19799

Presidential Messages: Senate received the following messages from the President during the adjournment:

On August 25, 1981:

Transmitting for review the Loan Guarantee for the Oil Shale Corporation. Referred to the Commit-

tee on Banking, Housing, and Urban Affairs. (PM–69).

On August 28, 1981:

Submitting final report on the study of the adverse impact on communities in areas in which major new military facilities are constructed. Referred to the Committee on Armed Services. (PM–70).

On August 31, 1981:

Submitting an alternative plan implementing limitation on Federal pay increases. Referred to the Committee on Governmental Affairs. (PM–71).

On September 1, 1981:

Transmitting report on the conversion of certain Federal positions to the Merit Pay System. Referred to the Committee on Governmental Affairs. (PM–72).

On September 4, 1981:

(1) Transmitting the Seventeenth Annual Report on the status of the National Wilderness Preservation System for 1980. Referred to the Committee on Energy and Natural Resources. (PM–73).

(2) Transmitting the Annual Report of the Rehabilitation Services Administration for 1980. Referred to the Committee on Labor and Human Resources. (PM–74).

(3) Transmitting FY 1979 annual report on mine safety and health activities. Referred to the Committee on Labor and Human Resources. (PM–75).

Pages 19761–19762

Messages From the President: Page 19761

Messages From the House: Page 19763

Communications: Pages 19763–19764

Statements on Introduced Bills: Pages 19770–19771

Notices of Hearings: Pages 19774–19775

Committee Authority To Meet: Page 19775

Additional Statements: Pages 19775–19786

Nominations: Pages 19787–19799

Confirmations: Page 19799

Recess: Senate convened at 12 Noon, and recessed at 4:40 p.m., until 9:45 a.m., on Thursday, September 10, 1981. (For Senate's program see remarks of Senator Baker in today's Record on page 19787.)

Committee Meetings

NOMINATION

Committee on the Judiciary: Committee began hearings on the nomination of Sandra D. O'Connor, of Arizona, to be an Associate Justice of the Supreme Court, where the nominee, who was introduced by Senators Goldwater and DeConcini, Representatives Udall and Rudd, and William French Smith, Attorney General, Department of Justice, testified and answered questions in her own behalf. Testimony was also received from Senator Randolph.

Hearings continue tomorrow.

SBA'S FARM DISASTER LOANS

Committee on Small Business: Committee held hearings on the Small Business Administration's farm disaster loan program, receiving testimony from Paul R. Boucher, Inspector General, Small Business Administration; John C. Keeney, Deputy Assistant Attorney General, and Harriet J. McFaul, Attorney, Fraud Section, both of the Criminal Division, Department of Justice; Thomas Fahey, Alexandria, Virginia; Thomas E. Davis, Blakely, Georgia; and R. V. Segars, Oswego, South Carolina.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 35 public bills, H.R. 4416–4450; 1 private bill, H.R. 4451; and 13 resolutions, H.J. Res. 319–324, H. Con. Res. 174 and 175, and H. Res. 206–210, were introduced.

Pages 19855–19856

Bills Reported: Reports were filed as follows:

H.R. 1807, to authorize the District of Columbia to issue and sell general obligation bonds for the purpose of paying certain liabilities of the District, amended (H. Rept. 97–219, filed on August 14); and

Report by the Committee on Agriculture entitled "Allocation Totals for Fiscal Year 1982" (H. Rept. 97–220).

Page 19855

Memorial Services: Agreed to H. Res. 206, authorizing the Speaker to appoint a committee of Members to attend the memorial services for the Honorable William R. Cotter.

Pages 19800–19008

Presidential Messages: Received and read the following messages from the President:

Defense Production Act: Message transmitting a report on a loan guarantee agreement as required by the Defense Production Act of 1950, as amended, for synthetic fuels and oil shale production—referred to the Committee on Banking, Finance and Urban Affairs;

Military construction: Message transmitting a report as required by section 803(c) of the Military Construction Authorization Act, 1981, on Community Impact Assistance—referred to the Committee on Armed Services:

Federal pay: Message transmitting a report on the Federal Pay Comparability Alternative Plan—re-

ferred to the Committee on Post Office and Civil Service and ordered printed (H. Doc. 97–83);

Federal merit pay: Message transmitting a report excluding selected agencies and units of agencies from coverage under the Federal Merit Pay System—referred to the Committee on Post Office and Civil Service and ordered printed (H. Doc. 97–84);

Mine safety and health: Message transmitting the annual report for fiscal year 1979 on mine safety and health activities—referred to the Committee on Education and Labor;

National wilderness: Message transmitting the 17th annual report on the National Wilderness Preservation System—referred to the Committee on Interior and Insular Affairs; and

Rehabilitation services: Message transmitting the annual report of the Rehabilitation Services Administration for fiscal year 1980—referred to the Committee on Education and Labor.

Pages 19814–19815

Commerce-Justice-State-Judiciary-Appropriations: By a yea-and-nay vote of 245 yeas to 145 nays Roll No. 194, the House passed H.R. 4169, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1982.

Rejected a motion to recommit the bill to the Committee on Appropriations.

Agreed to:

An amendment that prevents the use of Immigration and Naturalization Service funds for the processing or detention of any entrant or applicant for political asylum or refugee status at the Krome North facility if more than 525 aliens are detained there;

An amendment that prevents the use of Justice Department funds to obstruct the implementation of programs of voluntary prayer and meditation in public schools (agreed to by a recorded vote of 333 ayes to 54 noes, Roll No. 192); and

An amendment that reduces by $70,633,650 the State Department's funding for contributions to international organizations.

Rejected:

An amendment that sought to reduce by $5 million the transfer of funds provisions and give designated apportionment of funding of the operations, research, and facilities programs of the National Oceanic and Atmospheric Administration;

An amendment that sought to strike the prohibition on the use of funds appropriated for SEC salaries and expenses to move the SEC offices in the District of Columbia to any other location;

An amendment that sought to prevent the use of Justice Department funds to require, request, or recommend, in connection with any cause of action that is or may be brought for a violation of the Fair Housing Act of 1968, that a State or local government make available subsidized housing (rejected by a recorded vote of 188 ayes to 202 noes, Roll No. 191); and

An amendment that sought to strike the funding for the Legal Services Corporation (rejected by a recorded vote of 122 ayes to 272 noes, Roll No. 193).

An amendment that sought to prevent the use of Legal Services Corporation funds to provide legal assistance or representation to any individuals in cases or controversies involving the Immigration and Naturalization Service was withdrawn.

Pages 19814–19845

Agricultural Production Emergencies: House passed H.R. 4416, to enable the Secretary of Agriculture to assist, on an emergency basis, in the eradication of plant pests and contagious or infectious animal and poultry diseases.

Pages 19844–19846

HUD Appropriations: House disagreed to the Senate amendments to H.R. 4034, making appropriations for the Department of Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 1982; and agreed to the conference asked by the Senate. Appointed as conferees: Representatives Boland, Traxler, Stokes, Boggs, Sabo, Whitten, Green, Coughlin, Young of Florida, and Conte. **Page 19846**

Lobbyists: The compilation by the Clerk of the House and the Secretary of the Senate of all new registrations and reports for the second calendar quarter of 1981, and reports for the first calendar quarter of 1981 received too late to be previously puyblished, that were filed by persons engaged in lobbying activities appears in this issue of the Congressional Record. Pages HL 251–HL 387

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 19858.

Quorum Calls—Votes: One yea-and-nay vote and three recorded votes developed during the proceedings of the House today and appear on pages 19831–19832, 19834–19835, 19841–19842, 19844–19845. There were no quorum calls.

Adjournment: Met at noon and, pursuant to the provisions of H. Res. 206, adjourned at 5:40 p.m. as a further mark of respect to the memory of the late Representative Cotter.

Committee Meetings

WATER PROJECT

Committee on Agriculture: Subcommittee on Conservation, Credit and Rural Development held a hearing

on H.R. 4347, to authorize the Secretary of the Interior to proceed with development of the WEB pipeline, to provide for the study of South Dakota water projects to be developed in lieu of the Oahe and Pollock-Herreid irrigation projects, and to make available Missouri basin pumping power to projects authorized by the Flood Control Act of 1944 to receive such power. Testimony was heard from departmental and public witnesses.

OVERSIGHT-TEACHER EDUCATION

Committee on Education and Labor: Subcommittee on Postsecondary Education held an oversight hearing on problems and prospects in teacher education. Testimony was heard from public witnesses.

Hearings continue tomorrow.

STAND-BY PRESIDENTIAL AUTHORITY—PETROLEUM PRICES

Committee on Energy and Commerce: Subcommittee on Fossil and Synthetic Fuels continued hearings on Stand-by Presidential Authority to control petroleum prices and allocate oil supplies during a severe oil import emergency. Testimony was heard from public witnesses.

Hearings continue tomorrow.

CANADIAN ENERGY POLICIES

Committee on Energy and Commerce: On August 6, the Subcommittee on Oversight and Investigations continued hearings on the issue of the impact of Canadian investment and energy policies on American investors, with emphasis on the implementation of the reciprocity provisions of the Mineral Leasing Act of 1920. Testimony was heard from James G. Watt, Secretary of the Interior.

AIR TRAFFIC CONTROL SYSTEM

Committee on Government Operations: Subcommittee on Government Activities and Transportation held a hearing on the status of and future plans for FAA's air traffic control system. Testimony was heard from the following representatives of the Department of Transportation: Andrew L. Lewis, Jr., Secretary and J. Lynn Helms, Administrator, FAA; William Reynard, Chief of Aviation Safety Reporting, NASA; Alton G. Keel, Assistant Secretary of the Air Force for Research, Development and Logistics; Marvin S. Cohen, Chairman, CAB and a public witness.

Hearings continue tomorrow.

OVERSIGHT—SURFACE MINING

Committee on Interior and Insular Affairs: On August 5, the Subcommittee on Energy and the Environment held an oversight hearing on surface mining. Testimony was heard from Richard Harriss, Director, Office of Surface Mining Reclamation and Enforcement, Department of the Interior and public witnesses.

OVERSIGHT

Committee on the Judiciary: On August 26, the Subcommittee on Monopolies held an oversight hearing on merger policy. Testimony was heard from William Baxter, Assistant Attorney General for Antitrust, Department of Justice; David Clanton, Acting Chairman, FTC and public witnesses.

INNOVATION AND PRODUCTIVITY

Committee on Science and Technology: Subcommittee on Science, Research and Technology held a hearing on the Human Factor in Innovation and Productivity. Testimony was heard from public witnesses.

Hearings continue tomorrow.

OLDER WORKING AMERICANS

Select Committee on Aging: On September 8, held a hearing on Older Working Americans: A Productive Trend. Testimony was heard from public witnesses.

Résumé of Congressional Activity

FIRST SESSION OF THE NINETY-SEVENTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 5 through August 31, 1981

	Senate	*House*	*Total*
Days in session	101	106	..
Time in session	578 hrs., 3'	360 hrs., 54'	..
Congressional Record:			
Pages of proceedings	9,282	6,018	15,300
Extension of Remarks	..	..	4,046
Public bills enacted into law	23	20	43
Private bills enacted into law	..	..	..
Bills in conference	3	2	..
Bills through conference	1	6	..
Measures passed, total	260	208	468
Senate bills	59	21	..
House bills	16	76	..
Senate joint resolutions	31	6	..
House joint resolutions	8	15	..
Senate concurrent resolutions	10	6	..
House concurrent resolutions	11	16	..
Simple resolutions	125	68	..
Measures reported, total	*283	*184	467
Senate bills	124	1	..
House bills	3	139	..
Senate joint resolutions	24	..	..
House joint resolutions	4	4	..
Senate concurrent resolutions	5	..	..
House concurrent resolutions	..	4	..
Simple resolutions	106	36	..
Special reports	17	28	..
Conference reports	2	7	..
Measures pending on calendar	93	57	..
Measures introduced, total	1,935	5,111	7,046
Bills	1,597	4,415	..
Joint resolutions	106	318	..
Concurrent resolutions	30	173	..
Simple resolutions	202	205	..
Quorum calls	..	11	..
Yea-and-nay votes	251	115	..
Recorded votes	..	64	..
Bills vetoed	..	..	..
Vetoes overridden	..	..	..

*These figures include all measures reported, even if there was no accompanying report. A total of 186 reports have been filed in the Senate, a total of 219 reports have been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 5 through August 31, 1981

Army nominations, totaling 9,000, disposed of as follows:

Confirmed	6,654
Unconfirmed	2,346

Navy nominations, totaling 17,961, disposed of as follows:

Confirmed	15,456
Unconfirmed	2,505

Air Force nominations, totaling 11,895, disposed of as follows:

Confirmed	10,509
Unconfirmed	1,386

Marine Corps nominations, totaling 10,164, disposed of as follows:

Confirmed	9,556
Unconfirmed	608

Civilian nominations, totaling 2,900, disposed of as follows:

Confirmed	2,046
Unconfirmed	824
Withdrawn	30

Summary

Total nominations received	51,920
Total confirmed	44,221
Total unconfirmed	7,669
Total withdrawn	30

Thursday, September 10, 1981

Senate

Chamber Action

Routine Proceedings, pages 20135–20209

Bills Introduced: Seven bills and two resolutions were introduced, as follows: S. 1604–1910, S. Con. Res. 32, and S. Res. 208.

Pages 20186, 20190, 20208

Measures Passed:

Mineral leasing laws: Senate passed S. 859, allowing the States to receive 50 percent of the rents, bonuses and royalties received from mineral leasing on Federal acquired lands, after agreeing to Bumpers unprinted amendment No. 353, allowing payments to States after October 1, 1981.

Pages 20207–20208

Budget Act waiver: Senate agreed to S. Res. 190, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 859, listed above.

Pages 20206–20207

Budget Act waiver: Senate agreed to S. Res. 168, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 1181, Uniformed Services Pay and Benefits Act.

Pages 20157–20158

Death of Representative Cotter: Senate agreed to S. Res. 208, relative to the death of Representative William R. Cotter, of the State of Connecticut.

Pages 20157–20158

Uniformed Services Pay and Benefits Act: Senate began consideration of S. 1181, increasing the pay allowances and benefits for members of the uniformed services, with a committee amendment in the nature of a substitute, adopting amendments proposed thereto, as follows:

(1) Exon-Jepsen unprinted amendment No. 348, deleting provisions pertaining to Selective Service System draft registration enforcement.

Page 20168

(2) Tower unprinted amendment No. 349, providing for an initial up-front $3,000 accession bonus for officer volunteers for the Surface Naval Nuclear Power Program.

Page 20169

(3) Tower unprinted amendment No. 350, providing sea pay to members of two-crew SSBN vessels.

Page 20170

(4) Jepsen unprinted amendment No. 351, providing that all entitlement to continuous monthly incentive pay ceases for officers in pay grades O–1 through O–10 upon completion of 25 years of officer service, but that officers in pay grades O–1 through O–6 remain entitled to monthly incentive pay in the amount set forth in subsection (b)(1) for an officer with over 25 years of officer service for the performance of subsequent operational flying duty.

Page 20171

(5) Boschwitz modified unprinted amendment No. 352, permitting persons over 65 years of age and retired military personnel to serve on local boards of the Selective Service System.

Page 20171

Senate will resume consideration of the bill on Friday, with the only amendment in order being the Matsunaga-Hatfield amendment dealing with a comparability pay raise for entry-level military personnel, on which there is 3 hours for debate.

Page 20178

Pages 20151–20173

Department of Justice Authorizations, 1982: By 57 yeas to 33 nays, three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to agree to a motion to close further debate on Helms modified Amendment No. 96 (to Amendment No. 69, in the nature of a substitute) to S. 951, authorizing funds for fiscal year 1982 for the Department of Justice.

Pages 20173–20175

A motion was filed to bring to a close debate on modified Amendment No. 96 (to Amendment No. 69, in the nature of a substitute), with a vote to occur thereon on Wednesday, September 16, by unanimous consent.

Page 20183

Nominations: Senate received the following nominations:

Richard W. Murphy, of Maryland, to be Ambassador to the Kingdom of Saudi Arabia.

Thomas Aranda, Jr., of Arizona, to be Ambassador to Uruguay.

Joseph V. Reed, Jr., of Connecticut, to be Ambassador to the Kingdom of Morocco.

Donald J. Quigg, of Oklahoma, to be Deputy Comissioner of Patents and Trademarks.

Susan M. Phillips, of Iowa, to be a Commissioner of the Commodity Futures Trading Commission.

Jeffrey S. Bragg, of Ohio, to be Federal Insurance Administrator, Federal Emergency Management Agency.

Richard J. Bishirjian, of New York, to be an Associate Director of the International Communication Agency.

Page 20209

Presidential Message: Senate received a message from the President reporting two new deferrals, and revisions to three previously reported deferrals, which was referred jointly to the Committees on Appropriations, Budget, Foreign Relations, Finance,

Commerce, Science, and Transportation, and Energy and Natural Resources. (PM–76)

Pages 20183–20184

Messages From the President: Page 20183

Messages From the House: Page 20184

Measures Referred: Page 20184

Measures Ordered Held at Desk: Page 20184

Communications: Page 20184

Statements on Introduced Bills: Pages 20186–20189

Notices of Hearings: Page 20190

Additional Statements: Pages 20191–20206

Nominations: Page 20209

Record Vote: One record vote was taken today. (Total—252).

Page 20175

Recess: Senate convened at 9:45 a.m., and in accordance with the provisions of S. Res. 208, recessed at 4:23 p.m., as a further mark of respect to the memory of the late Representative Cotter, until 9 a.m., on Friday, September 11, 1981. (For Senate's program, see remarks of Senator Baker in today's Record on pages 20208–20209.)

Committee Meetings

NOMINATIONS

Committee on Energy and Natural Resources: Committee ordered favorably reported the nominations of Robert A. G. Monks, of Maine, Victor M. Thompson, Jr., of Oklahoma, C. Howard Wilkins, of Kansas, and Victor A. Schroeder, of Georgia, each to be a Member of the Board of Directors of the U.S. Synthetic Fuels Corporation.

Prior to this action, the committee concluded hearings on the aforementioned nominations, after the nominees testified and answered questions in their own behalf. Mr. Monks was introduced by Senator Cohen; Mr. Thompson was introduced by Senators Boren and Nickles; Mr. Wilkins was introduced by Senators Dole and Kassebaum; and Mr. Schroeder was introduced by Senator Nunn.

NOMINATION

Committee on the Judiciary: Committee continued hearings on the nomination of Sandra D. O'Connor, of Arizona, to be an Associate Justice of the Supreme Court, where the nominee testified and answered questions in her own behalf. Testimony was also received from Arizona State Representatives Tony West, Donna C. West, and Art Hamilton; Arizona State Senators Leo Corbet, Stan Turley, and Alfredo Gutierrez; Frank Brown, on behalf of the National Association for Personal Rights in Education, South Holland, Illinois.

Hearings continue tomorrow.

NOMINATION

Committee on Labor and Human Resources: Committee approved for reporting the nomination of Robert P. Hunter, of Virginia, to be a Member of the National Labor Relations Board.

Prior to this action, the committee concluded hearings on the nomination of Mr. Hunter, after the nominee testified and answered questions in his own behalf.

SBA's FARM DISASTER LOANS

Committee on Small Business: Committee concluded hearings on the Small Business Administration's farm disaster loan program, after receiving testimony from Edwin L. Harper, Deputy Director, Office of Management and Budget; George W. Jett, General Counsel, Federal Emergency Management Agency; and Michael Cardenas, Administrator, Wiley Messich, Acting Regional Administrator, Region IV, Charles Hertzberg, Director, Office of Business Loans, and Earl Chambers, Director, Office of Portfolio Management, all of Small Business Administration.

House of Representatives

Chamber Action

Bills Introduced: 12 public bills, H.R. 4452–4463; 1 private bill, H.R. 4464; and 2 resolutions, H. Con. Res. 176 and 177 were introduced.

Pages 20133–20134

Bill Reported: One report was filed as follows: H.R. 4, to amend the National Security Act of 1947 to prohibit the unauthorized disclosure of information identifying certain United States intelligence officers, agents, informants, and sources, amended (H. Rept. 97–221).

Page 20133

Funeral Committee: Pursuant to the provisions of H. Res. 206, the Speaker appointed as members of the funeral committee of the late Representative Cotter the following Members on the part of the House: Representatives McKinney, O'Neill, Foley, Moffett, Ratchford, DeNardis, Gejdenson, Boland, Conte, Rostenkowski, St Germain, Pickle, Duncan, Alexander, Rousselot, Moakley, Stark, Murtha, Early, Russo, Schulze, Fowler, Anthony, Donnelly, Guarini, Shannon, and de Lugo.

Page 20066

Transportation Appropriations: House passed H.R. 4209, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1982.

Rejected a motion to recommit the bill to the Committee on Appropriations.

By a yea-and-nay vote of 367 yeas to 3 nays with 2 voting "present", Roll No. 195, the House agreed to resolve itself into the Committee of the Whole.

Agreed To:

An amendment that adds $22 million for necessary expenses to carry out certain commuter rail activities; reduces funds for FAA operations by $100 million; authorizes the Secretary to expend up to $50 million for the St. Louis Terminal Restructuring Project; and provides $50 million for the acquisition of fund anticipation notes;

An amendment that reduces the appropriation for salaries and expenses of the Office of the Secretary by $1 million (agreed to by a recorded vote of 209 ayes to 172 noes, Roll No. 198);

An amendment that increases Coast Guard appropriations by $6.19 million and prohibits use of funds to reduce the number of civilian employees of the Coast Guard below that level existing at the end of fiscal year 1981 (agreed to by a recorded vote of 283 ayes to 98 noes, Roll No. 199);

An amendment, as amended, that designates $1 million and provides for 16 permanent positions for the National Driver Register;

A conforming amendment relating to the Panama Canal Commission;

An amendment that increases the United States Railway Association appropriation from $1 million to $13 million;

An amendment that increases the limitation on funds available for programs in fiscal year 1982 for State and Community Highway Safety from $77 million to $100 million;

A conforming amendment;

An amendment that prohibits use of funds to provide a personal cook, chauffeur, or other personal servant and requires that any automobiles purchased have an EPA average of at least 22 miles per gallon;

An amendment that prohibits use of funds to put into effect or enforce any rule or order requiring any reduction in the total daily number of flights by air carriers at Washington National Airport below the number operated on July 31, 1981 (agreed to by a recorded vote of 204 ayes to 188 noes with 1 voting "present", Roll No. 200); and

An amendment that prohibits use of funds to implement, administer or enforce CAB Order 81-5-27 or any other CAB order that would prohibit any United States air carrier from participating in the International Air Transport Association's North Atlantic Traffic Conference under its existing articles and provisions.

Rejected an amendment that sought to increase Coast Guard appropriations by $8.4 million (rejected by a recorded vote of 129 ayes to 260 noes, Roll No. 196, after having been previously agreed to by a division vote of 19 ayes to 12 noes).

An amendment was offered but subsequently withdrawn that sought to prohibit use of funds to rehire Federal air traffic controllers engaged in a strike in violation of Federal law. Earlier, a point of order against this amendment was overruled.

Pages 20066-20114

Late Report: Conferees received permission to have until midnight Friday, September 11, to file a conference report on H.R. 4034, making appropriations for the Department of Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 1982.

Subsequently, it was made in order to consider the conference report on H.R. 4034 and any amendments in disagreement on Tuesday, September 15, or any day thereafter.

Pages 20114-20115

Presidential Message—Budget Deferrals: Received and read a message from the President wherein he reports two new deferrals totaling $6.7 million and revisions to three previously reported deferrals—referred to the Committee on Appropriations and ordered printed (H. Doc. 97-90).

Page 20115

Legislative Program: Acting Majority Leader announced the legislative program for the week of September 14. Agreed that the House will adjourn from Friday, September 11, to Monday, September 14.

Page 20115

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of September 15.

Page 20115

Quorum Calls—Votes: One quorum call, one yea-and-nay vote, and four recorded votes developed during the proceedings of the House today and appear on pages 20066, 20083-20084, 20085-20086, 20087, 60109-60110.

Adjournment: Adjourned at 5:18 p.m.

Committee Meetings

SALE OF BUTTER

Committee on Agriculture: Subcommittee on Livestock, Dairy and Poultry held a hearing to review sale of butter to New Zealand. Testimony was heard from departmental witnesses.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations met in executive session to hold a hearing on CIA and DIA: AWACS. Testimony was heard from departmental witnesses.

MILITARY PERSONNEL EDUCATIONAL ASSISTANCE PROGRAM

Committee on Armed Services: Subcommittee on Military Personnel and Compensation continued hearings on legislative proposals for a new educational assistance program for military personnel. Testimony was heard from Lawrence J. Korb, Assistant Secretary for Manpower, Reserve Affairs and Logistics, Department of Defense, and representatives of CBO.

Hearings continue September 16.

DOD'S PROCUREMENT POLICIES

Committee on Armed Services: Subcommittee on Procurement and Military Nuclear Systems, Defense Procurement Procedures Panel continued hearings on the Department of Defense's procurement policies and practices, with emphasis on the Army's Blackhawk helicopter program and the Army's Patriot missile system program. Testimony was heard from the following officials of the Department of the Army: Col. Ronald K. Andreson, Program Manager, Blackhawk, and Brig. Gen. Jerry M. Bunyard, Program Manager, Patriot.

AMERICAN ECONOMY

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization continued hearings on the general issues of revitalization and the American economy, with emphasis on cities infrastructure problems and needs. Testimony was heard from public witnesses.

Hearings continue September 15.

HOUSING BUILDING CODE AND SAFETY STANDARDS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development held a hearing on the Manufactured Housing Building Code and Safety Standards. Testimony was heard from the following officials of the Department of Housing and Urban Development: Philip D. Winn, Assistant Secretary for Housing—Federal Housing Commissioner, and Jessie McElroy, Director, Manufactured Housing Safety Standards Program; Phillip S. Schaenman, Associate Administrator, U.S. Fire Administration, Federal Emergency Management Agency; John P. Steele, Chairman, HUD Manufactured Housing Division, Department of Labor and Standards, State of Texas, and public witnesses.

Hearings continue tomorrow.

SECOND BUDGET RESOLUTION

Committee on the Budget: Held a hearing on the Second Budget Resolution for fiscal year 1982. Testimony was heard from Dr. Alice Rivlin, Director, CBO, and public witnesses.

Hearings continue September 16.

OVERSIGHT—TEACHER EDUCATION

Committee on Education and Labor: Subcommittee on Postsecondary Education concluded oversight hearings on problems and prospects in teacher education. Testimony was heard from the following officials of the Department of Education: Dr. Vincent Reed, Assistant Secretary of Education and Dr. Milton Goldberg, Acting Director, National Institute of Education, and public witnesses.

LEAST COST UTILITY INVESTMENTS

Committee on Energy and Commerce: Subcommittee on Energy Conservation and Power held a hearing on the concept of least cost utility investments. Testimony was heard from public witnesses.

STAND-BY PRESIDENTIAL AUTHORITY—PETROLEUM PRICES

Committee on Energy and Commerce: Subcommittee on Fossil and Synthetic Fuels continued hearings on Stand-by Presidential Authority to control petroleum prices and allocate oil supplies during a severe oil import emergency. Testimony was heard from public witnesses.

Hearings continue tomorrow.

UNITED STATES-EGYPTIAN NUCLEAR AGREEMENT

Committee on Foreign Affairs: Subcommittee on International Security and Scientific Affairs, the Subcommittee on Europe and the Middle East, and the Subcommittee on International Economic Policy and Trade, held a joint hearing on United States-Egyptian Nuclear Agreement for Cooperation. Testimony was heard from Harry R. Marshall, Principal Deputy Assistant Secretary, Bureau of Oceans and International Environmental and Scientific Affairs, Department of State; Louis V. Nosenzo, Acting Assistant Director Non-Proliferation Bureau, Arms Control and Disarmament Agency, and Holsey G. Handyside, Deputy Assistant Secretary for International Nuclear and Technical Programs, Department of Energy.

AIR TRAFFIC CONTROL SYSTEM

Committee on Government Operations: Subcommittee on Government Activities and Transportation concluded hearings on the status of future plans for FAA's air traffic control system. Testimony was heard from James B. King, Chairman, National Transportation Safety Board, and public witnesses.

NINE-DIGIT ZIP CODE

Committee on Government Operations: Subcommittee on Government Information and Individual Rights continued hearings on Postal Service plan for nine-digit

ZIP code, with emphasis on the Postal Service's decision to ignore a law that delays the nine-digit ZIP code for 2 years. Testimony was heard from William F. Bolger, Postmaster General, and William Anderson, Director, General Government Division, GAO.

REGULATORY PROCEDURE ACT

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations concluded hearings on H.R. 746, Regulatory Procedure Act of 1981. Testimony was heard from Senator Bumpers and the following judges representing the Ad Hoc Committee on Judicial Review Provisions in Regulatory Reform Legislation of the Judiciary Conference: Robert A. Ainsworth, Jr., Chairman; Carl McGowan, Stephen Breyer, and Richard S. Arnold.

COURT OF APPEALS FOR THE FEDERAL CIRCUIT ACT

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice approved for full Committee action a clean bill to be introduced in lieu of H.R. 2405, Court of Appeals for the Federal Circuit Act of 1981.

JUSTICE ASSISTANCE ACT

Committee on the Judiciary: Subcommittee on Crime approved for full Committee action a clean bill to be introduced in lieu of H.R. 3359, Justice Assistance Act of 1981.

DEEP-DRAFT COMMERCIAL PORTS

Committee on Merchant Marine and Fisheries: Continued hearings on legislation to establish a national policy of authorizing, promoting, financing, and facilitating, on a priority and expedited basis, the operation, maintenance, and improvement of deep-draft commercial ports in the United States. Testimony was heard from public witnesses.

INNOVATION AND PRODUCTIVITY

Committee on Science and Technology: Subcommittee on Science, Research and Technology continued hearings on the Human Factor in Innovation and Productivity. Testimony was heard from Otto Larsen, Director, Division of Social and Economic Sciences, NSF, and public witnesses.

Hearings continue tomorrow.

SOCIAL SECURITY MINIMUM BENEFIT ELIMINATION

Committee on Ways and Means: Subcommittee on Social Security held a hearing on the provision of the Omnibus Budget Reconciliation Act of 1981 (Public Law 97–35) that eliminated the social security minimum benefit. Testimony was heard from Dr. Alice Rivlin, Director, CBO; Robert J. Myers, Deputy Commissioner for Programs, Social Security Administration, Department of Health and Human Services, and Gregory J. Ahart, Director of Human Resources Division, GAO.

Joint Meetings

AUTHORIZATIONS—DEFENSE

Conferees met to resolve their differences between the Senate- and House-passed versions of S. 815, authorizing funds for fiscal year 1982 for military procurement programs of the Department of Defense, but did not complete action thereon, and recessed subject to call.

APPROPRIATIONS—HUD/INDEPENDENT AGENCIES

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 4034, appropriating funds for fiscal year 1982 for the Department of Housing and Urban Development and certain independent agencies.

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Friday, September 11, 1981

Senate

Chamber Action

Routine Proceedings, pages 20270–20359

Bills Introduced: Six bills and two resolutions were introduced, as follows: S. 1611–1616, and S. Res. 209–210.

Pages 20322–20323, 20326–20327

Bills Reported: Reports were made as follows:

S. 868, directing the Export-Import bank of the United States to adopt export finance programs comparable in structure to those measures of official export credits offered by competing countries, with amendments (together with additional views) (S. Rept. No. 97–188).

Page 20320

Measures Passed:

Uniformed Services Pay and Benefits Act: By unanimous vote of 81 yeas, Senate passed S. 1181, increasing the pay allowances and benefits for members of the uniformed services.

Pages 20288–20311

Emergency Agricultural Assistance: Senate passed H.R. 4416, enabling the Secretary of Agriculture to assist, on an emergency basis, in the eradication of plant pests and contagious or infectious animal and poultry diseases.

Pages 20311–20313

Washington College Bicentennial: Senate agreed to S. Res. 206, marking the bicentennial of Washington College.

Page 20359

Product Liability Risk Retention: Senate passed H.R. 2120, facilitating the ability of product sellers to establish product liability risk retention groups, facilitating the ability of such sellers to purchase product liability insurance on a group basis.

Senate companion measure, S. 1096, was then indefinitely postponed.

Pages 20356-20359

Confirmations: Senate confirmed the following nominations:

Robert A. G. Monks, of Maine, Victor M. Thompson, Jr., of Oklahoma, C. Howard Wilkins, of Kansas, and Victor A. Schroeder, of Georgia, each to be a Member of the Board of Directors of the U.S. Synthetic Fuels Corporation.

Page 20366

Nominations: Senate received the following nominations:

Langhorne A. Motley, of Alaska, to be Ambassador to Brazil.

Richard A. Staar, of California, for the rank of Ambassador during his tenure of service as Representative for Mutual and Balanced Force Reductions Negotiations.

James F. Goodrich, of Maine, to be Under Secretary of the Navy.

Loretta Cornelius, of Virginia, to be Deputy Director of the Office of Personnel Management.

One Army nomination in the rank of General.

One Air Force nomination in the rank of General.

Thirty-Nine Marine Corps nominations in the rank of General.

Routing list of Navy nominations.

Pages 20359-20366

Messages From the President: Page 20320

Communications: Page 20320

Statements on Introduced Bills: Pages 20322-20325

Amendments Submitted for Printing: Pages 20327-20328

Notices of Hearings: Pages 20328-20329

Committee Authority To Meet: Page 20329

Additional Statements: Pages 20329-20323

Nominations: Pages 20359-20360

Confirmations: Page 20366

Record Vote: One record vote was taken today. (Total-253)

Page 20305

Recess: Senate convened at 9 a.m., and recessed at 4:37 p.m., until 12 Noon, on Monday, September 14, 1981. (For Senate's program see remarks of Senator Baker in today's Record on pages 20353, 20359.)

Committee Meetings

APPROPRIATIONS—ENERGY AND WATER

Committee on Appropriations: Subcommittee on Energy and Water Development approved for full committee consideration with amendments H.R. 4144, appropriating funds for fiscal year 1982 for energy and water development programs.

The full committee will consider this bill on Tuesday, September 15.

APPROPRIATIONS—STATE, JUSTICE, COMMERCE, THE JUDICIARY

Committee on Appropriations: Subcommittee on State, Justice, Commerce, and the Judiciary approved for full committee consideration with amendments H.R. 4169, appropriating funds for fiscal year 1982 for the Departments of Commerce, State, Justice, the Judiciary, and related agencies.

FEDERAL COAL LEASES

Committee on Energy and Natural Resources: Subcommittee on Energy and Mineral Resources held hearings on S. 1542, prohibiting a company operating a common carrier railroad from holding Federal coal leases unless the coal is used for railroad purposes, receiving testimony from David C. Russell, Deputy Assistant Secretary of the Interior for Land and Water Resources; William F. Baxter, Assistant Attorney General—Antitrust Division, Department of Justice; John McCormick, Environmental Policy Center, and Thomas A. Given, Consolidation Coal Company, on behalf of the Mining Reclamation Council of America, both of Washington, D.C.; James C. Wilson, Rocky Mountain Energy Corporation, Broomfield, Colorado; Bruce Ennis, Burlington Northern, and Dave Albersworth, both of Billings, Montana; David J. Walsch, Sante Fe Mining, Inc., Albuquerque, New Mexico; and Ronald Teissere, Washington Energy Company, Seattle, Washington.

Hearings continue on Thursday, October 1.

AUTHORIZATIONS—WASTEWATER TREATMENT

Committee on Environment and Public Works: Committee began markup of an original bill authorizing funds for the municipal wastewater treatment construction grant programs of the Clean Water Act, but did not complete action thereon, and recessed subject to call.

DEBT LIMIT EXTENSION

Committee on Finance: Subcommittee on Taxation and Debt Management concluded hearings on proposed

extension of the temporary limit on the public debt, after receiving testimony from Roger W. Mehle, Assistant Secretary of the Treasury for Domestic Finance.

NOMINATION

Committee on the Judiciary: Committee concluded hearings on the nomination of Sandra D. O'Connor, of Arizona, to be an Associate Justice of the Supreme Court, after the nominee testified and answered questions in her own behalf. Testimony was also received from Arizona Governor Bruce Babbitt; Mayor Margaret Hance, Phoenix, Arizona; Jim McNulty, Arizona Board of Regents, Brisbee; J. C. Willke and Carolyn F. Gerster, both on behalf of the National Right to Life Committee, Stephen Gillers, on behalf of the Committee for Public Justice, Eleanor Smeal, on behalf of the National Organization of Women, Kathy Wilson, on behalf of the National Women's Political Caucus, and Rita Warren, all of Washington, D.C.; Carl McIntire, Collingswood, New Jersey, on behalf of the International Council of Christian Churches; Arnette R. Hubbard, Chicago, Illinois, on behalf of the National Bar Association; Judge Dick C. P. Lantz, Eleventh Judicial Circuit, Miami, Florida, on behalf of the American Judges Association; Joan D. Klein, on behalf of the National Association of Women Judges, and Eileen C. Cochran, on behalf of the California Women Lawyers, both of Los Angeles, California; Gordon S. Jones, Arlington, Virginia, on behalf of the United Families of America; Charles Fiore, Falls Church, Virginia, on behalf of the National Pro-Life Political Action Committee; Anne Neamon, McLean, Virginia, on behalf of Citizens for God and Country; Lynn Schafran, on behalf of the Federation of Women Lawyers Judicial Screening Panel, New York City; and Brooksley Landau, on behalf of the American Bar Association, Chicago, Illinois.

House of Representatives

Chamber Action

Bills Introduced: 2 public bills, H.R. 4465 and 4466; and 5 resolutions, H.J. Res. 325 and 326, H. Con. Res. 178, and H. Res. 211 and 212 were introduced.

Pages 20269-20270

Report Filed: One was filed as follows:

Conference report on H.R. 4034, making appropriations for the Department of Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 1982 (H. Rept. 97-222).

Page 20269

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Long of Louisiana Speaker pro tempore for today.

Page 20255

Funeral Committee: Pursuant to the provisions of H. Res. 206, the Speaker appointed as additional members of the funeral committee of the late Representative Cotter the following Members on the part of the House: Representatives Ford of Michigan, Frenzel, Jones of Oklahoma, Gradison, Moore, Gephardt, Jenkins, and Hance.

Page 20255

Quorum Calls—Votes: No quorum calls or recorded votes developed during the proceedings of the House today.

Adjournment: Adjourned at 11:24 a.m.

Committee Meetings

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations held a hearing on AWACS. Testimony was heard from Representatives Lent, Bingham, Solarz and Lantos and public witnesses.

LABOR-HHS AND EDUCATION APPROPRIATIONS

Committee on Appropriations: On September 10, the Subcommittee on Labor, HHS and Education approved for full Committee action the fiscal year 1982 appropriation bill for the Departments of Labor-HHS and Education.

HOUSING BUILDING CODE AND SAFETY STANDARDS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development concluded hearings on the Manufactured Housing Building Code and Safety Standards. Testimony was heard from public witnesses.

STAND-BY PRESIDENTIAL AUTHORITY—PETROLEUM PRICES

Committee on Energy and Commerce: Subcommittee on Fossil and Synthetic Fuels concluded hearings on Stand-by Presidential Authority to control petroleum prices and allocate oil supplies during a severe oil import emergency. Testimony was heard from Representative Conyers and public witnesses.

NATIONAL ARTIFICIAL REEF PROGRAM

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held a hearing on the following

bills: H.R. 1041, to establish a program to develop marine artificial reefs in waters of U.S. jurisdiction, and H.R. 1897, to establish a program to develop, maintain, and monitor marine artificial reefs in waters of U.S. jurisdiction. Testimony was heard from Bill Stevenson, Acting Assistant Administrator for Fisheries, National Marine Fisheries Service, Department of Commerce and public witnesses.

INNOVATION AND PRODUCTIVITY

Committee on Science and Technology: Subcommittee on Science, Research and Technology continued hearings on the Human Factor in Innovation and Productivity. Testimony was heard from public witnesses.

Hearings continue September 15.

FRAUDS AGAINST THE ELDERLY

Select Committee on Aging: Held a hearing on Frauds Against the Elderly: Business and Investment Schemes. Testimony was heard from Kenneth Fletcher, Chief Postal Inspector, Criminal Division, Postal Service; from the following officials of FTC: James Sneed, Director, Consumer Protection Division and John Tifford, Program Advisor for Franchising and Business Opportunities Ventures; from the following officials of the Commodity Futures Trading Commission: John Cotton and Dennis Klejna and public witnesses.

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Monday, September 14, 1981

Senate

Chamber Action

Routine Proceedings, pages 20414–20502

Bills Introduced: Three bills were introduced, as follows: S. 1617–1619.

Page 20490

Bills Reported: Reports were made as follows:

S. 754, requiring that most-favored-nation treatment be granted only to the products of countries which have not expropriated United States citizen's property without compensation therefor, with an amendment in the nature of a substitute (S. Rept. No. 97–189).

Special Report entitled "Allocation to Subcommittees of Budget Totals From the First Concurrent Resolution on The Budget" (S. Rept. No. 97–190).

H.J. Res. 223, providing for the awarding of special gold medals to Fred Waring, Louis L'Amour, and Mrs. Joe Louis, with amendments.

Page 20491

Measures Passed:

Budget Act Waiver: Senate agreed to S. Res. 145, waiving sections 303(a)(4) and 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 884, Agriculture and Food Act of 1981.

Pages 20421–20422

Special Gold Medals for Fred Waring, Louis L'Amour, and Mrs. Joe Louis: Senate passed with amendments H.J. Res. 223, providing for the awarding of special gold medals to Fred Waring, Louis L'Amour, and Mrs. Joe Louis.

Pages 20500–20501

Agriculture and Food Act of 1981: Senate began consideration of S. 884, authorizing funds for fiscal years 1982 through 1985, for commodity price support programs administered by the Department of Agriculture, for agriculture research, soil conservation, and agriculture exports, with a committee amendment in the nature of a substitute, agreeing to an additional amendment proposed thereto as follows:

Helms unprinted amendment No. 355, making certain modifications to the text of the committee amendment.

Pages 20422–20489

Nominations: Senate received the following nominations:

John S. Herrington, of California, to be an Assistant Secretary of the Navy.

Harold E. Shear, of Connecticut, to be Administrator of the Maritime Administration.

Tom C. Korologos, of Virginia, to be a Member of the U.S. Advisory Commission on Public Diplomacy.

Frederick V. Malek, of Virginia, to be a Governor of the U.S. Postal Service.

Routine list of Foreign Service nominations.

Pages 20502–20506

Messages From the President: Page 20490

Messages From the House: Page 20490

Messages Referred: Page 20490

Communications: Page 20490

Statements on Introduced Bills: Page 20491

Amendments Submitted for Printing: Page 20493

Notices of Hearings: Page 20493

Committee Authority To Meet: Page 20493

Additional Statements: Page 20493

Nominations: Page 20502

Recess: Senate convened at 12 Noon, and recessed at 6 p.m., until 10 a.m., on Tuesday, September 15, 1981. (For Senate's program, see remarks in today's Record on page 20502.)

Committee Meetings

NOMINATIONS

Committee on Energy and Natural Resources: Committee concluded hearings on the nominations of Guy W. Fiske, of Missouri, to be Under Secretary of Energy, William A. Vaughan, of Michigan, to be Assistant Secretary of Energy for Environmental Protection, Safety and Emergency Preparedness, Rayburn D. Hanzlik, of California, to be Administrator of the Economic Regulatory Administration, Dallas L. Peck, of Virginia, to be Director of the Geological Survey, Department of the Interior, and Robert C. Horton, of Colorado, to be Director of the Bureau of Mines, Department of the Interior, after the nominees testified and answered questions in their own behalf. Mr. Fiske was introduced by Senator Thurmond; Mr. Vaughan was introduced by Senators Harry F. Byrd, Jr., and Warner; Mr. Horton was introduced by Senator Laxalt; and Messrs. Hanzlik and Peck were introduced by Senator Warner.

Committee will consider the aforementioned nominations on Wednesday, September 16.

GOVERNMENT BRAIN DRAIN

Committee on Governmental Affairs: Subcommittee on Civil Service, Post Office, and General Services held hearings to explore the existence of problems relating to the recruitment and retention of Federal senior executives, receiving testimony from Senator Warner; Representatives Fazio and Parris; Donald J. Devine, Director, Office of Personnel Management; Lawrence Korb, Assistant Secretary of Defense for Manpower, Reserve Affairs and Logistics; John E. Otto, Executive Assistant Director, Federal Bureau of Investigation, Department of Justice; Milton J. Socolar, Acting Comptroller General, and Clifford I. Gould, Director, Federal Personnel and Compensation Division, both of the General Accounting Office; Gerard R. Esposito, Regional Director of Appeals, North Atlantic Region, Internal Revenue Service, Department of the Treasury; and G. Jerry Shaw, President, Senior Executives Association, Washington, D.C.

Hearings were recessed subject to call.

ACT OF STATE DOCTRINE

Committee on the Judiciary: Subcommittee on Criminal law held hearings on S. 1434, eliminating the bar of the act of state doctrine to adjudication on the merits in certain cases in U.S. courts, receiving testimony from Davis R. Robinson, Legal Adviser, Department of State; Carolyn Kuhl, Special Assistant to the Attorney General, Department of Justice; Donald Wallace, Jr., Georgetown University Law Center, Joseph Griffin, Wald, Harkrader & Ross, Stanley Marcuss, Milbank, Tweed, Hadley & McCloy, G. Henry Schuler, Deloitte, Haskins & Sells, and Victor Rabinowitz, Rabinowitz, Boudin, Standard, Krinsky & Lieberman, all of Washington, D.C.; and Richard Lillick, University of Virginia School of Law, Charlottesville.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 3 public bills, H.R. 4467–4469; 1 private bill, H.R. 4470; and 2 resolutions, H. Con. Res. 179, and H. Res. 213 were introduced.

Page 20412

Report Filed: One report was filed as follows: H.J. Res. 325, making continuing appropriations for fiscal year 1982 (H. Rept. 97–223).

Page 20412

Martin Luther King Statue: House completed all general debate on a motion to suspend the rules and agree to H. Con. Res. 153, authorizing a bust or statue of Dr. Martin Luther King, Junior, to be placed in the Capitol. The vote on this motion was postponed until Tuesday, September 15.

Pages 20381–20388

Armed Forces Pay: House completed all general debate and began reading for amendment on H.R. 3380, to increase the pay and allowances of members of the Armed Forces; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Tuesday, September 15.

Pages 20388–20401

Late Report: Committee on Appropriations received permission to have until midnight tonight to file a report on H.J. Res. 325, making continuing appropriations for fiscal year 1982.

Page 20401

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 20411

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 20595.

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Adjourned at 2:07 p.m.

Committee Meetings

CONTINUING APPROPRIATIONS

Committee on Appropriations: Ordered reported H.J. Res. 325, making continuing appropriations for the fiscal year 1982.

COST VARIATION REPORTS; MINOR CONSTRUCTION PROJECTS; REAL ESTATE REPORTS

Committee on Armed Services: Subcommittee on Military Installations and Facilities approved 9 cost variation reports, 13 minor construction projects and 25 real estate reports.

Prior to this action, the Subcommittee held a hearing on these matters. Testimony was heard from departmental witnesses.

CONTRACTING PROCEDURES AND CONTRACT SUPERVISION

Committee on Government Operations: Subcommittee on Government Activities and Transportation held a hearing on H.R. 2580, to amend the Federal Property and Administrative Services Act of 1949 to reform contracting procedures and contract supervision practices of the Federal Government. Testimony was heard from Joseph Sickon, Inspector General, GSA; Paul Boucher, Inspector General, SBA, representing the President's Council on Integrity and Efficiency in Federal Programs; Donald Sowle, Administrator, Office of Federal Procurement and Policy, OMB; Robert Gilroy, Senior Associate Director for the Procurement Logistics and Readiness Division, GAO and Stuart E. Schiffer, Acting Assistant Attorney General for Civil Division, Department of Justice.

Hearings continue tomorrow.

Joint Meeting

AGRICULTURE/U.S. ECONOMY

Joint Economic Committee: Subcommittee on Agriculture and Transportation held hearings on the importance of agriculture to the U.S. economy and the impact of the Administration's economic plan upon the agriculture economy, receiving testimony from John R. Block, Secretary of Agriculture, and Murray L. Weidenbaum, Chairman, Council of Economic Advisors.

Hearings continue tomorrow.

Tuesday, September 15, 1981

Senate

Chamber Action

Routine Proceedings, pages 20533–20596

Bills Introduced: Seven bills and three resolutions were introduced, as follows: S. 1620–1626, S.J. Res. 108, S. Con. Res. 33, and S. Res. 211.

Pages 20575–20576, 20579

Bills Reported: Reports were made as follows:

H.J. Res. 265, providing for a temporary increase in the public debt limit.

S. Res. 195, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 1533, authorizing funds for fiscal years 1982, 1983, and 1984 for the Legal Services Corporation.

S. Res. 196, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 1549, authorizing funds for fiscal years 1982 and 1983 for national security programs of the Department of Energy.

S.J. Res. 4, requesting the President to designate that week in November which includes Thanksgiving Day as "National Family Week," with an amendment.

S.J. Res. 101, requesting the President to designate the week of October 19 through October 25, 1981, as "National High School Activities Week."

S.J. Res. 103, requesting the President to designate the week beginning October 4, 1981, as "National Port Week."

S.J. Res. 105, requesting the President to designate the month of October 1981 as "National PTA Membership Month."

S. Res. 155, expressing the recognition of the Senate of the fiftieth anniversary of Radio City Music Hall, New York City.

Page 20575

Agriculture and Food Act of 1981: Senate continued consideration of S. 884, authorizing funds for fiscal years 1982 through 1985, for commodity price support programs administered by the Department of Agriculture, for agriculture research, soil conservation, and agriculture exports, with a modified committee amendment in the nature of a substitute, agreeing to additional amendments proposed thereto, as follows:

(1) Jepsen modified unprinted amendment No. 356, providing that, for the period beginning October 1, 1981, and ending September 30, 1985, the minimum level of price support for milk shall be 70 per centum of the parity price therefor; that whenever the Secretary estimates that the net cost of

Government price support purchases of milk or the products of milk will exceed $750,000,000, if the support price for milk is established at the level required by the provisions of this subsection, such level of support may be adjusted to the extent the Secretary deems appropriate but not to a level less than the support level for the prior marketing year; that the support price shall in no case be less than $13.10 per hundredweight of milk containing 3.67 per centum butterfat; and that the level of support for milk for the remainder of the 1981–82 marketing year may be adjusted in accordance with the foregoing although a level of support for such year has been established prior to the effective date hereof. (By 53 yeas to 42 nays, Senate earlier tabled Boschwitz unprinted amendment No. 358 to unprinted amendment No. 356, in the nature of a substitute; and by 51 yeas to 41 nays tabled Boschwitz unprinted amendment No. 359 to unprinted amendment No. 356, in the nature of a substitute.)

Page 20543

(2) Zorinsky unprinted amendment No. 357, reaffirming the historical policy of the United States to foster and encourage the family farm system of agriculture, and requiring that the annual report of the Secretary of Agriculture include an assessment of how tax, credit, and other laws affect the growth of nonfamily farm operations.

Page 20543

Pending:

(1) Lugar unprinted amendment No. 360 (printed amendment No. 544), to eliminate acreage allotments, marketing quotas, poundage quotas, marketing penalties, and other provisions applicable to the production of peanuts and authorize a new price support program for such commodity effective beginning with the 1982 crop.

Page 20560

(2) Mattingly unprinted amendment No. 361 (printed amendment No. 545) to amendment No. 544, in the nature of a substitute.

Page 20564

Pages 20543–20568

Confirmations: Senate confirmed the following nominations:

Robert P. Hunter, of Virginia, to be a Member of the National Labor Relations Board.

Clarence E. Hodges, of Indiana, and Lawrence Y. Goldberg, of Rhode Island, each to be an Assistant Director of the Community Services Administration.

Page 20596

Nominations: Senate received the following nominations:

W. Kenneth Davis, of California, to be Representative, and Richard T. Kennedy and Roger Kirk, both of the District of Columbia, and Thomas M. Roberts, of Tennessee, to be Alternative Representatives to the Twenty-Fifth Session of the General Conference of the International Atomic Energy Agency.

John A. Bohn, Jr., of California, for the rank of Ambassador, while serving as Director of the Asian Development Bank.

Sonia Landau, of New York, and R. Kenneth Towery, of Texas, each to be a Member of the Corporation for Public Broadcasting.

Page 20596

Presidential Message: Senate received a message from the President transmitting the quarterly report on East-West Trade covering the first quarter of 1981, which was referred to the Committee on Finance. (PM–77)

Page 20575

Messages From the President: **Page 20574**

Messages From the House: **Page 20575**

Statements on Introduced Bills: **Pages 20576–20578**

Amendments Submitted for Printing: **Pages 20579–20580**

Notices of Hearings: **Page 20580**

Committee Authority to Meet: **Pages 20580–20581**

Additional Statements: **Pages 20580–20581**

Nominations: **Page 20596**

Confirmations: **Page 20596**

Record Votes: Two votes were taken today. (Total–255)

Pages 20556, 20560

Recess: Senate convened at 10 a.m., and recessed at 6:36 p.m., until 9 a.m., on Wednesday, September 16, 1981. (For Senate's program, see remarks of Senator Baker in today's Record on page 20596.)

Committee Meetings

APPROPRIATIONS—TREASURY/POSTAL SERVICE/EXECUTIVE

Committee on Appropriations: Committee ordered favorably reported with amendments H.R. 4121, appropriating funds for fiscal year 1982 for the Department of the Treasury, the U.S. Postal Service, Executive Office of the President, and certain independent agencies.

SECOND CONCURRENT CONGRESSIONAL BUDGET

Committee on the Budget: Committee began hearings on the proposed second concurrent resolution revising the Congressional budget for the Federal Government for fiscal years 1982, 1983, and 1984, receiving testimony from Alice M. Rivlin, Director, Congressional Budget Office.

Hearings continue tomorrow.

BUSINESS MEETING

Committee on Finance: Committee ordered favorably reported the following business items:

H.J. Res. 265, providing for a temporary increase in the public debt limit. (As approved by the committee, the resolution provides for a $1,079.8 billion increase through September 30, 1982);

S. 1249, providing tools and incentives to the Federal Government in its efforts to collect debts owed the United States, with amendments; and

The nomination of Alfred E. Eckes, Jr., of Virginia, to be a Member of the U.S International Trade Commission.

Prior to this action, the committee concluded hearings on the nomination of Mr. Eckes, after the nominee testified and answered questions in his own behalf.

BUSINESS MEETING

Committee on Foreign Relations: Committee ordered favorably reported the following business items:

The nominations of Jose M. Casanova, of Florida, to be Executive Director of the Inter-American Development Bank, William C. Sherman, of Virginia, to be the Deputy Representative in the Security Council of the United Nations, with the rank of Ambassador, Ben J. Wattenberg, of the District of Columbia, to be a Member of the Board for International Broadcasting, Langhorne A. Motley, of Alaska, to be Ambassador to Brazil, and Dominick L. DiCarlo, of New York, to be Assistant Secretary of State for International Narcotics Matters; and

S. Res. 198, expressing the sense of the Senate that Benedict Scott be released from prison in the Soviet Union and be allowed to emigrate.

Also committee began consideration of S.J. Res. 100, authorizing the participation of the United States in a multinational force and observers to implement the Treaty of Peace between Egypt and Israel, but did not complete action thereon.

Prior to this action, the committee concluded hearings on the nominations of Messrs. DiCarlo, Sherman, Wattenberg, and Motley, after the nominees testified and answered questions in their own behalf. Mr. DiCarlo was introduced by Senator D'Amato; Mr. Motley was introduced by Senator Murkowski; and Mr. Wattenberg was introduced by Senator Jackson.

FEDERAL REGULATIONS

Committee on Governmental Affairs: Committee resumed markup of S. 1080, to improve and modify the Federal regulatory process, but did not complete action thereon, and will meet again tomorrow.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following business items:

The nominations of Sandra D. O'Connor, of Arizona, to be an Associate Justice of the Supreme Court of the United States; Robert F. Chapman, of South Carolina, to be a U.S. Circuit Judge for the U.S. Court of Appeals for the Fourth Circuit; Joseph E. Stevens, Jr., to be U.S. District Judge for the Eastern and Western Districts of Missouri; John R. Gibson, and D. Brook Bartlett, each to be a U.S. District Judge for the Western District of Missouri; Frank W. Donaldson, to be U.S. Attorney for the Northern District of Alabama; J. Frederick Motz, to be U.S. Attorney for the District of Maryland; W. Stephen Thayer III, to be U.S. Attorney for the District of New Hampshire;

S.J. Res. 103, requesting the President to designate the week beginning October 4, 1981 as "National Port Week";

S.J. Res. 4, requesting the President to designate that week in November which includes Thanksgiving Day as "National Family Week", with an amendment;

S. Res. 155, expressing the recognition of the Senate of the fiftieth anniversary of Radio City Music Hall, New York City;

S.J. Res. 101, requesting the President to designate the week of October 19 through October 25, 1981, as "National High School Activities Week"; and

S.J. Res. 105, requesting the President to designate the month of October, 1981, as "National PTA Membership Month."

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of Roger J. Miner, to be U.S. District Judge for the Northern District of New York, Joseph M. McLaughlin, to be U.S. District Judge for the Eastern District of New York, John E. Sprizzo, to be U.S. District Judge for the Southern District of New York, Henry R. Wilhoit, Jr., to be U.S. District Judge for the Eastern District of Kentucky, Conrad K. Cyr, to be U.S. District Judge for the District of Maine, John C. Coughenour, to be U.S. District Judge for the Western District of Washington, and J. Paul McGrath, of New Jersey, to be an Assistant Attorney General, after the nominees testified and answered questions in their own behalf. Messrs. Miner, McLaughlin, and Sprizzo were introduced by Senators D'Amato and Moynihan; Mr. Wilhoit was introduced by Senator Ford and Representative Perkins; Mr. Coughenour was introduced by Senators Gorton and Jackson; and Mr. Cyr was introduced by Senators Cohen and Mitchell.

House of Representatives

Chamber Action

Bills Introduced: 18 public bills, H.R. 4471–4488; 2 private bills, H.R. 4489–4490; and 11 resolutions, H.J. Res. 327–329, H. Con. Res. 180 and 181, and H. Res. 214–219 were introduced.

Pages 20678–20679

Bills Reported: Reports were filed as follows:

H. Res. 215, waiving points of order against on H.R. 4241, Military Construction Appropriations for fiscal year 1982 (H. Rept. 97–224);

H. Res. 216, providing for the consideration of H.R. 3136, Overseas Private Investment Corporation Amendments Act of 1981 (H. Rept. 97–225);

H. Res. 217, providing for the consideration of H.R. 2330, to authorize appropriations to the Nuclear Regulatory Commission in accordance with section 261 of the Atomic Energy Act of 1954, as amended, and section 305 of the Energy Reorganization Act of 1974, as amended (H. Rept. 97–226); and

H.R. 3112, to amend the Voting Rights Act of 1965 to extend certain provisions for an additional 10 years, to extend certain other provisions for an additional 7 years (H. Rept. 97–227).

Page 20678

Journal: By a yea-and-nay vote of 366 yeas to 12 nays with 1 voting "present", Roll No. 201, the House approved the Journal of Monday, September 14.

Page 20597

Private Calendar: On the call of the Private Calendar, the House passed over without prejudice H.R. 1547.

Page 20598

Late Reports: Committee on Rules received permission to have until midnight tonight to file certain privileged reports.

Page 20598

Subcommittee to Sit: Subcommittee on Energy Research and Production of the Committee on Science and Technology received permission to sit during the proceedings of the House under the 5-minute rule today.

Page 20598

Continuing Appropriations: By unanimous consent it was made in order on Wednesday, September 15, or any day thereafter, to consider H.J. Res. 325, making continuing appropriations for fiscal year 1982 for a one month period.

Pages 20598–20599

Presidential Message—East-West Trade: Received and read a message from the President wherein he transmits the quarterly report on East-West Trade covering the first quarter of 1981—referred to the Committee on Ways and Means.

Page 20603

Martin Luther King Statue: By a yea-and-nay vote of 386 yeas to 16 nays, Roll No. 202, the House voted to suspend the rules and agree to H. Con. Res. 153, authorizing a bust or statue of Dr. Martin Luther King, Junior, to be placed in the Capitol. The debate on this bill was completed on Monday, September 14.

Pages 20603–20604

HUD Appropriations: By a yea-and-nay vote of 209 yeas to 197 nays, Roll No. 203, the House agreed to the conference report on H.R. 4034, making appropriations for the Department of Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 1982.

House receded from its disagreement and concurred in Senate amendments Nos. 22, 28, and 35.

House receded from its disagreement and concurred, with amendment, in Senate amendments Nos. 4, 5, 13, and 23—clearing the measure for Senate action.

Pages 20604–20617

Armed Forces Pay: By a yea-and-nay vote of 396 yeas to 1 nay, Roll No. 205, the House passed H.R. 3380, to increase the pay and allowances of members of the Armed Forces.

Agreed To:

An amendment that increases the hazardous duty pay for air weapons controllers on AWACS aircraft;

An amendment that increases the number of Navy R.O.T.C. scholarships by 2000 and of Air Force R.O.T.C. scholarships by 3000; and

An amendment providing a clarification of enlisted travel allowances.

Rejected:

An amendment that sought to reduce the across-the-board pay raise from 14.3 percent to 9.1 percent; and

A substitute amendment to the foregoing amendment that sought to vary the pay raise from 7 to 22 percent depending upon the rank, but averaging overall at 14.3 percent (rejected by a recorded vote of 170 ayes to 232 noes, Roll No. 204).

Subsequently, this passage was vacated and S. 1181, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to the amended title of the Senate bill.

The Clerk was authorized to make necessary technical corrections, including section numbers, punctu-

ation and cross references in the engrossment of the House amendments to S. 1181.

Pages 20617–20651

Meeting Time: By unanimous consent, the House will meet at noon on Wednesday, September 16.

Pages 20651–20652

Late Report: Committee on the Judiciary received permission to have until midnight tonight to file a report on H.R. 3112, to amend the Voting Rights Act of 1965 to extend certain provisions for an additional 10 years, and to extend certain other provisions for an additional 7 years.

Page 20652

Cystic Fibrosis Week: House passed and cleared for the President S.J. Res. 62, to authorize and request the President to designate the week of September 20 through 26, 1981, as "National Cystic Fibrosis Week".

Page 20651

Quorum Calls—Votes: Four yea-and-nay votes and one recorded vote developed during the proceedings of the House today and appear on pages 20597, 20603–20664, 20615–20616, 20637–20638, 20640–20641. There were no quorum calls.

Adjournment: Adjourned at 6:08 p.m.

Committee Meetings

WATER PROJECT

Committee on Agriculture: Subcommittee on Conservatiuon, Credit, and Rural Development approved for full Committee action as amnede H.R. 4347, to authorize the Secretary of the Interior to proceed with development of the WEB pipeline, to provide for the study of South Dakota water projects to be developed in lieu of the Oahe and Pollock-Herreid irrigation projects, and to make available Missouri basin pumping poiwer to projects authorized by the Flood Control Act of 1944 to receive such power.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to hold hearings on Theater Nuclear Forces and Chemical Warfare Programs. Testimony was heard from Dr. James P. Wade, Jr., Principal Deputy Under Secretary of Defense for Research and Engineering.

INTELLIGENCE BRIEFING

Committee on Armed Services: Met in executive session to receive a classified intelligence briefing. The Committee was briefed by representatives of the Defense Intelligence Agency.

DOD SECRETARIES

Committee on Armed Services: Began markup of H.R. 4448, to amend title 10, United States Code, to increase the number of Assistant Secretaries in the Department of Defense.

Committee recessed subject to call.

AMERICAN ECONOMY

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization continued hearings on the general issues of revitalization and the American economy, with emphasis on Cities: Infrastructure Problems and Needs. Testimony was heard from Representatives Santini and Bennett; a representative of the Bureau of Mines, Department of the Interior and public witnesses.

Hearings continue tomorrow.

REAL ESTATE SETTLEMENT PROCEDURES ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development held a hearing on Real Estate Settlement Procedures Act. Testimony was heard from Steven Savas, Assistant Secretary, Department of Housing and Urban Development; Thomas Vartanian, General Counsel, Federal Home Loan Bank Board; from the following officials of FTC: Thomas Stanton, Acting Director, Office of Policy Planning and John Brown, Director, Consumer Protection Division, Bureau of Economics and public witnesses.

Hearings continue tomorrow.

NATIONAL INSTITUTE FOR OCCUPATIONAL SAFETY AND HEALTH

Committee on Education and Labor: Subcommittee on Health and Safety continued hearings on the proposed move of the Rockville based operations of the National Institute for Occupational Safety and Health to Atlanta, Georgia. Testimony was heard from public witnesses.

OVERSIGHT

Committee on Education and Labor: Subcommittee on Postsecondary Education held an oversight hearing on the Library Services and Construction Act. Testimony was heard from Dr. Daniel Boorstein, Librarian of Congress; Charles Benton, Chairman, National Commission on Libraries and Information Science and public witnesses.

DIVERSITY OF INFORMATION SOURCES

Committee on Energy and Commerce: Subcommittee on Telecommunications, Consumer Protection and Finance held a hearing on Diversity of Information Sources: First Amendment Values and the New Technology. Testimony was heard from public witnesses.

Hearings continue September 23.

ZAIRE

Committee on Foreign Affairs: Subcommittee on Africa held a hearing on Current Political and Economic Situation in Zaire. Testimony was heard from a public witness.

ARMS TO URUGUAY

Committee on Foreign Affairs: Subcommittee on International Security and Scientific Affairs, the Subcommittee on Human Rights and International Organizations and the Subcommittee on Inter-American Affairs held a joint hearing on Proposed Transfer of Arms to Uruguay. Testimony was heard from the following officials of the Department of State: Peter Sarros, Acting Deputy Assistant Secretary for Human Rights and Humanitarian Affairs and Stephen W. Bosworth, Principal Deputy Assistant Secretary for Inter-American Affairs and public witnesses.

CONTRACTING PROCEDURES AND CONTRACT SUPERVISION

Committee on Government Operations: Subcommittee on Government Activities and Transportation concluded hearings on H.R. 2580, to amend the Federal Property and Administrative Services Act of 1949 to reform contracting procedures and contract supervision practices of the Federal Government. Testimony was heard from Gerald P. Carmen, Administrator, GSA and public witnesses.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Ordered reported the following measures: H.J. Res. 220, as amended, proclaiming Raoul Wallenberg to be an honorary citizen of the United States, and requesting the President to ascertain from the Soviet Union the whereabouts of Raoul Wallenberg and to secure his return to freedom; H.R. 4327, as amended, Immigration and Nationality Act Amendments of 1981; H.R. 3963, as amended, Contract Services for Drug Dependent Federal Offenders Act Amendment of 1981; H.R. 1026, to transfer responsibility for furnishing certified copies of Miller Act payment bonds from the Comptroller General to the officer that awarded the contract for which the bond was given; H.R. 1029, as amended, to amend section 1 of the act of June 5, 1920, as amended, to authorize the Secretary of Commerce to settle claims for damages of less than $2,500 arising by reason of acts for which the National Oceanic and Atmospheric Administration shall be found to be responsible; H.R. 2896, granting the consent of Congress to the agreement between the States of North Carolina and South Carolina establishing their lateral seawood boundary; and H.R. 4048, granting the consent of Congress to the agreement between the States of Kansas and Missouri establishing their mutual boundary in the vicinity of the French Bottoms near St. Joseph, Mo., and Elwood, Kans.

The Committee also acted on private immigration and claims bills.

DOCUMENTATION OF VESSEL

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine held a hearing on H.R. 1797, to direct the Secretary of the Department in which the U.S. Coast Guard is operating to cause the vessel *Capt. Tom* to be documented as a vessel of the United States so as to be entitled to engage in the coastwise trade. Testimony was heard from Representative Whitley.

TRANSFER OF FEDERAL PROPERTY

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine held a hearing on H.R. 3620, to transfer certain Federal property to the city of Hoboken, N.J. Testimony was heard from Representative Guarini; Steven J. Cappiello, Mayor, Hoboken, New Jersey and public witnesses.

EPA CAFETERIA

Committee on Public Works and Transportation: Subcommittee on Investigations and Oversight held a hearing on the missing cafeteria at Waterside Mall for employees of EPA. Testimony was heard from the following officials of the Office of the Inspector General, GSA: Dennis R. Trietsch, Attorney, Office of Special Projects; Alvin A. Coleman, Special Agent in Charge and Lynn A. Florence, Jr., Special Agent; from the following officials of GAO: James G. Mitchell, Associate Director, Procurement, Logistics, and Readiness Division and Robert H. Hunter, Jr., Assistant General Counsel; from the following officials of EPA: Dr. John Horton, Assistant Administrator for Administration; Edward J. Hanley, Deputy Assistant Administrator for Management and Agency Services and Jack Tarran, Director, Facilities and Support Services Division and public witnesses.

Hearings continue tomorrow.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Rules: Granted a rule waiving clause 2 and clause 6 of Rule XXI against specified provisions of H.R. 4241, making appropriations for military construction for the Department of Defense for the fiscal year ending September 30, 1982. Testimony was heard from Chairman Whitten and Representatives Ginn and Regula.

NUCLEAR REGULATORY COMMISSION AUTHORIZATIONS

Committee on Rules: Granted an open rule providing one hour of debate on H.R. 2330, to authorize appropriations to the Nuclear Regulatory Commission in accordance with section 261 of the Atomic Energy Act of 1954, as amended, and section 305 of the Energy Reorganization Act of 1974, as amended. Testimony was heard from Chairman Udall and Representative Broyhill.

OVERSEAS PRIVATE INVESTMENT CORPORATION AMENDMENTS ACT

Committee on Rules: Granted an open rule providing one hour of debate on H.R. 3136, Overseas Private Investment Corporation Amendments Act of 1981. Testimony was heard from Representatives Bingham and Lagomarsino.

LIMITATIONS ON OUTSIDE EARNED INCOME

Committee on Rules: Heard testimony from Representatives Simon, Dickinson, Michel and Peyser but took no action on proposals to amend Rule XLVII—Limitations on Outside Earned Income.

PRICE-ANDERSON ACT

Committee on Science and Technology: Subcommittee on Energy, Research and Production held a hearing on the Impacts of the Price-Anderson Act on Research and Development Facilities. Testimony was heard from Representative Weiss; W. Kenneth Davis, Deputy Secretary, Department of Energy; J. Dexter Peach, Director, Energy and Minerals Division, GAO and a public witness.

INNOVATION AND PRODUCTIVITY

Committee on Science and Technology: Subcommittee on Science, Research and Technology continued hearings on the Human Factor in Innovation and Productivity. Testimony was heard from William Koch, Assistant Chief, System Design and Integration Division, Office of Systems Engineering Management, FAA and public witnesses.

Hearings continue tomorrow.

SMALL BUSINESS RESEARCH AND DEVELOPMENT FUNDS

Committee on Small Business: Subcommittee on General Oversight held a hearing on legislation which would require Federal agencies to set aside a certain percentage of their research and development funds for small business. Testimony was heard from Representative Walgren; Frank Swain, Chief Counsel, Office of Advocacy, SBA, Dr. Dennis Prager, Associate Director, Office of Science and Technology Policy; Robert Trimble, Deputy Under Secretary of Defense for Research and Engineering; Adm. Stuart Evans, Associate Administrator for Procurement, NASA; Hilary Rauch, Director of Procurement and Assistance Management, Department of Energy; Henry G. Kirchenmann, Deputy Assistant Secretary for Grants and Procurement, Department of Health and Human Services and public witnesses.

SMALL BUSINESS REVITALIZATION

Committee on Small Business: Subcommittee on Tax, Access to Equity Capital, and Business Opportunities held a hearing on the role of small business in job creation and the revitalization of small business. Testimony was heard from Representative Bailey; James Griffin, Mayor, Buffalo, New York and public witnesses.

Hearings continue September 22.

Joint Meetings

AGRICULTURE/U.S. ECONOMY

Joint Economic Committee: Subcommittee on Agriculture and Transportation concluded hearings on the importance of agriculture to the U.S. economy, focusing on the role of agriculture in U.S. foreign policy, after receiving testimony from William R. Brock III, U.S. Special Trade Representative, and Robert Hormats, Assistant Secretary of State for Economic and Business Affairs.

AUTHORIZATIONS—MILITARY PROCUREMENT

Conferees continued, in closed session, to resolve their differences between the Senate- and House-passed versions of S. 815, authorizing funds for fiscal year 1982 for military procurement programs of the Department of Defense, but did not complete action thereon, and will meet again tomorrow.

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Wednesday, September 16, 1981

Senate

Chamber Action

Routine Proceedings, pages 20759–20831

Bills Introduced: Three bills and one resolution were introduced, as follows: S. 1627–1629, and S. Res. 212.

Pages 20807–20808, 20810–20812

Bills reported: Reports were made as follows:

S. Res. 198, expressing the sense of the Senate that Benedict Scott (Vytautas Skuodis) be released

from prison in the Soviet Union and be allowed to emigrate.

Page 20807

Measures passed:

Radio City Music Hall: Senate agreed to S. Res. 155, expressing the recognition of the Senate of the fiftieth anniversary of Radio City Music Hall, New York City.

Pages 20828–20829

National High School Activities Week: Senate passed S.J. Res. 101, requesting the President to designate the week of October 19 through October 25, 1981, as "National High School Activities Week."

Page 20829

National Port Week: Senate passed S.J. Res. 103, requesting the President to designate the week beginning October 4, 1981 as "National Port Week."

Pages 20829–20830

National P.T.A. Membership Month: Senate passed S.J. Res. 105, requesting the President to designate the month of October, 1981 as "National P.T.A. Membership Month."

Page 20830

National Family Week: Senate passed with an amendment, S.J. Res. 4, requesting the President to designate that week in November which includes Thanksgiving Day as "National Family Week."

Page 20830

Department of Justice Authorizations, 1982: Senate resumed consideration of S. 951, authorizing funds for fiscal year 1982 for the Department of Justice, with committee amendments and amendments proposed thereto, after, by 61 yeas to 36 nays, three-fifths of those Senators duly chosen and sworn having voted in the affirmative, agreeing to a motion to close further debate on Helms modified Amendment No. 96 (to Helms Amendment No. 69, in the nature of a substitute).

Page 20786

By 60 yeas to 39 nays, Senate agreed to Helms modified Amendment No. 96 (to Helms Amendment No. 69, in the nature of a substitute), prohibiting the Department of Justice from maintaining suits involving, directly or indirectly, the mandatory busing of school children and to establish reasonable limits on the power of courts to impose injunctive relief involving the transportation of students.

Page 20795

A motion was filed to bring to a close debate on Helms Amendment No. 69, as amended.

Page 20789

Agriculture and Food Act of 1981: Senate continued consideration of S. 884, authorizing funds for fiscal years 1982 through 1985, for commodity price support programs administered by the Department of Agriculture, for agriculture research, soil conservation, and agriculture exports, with a modified committee amendment in the nature of a substitute, agreeing to additional amendments proposed thereto as follows:

(1) Lugar Amendment No. 544, to eliminate acreage allotments, marketing quotas, poundage quotas, marketing penalties, and other provisions applicable to the production of peanuts and authorize a new price support program for such commodity effective beginning with the 1982 crop. (By 42 yeas to 56 nays, Senate rejected a motion to table the amendment.)

Page 20767

(2) By 51 yeas to 47 nays, Mattingly modified Amendment No. 545 (to Amendment No. 544) in the nature of a substitute, providing a new program for peanuts for 1982 through 1985 crops.

Page 20797

Pages 20767–20785, 20767–20785

Executive Report: Senate received an Executive Report to accompany the nomination of Jose M. Casanova, of Florida, to be U.S. Executive Director of the Inter-American Development Bank. (Exec. Rept. No. 97–21).

Page 20807

Confirmations: Senate confirmed the nomination of Langhorne A. Motley, Jr., of Alaska, to be Ambassador to Brazil.

Senate also confirmed the following nominations:

Robert F. Chapman, of South Carolina, to be a U.S. Circuit Judge for the Fourth Circuit.

D. Brook Bartlett, and John R. Gibson, each to be a U.S. District Judge for the Western District of Missouri.

Joseph E. Stevens, Jr., to be U.S. District Judge for the Eastern and Western Districts of Missouri.

Frank W. Donaldson, to be U.S. Attorney for the Northern District of Alabama.

J. Frederick Motz, to be U.S. Attorney for the district of Maryland.

W. Stephen Thayer III, to be U.S. Attorney for the district of New Hampshire.

Alfred E. Eckes, Jr., of Virginia, to be a Member of the U.S. International Trade Commission.

William C. Sherman, of Virginia, to be the Deputy Representative in the Security Council of the United Nations with the rank of Ambassador.

Dominick L. DiCarlo, of New York, to be Assistant Secretary of State for International Narcotics Matters.

Ben J. Wattenberg, of the District of Columbia, to be a Member of the Board for International Broadcasting.

Pages 20831–20832

Nominations—Unanimous-Consent Agreement: A unanimous-consent agreement was reached providing for the consideration of the following nomi-

nations beginning at 10 a.m., on Monday, September 21:

Sandra Day O'Connor, of Arizona, to be an Associate Justice of the Supreme Court of the United States;

James C. Miller III, of the District of Columbia, to be a Federal Trade Commissioner; and

James R. Richards, of Virginia, to be Inspector General of the Department of Energy.

Page 20830

Nominations: Senate received the following nominations:

Vernon R. Wiggins, of Alaska, to be Federal Co-chairman of the Alaska Land Use Council.

James J. Carey, of Illinois, to be a Federal Maritime Commissioner.

Routine list of Navy nominations.

Page 20831

Messages From the President: Page 20806

Messages From the House: Page 20806

Measures Referred: Page 20806

Communications: Pages 20806–20807

Statements on Introduced Bills: Pages 20808–20809

Amendments Submitted for Printing: Page 20852

Notices of Hearings: Page 20853

Committee Authority To Meet: Page 20853

Additional Statements: Pages 20853–20827

Nominations: Page 20831

Confirmations: Pages 20831–20832

Record Votes: Four record votes were taken today. (Total–259)

Pages 20785, 20787, 20795, 20803

Recess: Senate convened at 9 a.m., and recessed at 6:46 p.m., until 9:15 a.m., on Thursday, September 17, 1981. (For Senate's program see remarks of Senator Baker in today's Record on page 20830.)

Committee Meetings

APPROPRIATIONS-LABOR/HEALTH AND HUMAN SERVICES/EDUCATION

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education approved for full committee consideration with amendments proposed legislation appropriating funds for fiscal year 1982 for the Departments of Labor, Health and Human Services, and Education. (As approved by the subcommittee the proposed legislation, when received from the House and referred to the committee, will reflect the amendments of the subcommittee and be subject to further amendments.)

NOMINATIONS

Committee on Armed Services: Committee approved for reporting 7,477 routine nominations in the Army, Navy, Air Force, and Marine Corps.

FOREIGN CORRUPT PRACTICES ACT

Committee on Banking, Housing, and Urban Affairs: Committee ordered favorably reported S. 708, clarifying the intent and modifying certain provisions of the Foreign Corrupt Practices Act of 1977, with an amendment in the nature of a substitute.

SECOND CONCURRENT CONGRESSIONAL BUDGET

Committee on the Budget: Committee continued hearings on the proposed second concurrent resolution revising the Congressional budget for the Federal Government for fiscal years 1982, 1983, and 1984, receiving testimony from Paul A. Volcker, Chairman, Board of Governors of the Federal Reserve System; Ronald I. McKinnon, Stanford University, Stanford, California; Allan H. Meltzer, Carnegie-Mellon University, Pittsburgh, Pennsylvania; and James Tobin, Yale University, New Haven, Connecticut.

Hearings continue on Thursday, September 24.

BUSINESS MEETING

Committee on Energy and Natural Resources: Committee ordered favorably reported the nominations of Guy W. Fiske, of Missouri, to be Under Secretary of Energy, William A. Vaughan, of Michigan, to be Assistant Secretary of Energy for Environmental Protection, Safety and Emergency Preparedness, Rayburn D. Hanzlik, of California, to be Administrator of the Economic Regulatory Administration, Dallas L. Peck, of Virginia, to be Director of the Geological Survey, Department of the Interior, and Robert C. Horton, of Colorado, to be Director of the Bureau of Mines, Department of the Interior.

Also, committee approved a resolution waiving a 60-day waiting period granting a right-of-way to the Great Lakes Gas Transmission Company for construction of a natural gas pipeline across the Ottawa National Forest in Michigan.

Committee began consideration of S. 1503, authorizing the President to allocate supplies of crude oil and petroleum products during a severe petroleum supply shortage, but did not complete action thereon, and recessed subject to call.

EAST/WEST ECONOMIC RELATIONS

Committee on Foreign Relations: Subcommittee on International Economic Policy concluded hearings on East/West economic relations, after receiving testimony on trade policy in the context of U.S. national defense efforts and national security concerns from Fred C. Ikle, Under Secretary of Defense for

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Policy, and Oles Lamacky, Director, Technology Trade, Department of Defense; on the Administration's approach to export controls from Lawrence J. Brady, Assistant Secretary of Commerce for Trade Administration; and on U.S. political and security objectives in East/West trade relations from Myer Rashish, Under Secretary of State for Economic Affairs.

FEDERAL REGULATIONS

Committee on Governmental Affairs: Committee concluded markup of S. 1080, improving and modifying the Federal regulatory process.

INTELLIGENCE BRIEFING

Select Committee on Intelligence: Committee met in closed session to receive a briefing on intelligence matters, but made no announcements.

Committee will meet again on Wednesday, September 23.

SOCIAL SECURITY REFORM/RETIREMENT INCOME POLICY

Special Committee on Aging: Committee held hearings to review and assess alternatives for improving the long-run financial condition of the Social Security program, and on how to assure an adequate replacement of pre-retirement income to the retiree from both public and private sources, receiving testimony from Joseph M. Anderson, ICF Corporation, Washington, D.C.; Alicia H. Munnell, Federal Reserve Bank of Boston, Boston, Massachusetts; Peter A. Diamond, Massachusetts Institute of Technology, Cambridge; C. Peter McColough, Xerox Corporation, Stamford, Connecticut; and William C. Greenough, Committee for Economic Development, New York City.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 14 public bills, H.R. 4491–4504; 1 private bill, H.R. 4505; and 4 resolutions, H.J. Res. 330, H. Con. Res. 182, and H. Res. 220 and 221 were introduced.

Pages 20758–20759

Bill Reported: One report was filed as follows: H.R. 4084, to improve the operation of the Marine Mammal Protection Act of 1972, amended (H. Rept. 97–228).

Page 20758

Committee Election: House agreed to H. Res. 220, electing Representative Oxley to the Committee on Government Operations.

Page 20757

Continuing Appropriations: By a yea-and-nay vote of 281 yeas to 107 nays, Roll No. 206, the House passed H.J. Res. 325, making continuing appropriations for the fiscal year 1982.

Pages 20716–20726

Military Construction Appropriations: By a yea-and-nay vote of 382 yeas to 24 nays, Roll No. 207, the House passed H.R. 4241, making appropriations for military construction for the Department of Defense for the fiscal year ending September 30, 1982.

Agreed to an amendment that deletes $14.9 million for construction of family housing at the naval complex in Warminster/Willow Grove, Pennsylvania.

A point of order was sustained against an amendment that sought to delete $124 million in military construction funding by waiving the Davis-Bacon prevailing wage applicabilities to projects under the bill.

H. Res. 215, the rule waiving certain points of order against the bill, was agreed to earlier by a voice vote.

Pages 20726–20742

Select Committee on Narcotics Abuse and Control: Pursuant to the provisions of H. Res. 13, 97th Congress, the Speaker appointed Representative Oxley to the Select Committee on Narcotics Abuse and Control.

Page 20578

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page H6324.

Quorum Calls—Votes: Two yea-and-nay votes developed during the proceedings of the House today and appear on pages 20725, 20741. There were no quorum calls.

Adjournment: Adjourned at 3:59 p.m.

Committee Meetings

FEDERAL CROP INSURANCE ACT

Committee on Agriculture: Subcommittee on Conservation, Credit and Rural Development held a hearing on implementation of Federal Crop Insurance Act of 1980. Testimony was heard from departmental and public witnesses.

D.C. APPROPRIATIONS; FOREIGN ASSISTANCE APPROPRIATIONS

Committee on Appropriations: Began markup of the District of Columbia and the Foreign Assistance Appropriation bills for fiscal year 1982.

Will continue tomorrow.

MILITARY PERSONNEL EDUCATIONAL ASSISTANCE PROGRAM

Committee on Armed Services: Subcommittee on Military Personnel and Compensation continued hearings on legislative proposals for a new educational assistance program for military personnel. Testimony was heard from Lt. Gen. Maxwell R. Thurman, Deputy Chief of Staff for Personnel, U.S. Army.

Hearings continue tomorrow.

AMERICAN ECONOMY

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization continued hearings on the general issues of revitalization and the American economy, with emphasis on Cities: Infrastructure Problems and Needs. Testimony was heard from Representatives Butler, Clinger, and Pritchard and representatives of the Department of the Interior and the Department of Commerce.

Hearings continue tomorrow.

REAL ESTATE SETTLEMENT PROCEDURES ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development concluded hearings on Real Estate Settlement Procedures Act. Testimony was heard from public witnesses.

OVERSIGHT

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education held an oversight hearing on private schools. Testimony was heard from public witnesses.

FOREIGN CORRUPT PRACTICES ACT

Committee on Energy and Commerce: Subcommittee on Telecommunications, Consumer Protection, and Finance held a hearing on the Foreign Corrupt Practices Act. Testimony was heard from public witnesses.

Hearings continue September 22.

U.S. POLICY TOWARD SOUTHERN AFRICA

Committee on Foreign Affairs: Subcommittee on Africa held a hearing on U.S. Policy Toward Southern Africa: Focus on Namibia, Angola and South Africa. Testimony was heard from Chester A. Crocker, Assistant Secretary of State for African Affairs.

ASSISTANCE TO PAKISTAN

Committee on Foreign Affairs: Subcommittee on International Security and Scientific Affairs, the Subcommittee on International Economic Policy and Trade and the Subcommittee on Asian and Pacific Affairs held a joint hearing on the Administration's Proposed Military and Economic Assistance Program to Pakistan. Testimony was heard from Representative Rangel; James L. Buckley, Under Secretary for Security Assistance, Science and Technology, Department of State; Peter McPherson, Administrator, AID and Erich Von Masbord, Director, Defense Security Assistance Agency.

OVERSIGHT

Committee on Government Operations: Subcommittee on Government Information and Individual Rights held an oversight hearing on Federal Communications Commission. Testimony was heard from the following officials of the FCC: Mark S. Fowler, Chairman; James H. Quello, Commissioner; Abbott Washburn, Commissioner; Joseph R. Fogarty, Commissioner; Anne P. Jones, Commissioner and Henry Rivera, Commissioner.

Hearings continue September 22.

CIVIL SERVICE DISABILITY RETIREMENT

Committee on Government Operations: Subcommittee on Manpower and Housing held a hearing on Civil Service disability retirement. Testimony was heard from Donald J. Devine, Director, Office of Personnel Management; Rosslyn Kleeman, Associate Director, Federal Personnel and Compensation Division, GAO and public witnesses.

BAIL REFORM

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice continued hearings on H.R. 3006 and H.R. 4264, to amend the Bail Reform Act of 1966 to authorize consideration of danger to the community in setting conditions of release, to authorize revocation of pretrial release for persons who violate their release conditions, intimidate witnesses or jurors, or commit new offenses, and related matters. Testimony was heard from Representative Sensenbrenner and a public witness.

Hearings continue tomorrow.

CRIMINAL FORFEITURE AMENDMENTS ACT

Committee on the Judiciary: Subcommittee on Crime held a hearing on H.R. 4110, Criminal Forfeiture Amendments Act of 1981, and related bills (H.R. 2646 and H.R. 2910). Testimony was heard from Senator Biden; Representatives Zeferetti and Gilman; William J. Anderson, Director, GAO; Edward Dennis, Chief of Narcotics Section, Criminal Division, Department of Justice and public witnesses.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Immigration, Refugees, and International Law held an oversight hearing on the Refugee Program. Testimony was heard from the following officials of the Department of Health and Human Services: Jim Pur-

cell, Acting Director, Office of Refugee Programs; Phillip Hawkes, Director, Office of Refugee Resettlement; Doris Meissner, Acting Commissioner, Immigration and Naturalization Service, Department of Justice and William Haratunian, Deputy Director, Voice of America.

Hearings continue tomorrow.

COASTAL ZONE MANAGEMENT

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography held a hearing on H. Con. Res. 166, disapproving certain coastal zone management consistency regulations. Testimony was heard from Representatives Panetta and Akaka; Joseph R. Wright, Deputy Secretary of Commerce; J. Robinson West, Assistant Secretary for Policy, Budget and Administration, Department of the Interior; Michael L. Fischer, Executive Director, Coastal Commission, State of California and public witnesses.

EPA CAFETERIA

Committee on Public Works and Transportation: Subcommittee on Investigations and Oversight concluded hearings on the missing cafeteria at Waterside Mall for employees of EPA. Testimony was heard from the following officials of the GSA: Peter Ting, Chief Counsel for Appeals, Claims and Litigation Division; John F. Galuardi, Acting Commissioner, Public Buildings Service; John V. Mulligan, Assistant General Counsel, Public Buildings Division; Earl Eschbacher, Director, Space Management Division, National Capital Region; Arthur Barton, Director, Planning Division, Office of Space Management; Bernard Adamec, Chief, Design Evaluation Branch, Public Buildings Service; H. D. Harvell, Regional Administrator, Region 6, Kansas City, Kansas; Robert Marcus, Director, Concessions Division and a public witness.

DRUG LAG

Committee on Science and Technology: Subcommittee on Natural Resources, Agriculture Research and Environment held a hearing on Drug Lag. Testimony was heard from Edward Densmore, Deputy Director, Division of Human Resources, GAO; Arthur Hull Hayes, Commissioner, Food and Drug Administration, Department of Health and Human Services and public witnesses.

INNOVATION AND PRODUCTIVITY

Committee on Science and Technology: Subcommittee on Science, Research and Technology continued hearings on the Human Factor in Innovation and Productivity. Testimony was heard from Ruth Schimel, Chief, Human Resources Management Division, Bureau of Personnel, Department of State and public witnesses.

Hearings continue tomorrow.

SMALL BUSINESS CONCERNS

Committee on Small Business: Held a hearing on small business concerns. Testimony was heard from representatives of small business trade associations.

MISCELLANEOUS TRADE AND TARIFF MEASURES

Committee on Ways and Means: Ordered reported the following measures: H.R. 2082, as amended, to provide duty-free treatment with respect to parts of pipe organs; H.R. 1988, as amended, to suspend the duty on carob flour until December 31, 1984; H.R. 2516, as amended, to extend for 2 years the existing suspension of duty on wood excelsior; H.R. 1987, as amended, to amend the Tariff Schedules of the United States to increase from $300 to $600, and from $600 to $1,200, respectively, the valuation limitations relating to the duty-free importation of personal articles by returning U.S. residents; H.R. 2206, as amended, to increase the value limitation applicable to informal entries of imported merchandise; H. Con. Res. 95, as amended, to encourage the reduction of export credit subsidies in world trade; H.R. 2786, as amended, to suspend for 3 years the duty on P-Chlor Meta Cresol (CAS 59–50–7); H.R. 3075, as amended, relating to the tariff treatment of tuna packed in airtight containers; H.R. 833, as amended, to extend duty-free treatment to prayer shawls, bags for the keeping of prayer shawls, and certain headwear used in religious observances; H.R. 3874, as amended, to exempt from duty certain aircraft components and materials installed in aircraft previously exported from the United States where the aircraft is returned without having been advanced in value or improved in condition while abroad; H.R. 2269, as amended, to apply duty-free treatment to Yankee dryer cylinders; H.R. 1910, as amended, to amend the Tariff Schedules of the United States to suspend the duty on tartaric acid and certain tartaric chemicals; H.R. 1931, as amended, to extend the temporary suspension of duty on doxorubicin hydrochloride until the close of June 30, 1984; H.R. 2479, as amended, to extend until the close of June 30, 1984, the existing suspension of duties on certain metal waste and scrap, unwrought metal, and for other articles of metal; H.R. 2162, as amended, to extend duty-free treatment to certain toy tea sets; H.R. 2454, as amended, to extend duty-free treatment to certain freight containers; H.R. 2563, as amended, to relate to the tariff treatment of certain ceramic insulators used in spark plugs; H.R. 1184, as amended, to amend the Tariff Schedules of the United States regarding the rate of duty that may be proclaimed by the President with respect to sugar imports, and H.R. 2485, as amended, to extend duty-free treatment to imports of chipper knife steel.

Joint Meeting

AUTHORIZATIONS—MILITARY PROCUREMENT

Conferees continued, in closed session, to resolve their differences between the Senate- and House-passed versions of S. 815, authorizing funds for fiscal year 1982 for military procurement programs of the Department of Defense, but did not complete action thereon, and will meet again on Tuesday, September 22.

♦♦♦♦♦♦♦♦♦♦♦♦

Thursday, September 17, 1981

Senate

Chamber Action

Routine Proceedings, pages 10925–21107

Bills Introduced: Nine bills and three resolutions were introduced, as follows: S. 1630–1638, S.J. Res. 109, and S. Con. Res. 34–35.

Pages 21073–21074, 21083

Agriculture and Food Act of 1981: Senate continued consideration of S. 884, authorizing funds for fiscal years 1982 through 1985, for commodity price support programs administered by the Department of Agriculture, for agriculture research, soil conservation, and agriculture exports, with a modified committee amendment in the nature of a substitute, taking action on additional amendments proposed thereto as follows:

Adopted:

(1) Cohen-Mitchell modified unprinted amendment No. 363, urging the Secretary of Agriculture to use the authority provided in section 1203 to implement a special standby export subsidy program for potatoes.

Page 20963

(2) Symms unprinted amendment No. 364, increasing the ceilings on license fees and increasing the level of damages claimed which entitles a respondent in a reparation proceeding to have an oral hearing.

Page 20969

(3) Armstrong Amendment No. 542, urging and requesting the Secretary of Agriculture to use existing authority to increase sales of United States agricultural commodities and the products thereof in foreign countries.

Page 20970

(4) Melcher-Bentsen unprinted amendment No. 365, requiring that imported meat products meet the inspection and other standards that apply to domestically produced agricultural commodities.

Page 20972

(5) Heflin Amendment No. 499, providing for a Soybean Research Advisory Institute.

Page 20978

(6) Andrews unprinted amendment No. 366, providing for an adequate supply of malting barley in the event that the Secretary imposes an acreage reduction program for feed barley.

Page 20980

(7) Pressler modified Amendment No. 423, providing for a special shelterbelt program in states where Congress finds it is in the public interest to establish and maintain shelterbelts to reduce soil blowing, control snow deposition, conserve moisture, protect crops, orchards, and livestock; to provide food and cover for wildlife; and to provide energy conservation, and increase natural beauty of landscape; directing the Secretary of Agriculture to establish and maintain a shelterbelt program, beginning on October 1, 1981; authorizing the Secretary to enter into 5-year agreements with landowners and operators to establish and maintain shelterbelts identified in conservation plans of entire operating units, developed in cooperation with soil and water conservation districts, under regulations prescribed by the Secretary; providing that the Secretary make an annual payment to landowners (or operators) for period of agreement at rate determined by the Secretary to be fair and reasonable, taking into consideration rate of compensation necessary to encourage owners to participate in such program; and authorizing such sums as necessary to carry out the program.

Page 20981

(8) Heflin unprinted amendment No. 367, providing grants to the 1980 land-grant colleges, including Tuskegee Institute, for the purpose of assisting these institutions in the purchase of equipment and land, and the planning, construction, alteration, or renovation of buildings to strengthen their capacity for research in the food and agricultural sciences.

Page 20981

(9) Dole-Danforth unprinted amendment No. 368, amending the Bankruptcy Act, alleviating the hardships created for farm producers when a commodity warehouse in which their crops are stored files a petition for bankruptcy.

Page 20984

(10) Melcher unprinted amendment No. 370, making it unlawful in the United States or in interstate or foreign commerce, to sell or offer for sale or advertise by variety name, seed not certified by an official seed certifying agency, when it is a variety for which a certificate of plant variety protection, under the Plant Variety Protection Act specifies sale only as a class of certified seed; and that seed from a certified lot may be labeled as to variety name when used in a mixture by, or with the approval of, the owners of the variety.

Page 20989

(11) Kassebaum-Dole unprinted amendment No. 372, establishing a National Agricultural Cost of Production Standards Review Board and giving the Secretary of Agriculture greater flexibility in calculating production cost inputs.

Page 20996

(12) Leahy-Jepsen unprinted amendment No. 373, authorizing the Secretary of Agriculture to establish criteria in cooperation with Federal agencies and departments for the purpose of protecting prime and unique farmlands from adverse effects resulting from Federal programs.

Page 20997

(13) Abdnor-Durenberger unprinted amendment No. 374, requiring a study of the adverse impact of the foreign trade policies of foreign governments on the export sales of United States agricultural commodities and products thereof.

Page 20998

(14) Kasten Amendment No. 534, amending section 403(b) of Public Law 480 of the 83rd Congress, allowing for flexibility in determining the amount of reimbursement due the Commodity Credit Corporation.

Page 20998

(15) Domenici unprinted amendment No. 376, providing that the authority to incur obligations to make Commodity Credit Corporation loans shall be effective only to the extent that such obligations do not exceed annual limitations on new direct loan obligations which shall be provided in annual appropriations acts.

Page 21035

(16) Hayakawa unprinted amendment No. 377, providing greater protection against the introduction and dissemination of plant pests.

Page 21036

(17) Hayakawa unprinted amendment No. 378, enabling producers and importers of flowers and plants to establish, finance, and carry out a coordinated program of research, producer and consumer information, and promotion to improve, maintain, and develop markets for flowers and plants.

Page 21036

(18) Melcher-Durenberger unprinted amendment No. 379, directing that certain findings be made a part of the record of the investigation being conducted by the United States International Trade Commission on the import of milk protein products.

Page 21040

(19) Grassley-Pressler Amendment No. 539, expressing the sense of the Senate that the Secretary of Agriculture should draw attention to the benefits of, and conduct additional research on, conservation tillage.

Page 21042

(20) Durenberger unprinted amendment No. 380, equalizing access to credit for widows and other single parents.

Page 21047

(21) Tower unprinted amendment No. 384, directing the Secretary of Agriculture to review the procedures for determining quality differences in the cotton loan program and to revise such procedures to more accurately reflect actual market value.

Page 21066

(22) Heflin unprinted amendment No. 385 (to unprinted amendment No. 384), providing for a study committee to study alternative methods of establishing values of premiums and discounts for grade, staple, and micronaire for the upland cotton loan program.

Page 21066

(23) Boren unprinted amendment No. 386, authorizing the Secretary of Agriculture to release bee germ plasm to the public.

Page 21068

(24) Grassley unprinted amendment No. 387, providing for the development of an effective plan to deal with the adverse impact of suspensions on export sales of agricultural commodities.

Page 21069

(25) Grassley-Jepsen unprinted amendment No. 388, providing assistance to farmers who remove land from production for the purpose of installing permanent conservation measures.

Page 21071

(26) Levin unprinted amendment No. 389, prohibiting the making of deficiency payments to States and their subdivisions under the programs for wheat, feed grains, upland cotton, and rice.

Page 21071

Rejected:

(1) Quayle unprinted amendment No. 362, to delete the sugar title from the bill. (By 61 yeas to 33 nays, 1 voting present, Senate tabled the amendment.)

Page 20940

(2) Pressler Amendment No. 105, to establish a section 22 quota on the importation of casein products into the United States. (By 60 yeas to 35 nays, Senate tabled the amendment.)

Page 21093

(3) Hatfield modified Amendment No. 524, to repeal Federal provisions of law establishing agricultural programs concerning the marketing of and price support for tobacco; to prohibit compacts among States for regulating tobacco production and commerce; and to amend the Tobacco Inspection Act and the United States Warehouse Act to provide for the assessment of certain fees to cover the costs of inspection, licensing, and other activities carried out under those Acts. (By 53 yeas to 42 nays, Senate tabled the amendment.)

Page 21001

(4) Eagleton unprinted amendment No. 381, to authorize adjustments in the price support levels for different kinds of tobacco in order to make such kinds more competitive in the world markets. (By 48 yeas to 45 nays, Senate tabled the amendment.)

Page 21048

(5) Humphrey Amendment No. 550, to modify sugar price support provisions in section 901 of the bill to provide that level of loans or purchases for processed products of sugar can be not less than 16.5 cents per pound of raw sugar and require that loans mature no later than September 15 of fiscal year in which loans are made. (By 64 yeas to 30 nays, Senate tabled the amendment.)

Page 21055

(6) Zorinsky unprinted amendment No. 382, to revise the provisions relating to commodity programs. (By 60 years to 35 nays, Senate tabled the amendment.)

Page 21058

(7) Zorinsky unprinted amendment No. 383 (to unprinted amendment No. 382), in the nature of a substitute.

Page 21059

A unanimous-consent agreement was reached for further consideration of the bill and additional amendments proposed thereto.

Page 21066

Nominations: Senate received the following nominations:

William L. Garwood, of Texas, to be U.S. Circuit Judge for the Fifth Circuit.

Hayden W. Head, Jr., to be U.S. District Judge for the Southern District of Texas.

James R. Nowlin, to be U.S. District Judge for the Western District of Texas.

William H. Kennedy, to be U.S. Attorney for the Southern District of California.

Guy G. Hurlbutt, to be U.S. Attorney for the District of Idaho.

Jim J. Marquez, to be U.S. Attorney for the District of Kansas.

John A. Smietanka, to be U.S. Attorney for the Western District of Michigan.

Kenneth W. McAllister, to be U.S. Attorney for the Middle District of North Carolina.

Samuel T. Currin, to be U.S. Attorney for the Eastern District of North Carolina.

Rodney S. Webb, to be U.S. Attorney for the District of North Dakota.

Brent D. Ward, to be U.S. Attorney for the District of Utah.

George W. F. Cook, to be U.S. Attorney for the District of Vermont.

Thomas C. Greene, to be U.S. Marshal for the Northern District of Alabama.

Melvin E. Jones, to be U.S. Marshal for the Middle District of Alabama.

P. A. Mangini, to be U.S. Marshal for the District of Connecticut.

Lynn H. Duncan, to be U.S. Marshal for the Northern District of Georgia.

Ralph D. Morgan, to be U.S. Marshal for the Southern District of Indiana.

One Army nomination in the rank of General.

Page 21107

Messages From the President: Page 21072

Messages From the House: Page 21072

Measures Referred: Page 21072

Communications: Page 21072

Statements on Introduced Bills: Pages 21074–21082

Amendments Submitted for Printing: Page 21085

Notices of Hearings: Pages 21085–21086

Committee Authority To Meet: Page 21086

Additional Statements: Page 21086–211106

Nominations: Page 21107

Record Votes: Six record votes were taken today. (Total-265)

Pages 20961, 20995, 21034, 21055, 21057, 21064

Recess: Senate convened at 9:15 a.m., and recessed on Friday, September 18, at 12:15 a.m., until 10 a.m., the same day. (For Senate's program, see remarks of Senator Baker in today's Record on page 21107.)

Committee Meetings

FLAG/GENERAL OFFICERS

Committee on Armed Services: Subcommittee on Manpower and Personnel approved for full committee consideration proposed legislation providing for Flag and General Officer strengths of the Department of Defense.

Prior to this action, the subcommittee concluded hearings on the aforementioned proposal, after receiving testimony from Lawrence J. Korb, Assistant Secretary of Defense for Manpower, Reserve Affairs, and Logistics.

OIL AND GAS LEASES

Committee on Energy and Natural Resources: Subcommittee on Energy and Mineral Resources concluded hearings on S. 383, S. 466, S. 651, S. 1457, and S. 1605, bills providing for the reinstatement and validation of certain U.S. oil and gas leases, after receiving testimony from David C. Russell, Deputy Assistant Secretary of the Interior for Land and Water Resources; William J. Pierini, AMOCO Production Co., and Robert W. Wellingham, Integrity Oil and Gas Company, both of Denver, Colorado; J. Schmitt, on behalf of the Tenneco Oil Co., Houston, Texas; and R. K. Stensrud, Reichhold Energy Corporation, Tacoma, Washington.

HYDROCARBON DEPOSITS

Committee on Energy and Natural Resources: Subcommittee on Energy and Mineral Resources concluded hearings on S. 1575, to facilitate and encourage the production of oil from tar sand and other hydrocarbon deposits, after receiving testimony from David C. Russell, Deputy Assistant Secretary of the Interior for Land and Water Resources; Jack Lyman, Utah Department of Natural Resources and Energy, Salt Lake City; and Fred W. Finlinson, on behalf of the Rocky Mountain Oil and Gas Association, Denver, Colorado.

FOREIGN POLICY

Committee on Foreign Relations: Committee held hearings on U.S. foreign policy, the current situation in the Persian Gulf, and the proposed arms sales to Saudi Arabia, receiving testimony from Alexander M. Haig, Jr., Secretary of State.

Committee recessed subject to call.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of Nyle C. Brady, of New York, to be an Assistant Administrator of the Agency for International Development, and John A. Bohn, Jr., of California, to be U.S. Director of the Asian Development Bank, after the nominees testified and answered questions in their own behalf. Mr. Brady was introduced by Senator D'Amato.

FEDERAL REGULATIONS

Committee on Governmental Affairs: Committee approved for reporting with an amendment in the nature of a substitute S. 1080, improving and modifying the Federal regulatory process.

NOMINATION

Committee on Governmental Affairs: Committee concluded hearings on the nomination of Charles A. Bowsher, of Maryland, to be Comptroller General of the United States, after the nominee testified and answered questions in his own behalf.

U.S. CONSTITUTION BICENTENNIAL

Committee on the Judiciary: Subcommittee on the Constitution held hearings on S. 477 and S.J. Res. 33, establishing a Commission to plan and develop a program to commemorate the bicentennial of the U.S. Constitution, receiving testimony from Senator Mathias; William C. Westmoreland, on behalf of The Bicentennial Council of the Thirteen Original States Fund, Inc., Alexandria, Virginia; Richard B. Morris, Columbia University, New York City, on behalf of the American Historical Association; and Marna Tucker, on behalf of the American Bar Association, Ronald Hoffman, U.S. Capitol Historical Society, and Boris Feinman, Convention II, Inc., all of Washington, D.C.

Hearings were recessed subject to call.

BAIL REFORM

Committee on the Judiciary: Subcommittee on the Constitution held hearings on S. 1554, S. 1253, S. 482, and S. 440, bills to amend the Federal Criminal Code with respect to the circumstances under which a person charged with or convicted of a crime may be released on bail or personal recognizance, and to examine previous standards for bail, the current facts and studies, the effect of present laws on crime and crime deterrence, and the legal distinctions under current law, receiving testimony from Senators Chiles, Kassebaum, and Bumpers; James Anders, Columbia, South Carolina; Daniel Freed, Yale Universtiy, New Haven, Connecticut; and Kenneth J. Hodson, on behalf of the American Bar Association, Chicago, Illinois.

Hearings continue on Thursday, October 22.

SOCIETAL PROBLEMS

Committee on Labor and Human Resources: Subcommittee on Aging, Family and Human Services held hearings on the issue of primary intervention in addressing societal problems, focusing on the causes of the problems and efforts to alleviate conditions which result in the social ills confronting this nation, receiving testimony from Robert Woodson, American Enterprise Institute for Public Policy, Washington, D.C.; John J. McKnight, Center for Urban Affairs, Evanston, Illinois; James Garbarino, Pennsylvania State University, University Park; Carol Symons, Neighborhood and Family Service Project, Baltimore, Maryland; H. Chris Williams, Sun Belt Institute of Human Factors, Research and Development, Mobile, Alabama; and Lee Salk, Cornell University Medical Center, New York City.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 16 public bills, H.R. 4506–4520 and 4522; 1 private bill, H.R. 4521; and 8 resolutions, H.J. Res. 183 and 184, H. Con. Res. 331 and 332, and H. Res. 222–225 were introduced.

Pages 20922–20923

Bills Reported: Reports were filed as follows:

H. Res. 222, providing for the consideration of H.R. 3112, to amend the Voting Rights Act of 1965 to extend certain provisions for an additional ten years, and to extend certain other provisions for an additional seven years (H. Rept. 97–229);

H. Res. 223, providing for the consideration of H.R. 4, to amend the National Security Act of 1947 to prohibit the unauthorized disclosure of information identifying certain United States intelligence officers, agents, informants, and sources (H. Rept. 97–230);

H. Res. 224, providing for the consideration of H.R. 3210, to amend the Surface Transportation Assistance Act of 1978, and to establish obligation limitations for fiscal year 1982 (H. Rept. 97–231);

H. Res. 225, providing for the consideration of H.R. 3377, authorizing appropriations to the Secretary of the Interior for services necessary to the nonperforming arts functions of the John F. Kennedy Center for the Performing Arts (H. Rept. 97–232);

H. Con. Res. 179, making apportionment of funds for the National System of Interstate and Defense Highways for the fiscal year 1983 (H. Rept. 97–233);

H.R. 4284, to name the lock authorized as a replacement for Vermilion Lock, Louisiana, as "Leland Bowman Lock" (H. Rept. 97–234); and

H.R. 4522, making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1982 (H. Rept. 97–235).

Page 20922

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Foley to act as Speaker pro tempore for today.

Page 20861

Printing: House agreed to H. Con. Res. 106, to provide for the printing of the brochure entitled "How Our Laws Are Made".

Page 20863

Overseas Private Investment Corporation: House agreed to H. Res. 216, providing for the consideration of H.R. 3136, to amend the Foreign Assistance Act of 1961 with respect to the activities of the Overseas Private Investment Corporation.

Pages 20863–20864

Late Report: Committee on Public Works and Transportation received permission to have until midnight tonight to file a report on H.R. 4284, to name the lock authorized as a replacement for Vermilion Lock, Louisiana, as "Leland Bowman Lock".

Page 20868

State Department Authorization: By a yea-and-nay vote of 165 yeas to 226 nays, Roll No. 211, the House failed to pass H.R. 3518, to authorize appropriations for fiscal years 1982 and 1983 for the Department of State, the International Communication Agency, and the Board for International Broadcasting.

Rejected a motion to recommit the bill to the Committee on Foreign Affairs.

By a yea-and-nay vote of 379 yeas to 3 nays with 1 voting "present", Roll No. 209, the House agreed to resolve itself into the Committee of the Whole.

Agreed To:

The District of Columbia Committee amendment, as amended by a substitute, that established a District of Columbia Foreign Missions Commission with jurisdiction over location of foreign missions in the city;

An amendment that prohibited the State Department from certifying or otherwise authenticating the diplomatic status of more than two persons for each foreign mission for the purpose of facilitating the issuance of diplomatic license plates;

Sundry technical amendments;

An amendment that reduced the 1983 fiscal year authorization for Administration of Foreign Affairs by $496.3 million (agreed to by a division vote of 42 ayes to 18 noes);

An amendment that prohibited use of funds to establish new United States consulates until the following consulates were reopened: Turin, Italy; Salzburg, Austria; Goteborg, Sweden; Bremen, Germany; Nice, France; Mandalay, Burma; and Brisbane, Australia;

An amendment that reduced the authorizations for International Organizations and Conferences by $94 million in fiscal year 1982 and $84.96 million in fiscal year 1983;

An amendment that prohibited funds for UNESCO if it implemented an international licensing policy for journalists, otherwise acted to restrict the free flow of information within or among countries, or imposed mandatory codes of journalistic practice or ethics (agreed to by a recorded vote of 372 ayes to 19 noes, Roll No. 210);

An amendment that required the President to evaluate and report to Congress on the programs and activities of UNESCO and the extent they serve the national interests of the United States, and on the quality of United States participation in UNESCO;

An amendment that provided for distribution within the United States of the I.C.A. film entitled "And Now Miguel";

An amendment that redesignated the International Communication Agency as the United States Information Agency;

An amendment that required the Secretary to report to Congress on scientific exchanges with the Soviet Union and prohibited use of funds after June 30, 1982 to finance any long-term scientific or technological study in the United States by citizens of the Soviet Union in the Graduate Student/Young Faculty Exchange or in the Senior Scholar Exchange;

An amendment that required the President to report to Congress on the total cost of Federal, State, and local efforts to assist refugees and Cuban and Haitian entrants within the United States or abroad for each of fiscal years 1981 and 1982; and

An amendment that expressed the support of Congress for the implementation of the World Health Organization voluntary code on infant formula.

H. Res. 182, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 385 yeas to 5 nays, Roll No. 208.

Pages 20868–20870

South African Rugby Team: Objection was heard to a unanimous-consent request to consider H. Con. Res. 183, expressing the sense of the Congress that the National Rugby Team of South Africa should not play in the United States.

Page 20902

Late Reports: Committee on Appropriations received permission to have until midnight tonight to file a report on H.R. 4522, making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1982; and

Committee on Public Works and Transportation received permission to have until midnight tonight to file a report on H. Con. Res. 179, making apportionment of funds for the National System of Interstate and Defense Highways for the fiscal year 1983.

Page 20902

Legislative Program: Majority Whip announced the legislative program for the week of September 21. Agreed to adjourn from Friday, September 18 to Monday, September 21.

Page 20903

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of September 23.

Page 20903

Referral: One Senate-passed measure was referred to the appropriate House committee.

Pages 20914–20915

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page H6386.

Quorum Calls—Votes: Three yea-and-nay votes and one recorded vote developed during the proceedings of the House today and appear on pages 20867–20868, 20868–20869, 20889–20890, 20900. There were no quorum calls.

Adjournment: Adjourned at 3:11 p.m.

Committee Meetings

HUMAN NUTRITION SERVICE

Committee on Agriculture: Subcommittee on Domestic Marketing, Consumer Relations, and Nutrition and the Subcommittee on Department Operations, Research and Foreign Agriculture held a joint hearing on reorganization of the Department of Agriculture's Human Nutrition Service. Testimony was heard from departmental witnesses.

FLORAL BOARD CHECKOFF LEGISLATION

Committee on Agriculture: Subcommittee on Domestic Marketing, Consumer Relations, and Nutrition held a hearing on H.R. 4475, to enable producers and importers of flowers and plants to establish, finance, and carry out a coordinated program of research, producer and consumer information, and promotion to improve, maintain, and develop markets for flowers and plants. Testimony was heard from public witnesses.

LOANS FOR WHEAT AND FEED GRAINS

Committee on Agriculture: Subcommittee on Wheat, Soybeans and Feed Grains held a hearing on H.R. 4179, to amend the Agricultural Act of 1949 to authorize the Secretary of Agriculture to guarantee certain loans made by private lenders to producers who are eligible to receive loans for wheat and feed grains under such act. Testimony was heard from departmental and public witnesses.

D.C. APPROPRIATIONS; FOREIGN ASSISTANCE APPROPRIATIONS

Committee on Appropriations: Ordered reported the following measures: H.R. 4522, making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1982 and the Foreign Assistance appropriation bill for fiscal year 1982.

MILITARY PERSONNEL EDUCATIONAL ASSISTANCE PROGRAM

Committee on Armed Services: Subcommittee on Military Personnel and Compensation continued hearings on legislative proposals for a new educational assistance program for military personnel. Testimony was heard from Lt. Gen. Andrew P. Iosue, Deputy Chief of Staff for Manpower and Personnel, U.S. Air Force and Brig. Gen. Thomas C. Richards, Commander, U.S. Recruiting Service, Air Training Command, U.S. Air Force.

DISPOSAL OF VARIOUS CRITICAL MATERIALS

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials met to receive a GSA briefing on disposal of various critical materials, especially silver, under Public Law 97–35, Omnibus Budget Reconciliation Act of 1981. The Subcommittee was briefed by Roy Markon, Commissioner, Federal Property Resources Services, GSA.

AMERICAN ECONOMY

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization continued hearings on the general issues of revitalization and the American economy, with emphasis on Cities: Infrastructure Problems and Needs. Testimony was heard from public witnesses.

Hearings continue September 22.

MIGRANT AND SEASONAL FARMWORKER HOUSING

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development held a hearing on Migrant and Seasonal Farmworker Housing in the United States. Testimony was heard from Representative Chisholm; from the following officials of the Farmers Home Administration, USDA: Charles W. Shuman, Administrator and Larry Hammond, Acting Assistant Administrator; from the following officials of the Department of Labor: William Otter, Director, Wage and Hour Division, Employment Standards Administration; John Miles, representing the Occupational Safety and Health Administration and Gilbert Apodaca, representing the Employment Training Administration and public witnesses.

OVERSIGHT-SCHOOL LUNCH PROGRAM

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education held an oversight hearing on meal pattern changes in the School Lunch program. Testimony was heard from William Hoagland, Administrator, Food and Nutrition Service, USDA.

Hearings continue tomorrow.

SECURITIES EXCHANGE ACT AMENDMENTS; ENERGY CONSERVATION DAYLIGHT SAVINGS TIME ACT

Committee on Energy and Commerce: Ordered reported the following bills: H.R. 4145, as amended, to amend the Securities Exchange Act of 1934 to provide uniform margin requirements in transactions involving the acquisition of securities of certain U.S. corporations by non-U.S. persons where such acquisition is financed by non-U.S. lenders, to specify a private right of action for violations of margin requirements and H.R. 4437, Energy Conservation Daylight Savings Time Act of 1981.

MISCELLANEOUS MEASURES

Committee on Foreign Affairs: Ordered reported the following measures: H. Res. 142, as amended, expressing the sense of the House of Representatives that the United Nations Educational, Scientific and Cultural Organization should cease efforts to attempt to regulate the flow of news and information around the world; H. Con. Res. 111, expressing the sense of the Congress that the Government of the Soviet Union should cease its imprisonment of Yurly Shukhevych and permit him and his family to emigrate from the Soviet Union; H. Res. 193, concerning the safety and freedon to Soviet citizen Yuri Badzyo; H. Res. 152, to urge the President to continue to express the opposition of the United States to the imprisonment of Anatoly Shcharansky by the Soviet Union; H. Con. Res. 176, with respect to the proposed Agreement for Cooperation between the United States and Egypt concerning peaceful uses of nuclear energy; H. Res. 214, as amended, condemning South Africa's recent invasion of Angola and the resulting unnecessary loss of lives and destruction of property, and calling upon all parties to the Namibian conflict to cooperate in the implementation of United Nations Security Council Resolution 435, and H. Con. Res. 181, as amended, expressing the sense of the Congress that the National Rugby Team of South Africa should not play in the United States.

HUMAN RIGHTS POLICY

Committee on Foreign Affairs: Subcommittee on Human Rights and International Organizations continued hearings on Implementation of Congressionally Mandated Human Rights Provisions Part III. Testimony was heard from public witnesses.

OVERSIGHT

Committee on Government Operations: Subcommittee on Environment, Energy, and Natural Resources held an oversight hearing on U.S. Synthetic Fuels Corporation. Testimony was heard from the following officials of the Synthetic Fuels Corporation: Edward E. Noble, Chairman and Victor Schroeder, member.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Office Systems met and approved for full Committee action pending business.

NUCLEAR WASTE MANAGEMENT LEGISLATION

Committee on Interior and Insular Affairs: Met to consider the following bills: H.R. 3809, to provide for repositories for the disposal of high-level radioactive

waste, transuranic waste, and spent nuclear fuel, to amend provisions of the Atomic Energy Act of 1954 relating to low-level waste, and to modify the Price-Anderson provisions of the Atomic Energy Act of 1954 and certain other provisions pertaining to facility licensing and safety; H.R. 2881, Nuclear Waste Management Policy Act; H.R. 2840, Nuclear Waste Policy Act; H.R. 2800, Nuclear Reactor Moratorium and Nuclear Waste Disposal Prohibition Act; H.R. 1993, Radioactive Waste Research, Development, and Policy Act; and H.R. 4106, to provide for a formal process of State participation and concurrence regarding the management and storage of certain radioactive materials.

Will continue September 24.

SECRET SERVICE PROTECTION

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations held a hearing on H.R. 4468, to amend chapter 84, section 1752 of title 18, United States Code, to authorize the Secretary of the Treasury to establish zones of protection for certain persons protected by the U.S. Secret Service. Testimony was heard from J. Robert McBrien, Special Assistant to the Assistant Secretary of the Treasury for Enforcement and Operations.

OVERSIGHT—SCHOOL DESEGREGATION

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights held an oversight hearing on School Desegregation. Testimony was heard from Representative Mottl and public witnesses.

Hearings continue September 21.

OVERSIGHT—REFUGEE PROGRAM

Committee on the Judiciary: Subcommittee on Immigration, Refugees, and International Law held an oversight hearing on the Refugee Program. Testimony was heard from public witnesses.

Hearings continue September 23.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Monopolies and Commercial Law held an oversight hearing on bankruptcy provisions relating to stockbroker bankruptcies. Testimony was heard from Bevis Longstreth, Commissioner, SEC and public witnesses.

COAST GUARD PROGRAMS

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and Navigation held a hearing on Military Readiness and International Programs of the U.S. Coast Guard. Testimony was heard from David Hiller, Special Assistant to the Attorney General, Department of Justice; Adm. John B. Hayes, Commandant, U.S. Coast Guard and public witnesses.

MISCELLANEOUS MEASURES

Committee on Public Works and Transportation: Ordered reported the following measures: H. Con. Res. 179, making apportionment of funds for the National System of Interstate and Defense Highways for the fiscal year 1983; and H.R. 4284, to name the lock authorized as a replacement for Vermilion Lock, Louisiana, as "Leland Bowman Lock."

The Committee approved an amendment to be offered during House consideration of H.R. 2643, Airport and Airway Improvement Act of 1981.

The Committee also reconsidered and amended a construction prospectus.

3R HIGHWAY PROGRAM

Committee on Public Works and Transportation: Subcommittee on Investigations and Oversight held a hearing on issues related to the Federal Highway Administration's notice of proposed Rulemaking "Design Standards for Highways: Resurfacing, Restoration and Rehabilitation of Streets and Highways other than Freeways." Testimony was heard from the following officials of the Federal Highway Administration, Department of Transportation: Ray Barnhart, Jr., Administrator; David K. Phillips, Director, Office of Engineering; Dr. Samuel Tignor, Chief, Systems Requirement and Evaluation Group, Office of Research.

FEDERAL WATER POLLUTION CONTROL ACT AMENDMENTS

Committee on Public Works and Transportation: Subcommittee on Water Resources approved for full Committee action as amended H.R. 4503, Federal Water Pollution Control Act Amendments of 1981.

VOTING RIGHTS ACT EXTENSION

Committee on Rules: Granted an open rule providing two hours of debate on H.R. 3112, to amend the Voting Rights Act of 1965 to extend certain provisions for an additional 10 years, to extend certain other provisions for an additional 7 years. Testimony was heard from Chairman Rodino and Representatives Edwards of California, Washington, Hyde and Lungren.

INTELLIGENCE IDENTITIES PROTECTION ACT

Committee on Rules: Granted an open rule providing one hour of debate on H.R. 4, Intelligence Identities Protection Act. Testimony was heard from Chairman Boland and Representatives Robinson and McClory.

FEDERAL-AID HIGHWAY ACT

Committee on Rules: Granted an open rule providing one hour of debate on H.R. 3210, Federal-Aid Highway Act of 1981. Testimony was heard from

Chairman Howard and Representatives Anderson and Shuster.

JOHN F. KENNEDY CENTER AUTHORIZATION

Committee on Rules: Granted an open rule providing one hour of debate on H.R. 3377, Authorizing appropriations to the Secretary of the Interior for services necessary to the nonperforming arts functions of the John F. Kennedy Center for the Performing Arts. Testimony was heard from Representatives Fary and Stangeland.

REDUCTION IN FORCE

Committee on Science and Technology: Subcommittee on Energy Research and Production held a hearing on the impact of the planned reduction in force on the Department of Energy's Conservation and Renewable Energy Programs. Testimony was heard from the following officials of the Department of Energy: J. Merle Schulman, Director, Office of Personnel and Robert San Martin, 0representating Joseph Tribble, Assistant Secretary for Conservation and Renewable Energy.

INNOVATION AND PRODUCTIVITY

Committee on Science and Technology: Subcommittee on Science, Research and Technology concluded hearings on the Human Factor in Innovation and Productivity. Testimony was heard from Representative Dymally and public witnesses.

DRUG ABUSE IN THE MILITARY

Select Committee on Narcotics Abuse and Control: Held a hearing on Drug Abuse in the Military: Findings of the Select Committee Survey. Testimony was heard from the following officials of the Drug Enforcement Administration, Department of Justice: William Gordon Fink, Director, Office of Congressional and Public Affairs and John Warner, Director, Foreign Operations; Brig. Gen. William Louisell, U.S.A. (ret.), Deputy Assistant Secretary of Defense for Drug and Alcohol Abuse Prevention; Maj. Gen. Mary E. Clarke, U.S.A., Director, Human Resources Development, Office of the Deputy Chief of Staff for Personnel, Department of the Army; Maj. Gen. William R. Usher, USAF, Director, Office of Personnel Plans, USAF; RAdm. Paul J. Mulloy, USN, Director, Human Resources Management Division, Office of the Chief of Naval Operations and Brig. Gen. Anthony Lukeman, USMC, Director, Plans and Policy Division, Manpower Department, Headquarters, U.S. Marine Corps.

Joint Meetings

INTEREST RATES

Joint Economic Committee: Committee concluded hearings on the President's economic program and its effects on interest rates, focusing on the cost and distribution effects of high interest rates, the gold standard, and the Administration's budgetary and tax policies, after receiving testimony from Walter W. Heller, University of Minnesota, Minneapolis.

NATIONAL TOURISM POLICY

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of S. 304, establishing a national tourism policy and independent Government agency to carry out the national tourism policy.

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Friday, September 18, 1981

Senate

Chamber Action

Routine Proceedings, pages 21168–21290

Bills Introduced: Eight bills were introduced, as follows: S. 1639–1646.

Page 21249

Bills Reported: Reports were made as follows:

S. 929, providing for improved administration of the amateur radio service and private land mobile and fixed services by the Federal Communications Commission, addressing the problem of radio-frequency interference to certain electronic equipment, and permitting volunteer assistance to the Federal Communications Commission in the area of examinations, licensing, and enforcement in the amateur radio service, with an amendment in the nature of a substitute. (S. Rept. No. 97–191).

S. 1080, improving and modifying the Federal Regulatory process, with an amendment in the nature of a substitute.

Pages 21248–21249

Measures Passed:

Agriculture and Food Act of 1981: By 49 yeas to 32 nays, Senate passed S. 884, authorizing funds for fiscal years 1982 through 1985, for commodity price support programs administered by the Department of Agriculture, for agriculture research, and conservation, and agriculture exports, after agreeing to a modified committee amendment in the nature of a substitute, and taking action on additional amendments proposed thereto, as follows:

Adopted:

(1) Helms-Huddleston unprinted amendment No. 390, making minor changes in the provisions relating to the Joint Council on Food and Agricultural Sciences to enable the Department of Agriculture to better carry out its science and education functions.

Page 21186

(2) Helms unprinted amendment No. 391, deleting the requirement that actions under the Special Standby Export Subsidies Program be authorized by the dispute settlement procedures of the subsidies code of GATT.

Page 21186

(3) By 46 yeas to 39 nays, Dole unprinted amendment No. 395, providing for loan rates, target prices, disaster payments, reduction program, and land diversion for the 1982 through 1985 crops of wheat, feed grains, cotton, and rice.

Page 21214

(4) Melcher unprinted amendment No. 399, authorizing and confirming administrative jurisdiction in the Secretary of Agriculture over certain lands.

Page 21233

(5) Melcher unprinted amendment No. 401, providing surplus commodities to nutrition projects operating under the authority of the Older Americans Act and to child nutrition programs.

Page 21235

(6) Helms unprinted amendment No. 402, of a technical nature.

Page 21236

(7) Helms unprinted amendment No. 403, of a technical nature.

Page 21236

Rejected:

(1) Lugar unprinted amendment No. 392, to change the loan rates, land diversion, and payment yield for the 1982 through 1985 crops of wheat, feed grains, rice, and cotton. (By 45 yeas to 43 nays, Senate tabled the amendment.)

Page 21187

(2) Melcher unprinted amendment No. 393 (to unprinted amendment No. 392), relating to the support levels of wheat and corn. (By 65 yeas to 23 nays, Senate tabled the amendment.)

Page 21195

(3) Dole unprinted amendment No. 394 (to unprinted amendment No. 392), in the nature of a substitute. (By 42 yeas to 46 nays, Senate failed to table the amendment.)

Page 21198

(4) Baucus unprinted amendment No. 396 (to unprinted amendment No. 395), to increase the loan level for wheat for the 1982 crop year. (By 59 yeas to 28 nays, Senate tabled the amendment.)

Page 21227

(5) By 22 yeas to 54 nays, 6 voting present, Moynihan modified unprinted amendment No. 397, to express the sense of the Congress that the taxing power of government should not be used to regulate the agricultural economy or bring about social change in farming.

Page 21229

(6) Eagleton unprinted amendment No. 398, to authorize adjustments in the price support levels for different kinds of tobacco in order to make such kinds more competitive in the world markets. (By 41 yeas to 40 nays, the Senate tabled the amendment.)

Page 21231

Pages 21186–21248, 10058–21290

Confirmations: Senate confirmed the following nominations:

Jose M. Casanova, of Florida, to be Executive Director of the Inter-American Development Bank.

Guy W. Fiske, of Missouri, to be Under Secretary of Energy.

William A. Vaughan, of Michigan, to be an Assistant Secretary of Energy, (Environmental Protection Safety and Emergency Preparedness).

Rayburn D. Hanzlik, of California, to be Administrator of the Economic Regulatory Administration.

Dallas L. Peck, of Virginia, to be Director of the Geological Survey.

Robert C. Horton, of Colorado, to be Director of the Bureau of Mines.

W. Kenneth Davis, of California, to be Representative, and Richard T. Kennedy and Roger Kirk, both of the District of Columbia, and Thomas M. Roberts, of Tennessee, to be an Alternate Representative to the Twenty-fifth Session of the General Conference of the International Atomic Energy Agency.

Eight Army nominations in the rank of General.

Six Navy nominations in the rank of Admiral.

One Air Force nomination in the rank of General.

One Air Force nomination in the rank of Colonel.

Routine lists of nominations in the Army, Navy, Air Force and Marine Corps.

Page 21290

Executive Report: Senate received an Executive Report to accompany the nomination of Sandra Day O'Connor, to be an Associate Justice of the Supreme Court of the United States (together with additional, supplemental, and separate views) (Ex. Rept. No. 97–22)

Page 21249

Nomination: Senate received the nomination of Rickey Dale James, of Missouri, to be a Member of the Mississippi River Commission.

Page 21290

Presidential Message: Senate received a message from the President of the United States, transmitting the Second Annual Report of the Federal Labor Relations Authority for the fiscal year ending Septem-

ber 30, 1980, which was referred to the Committee on Governmental Affairs (PM–78). Page 21248

Messages From the President: Page 21248

Communications: Page 21248

Statements on Introduced Bills: Pages 21249–212625

Amendments Submitted for Printing: Page 21263

Notices of Hearings: Pages 21263–21264

Committee Authority to Meet: Page 21264

Additional Statements: Pages 21264–212892

Nominations: Page 21290

Confirmations: Page 21290

Record Votes: Eight record votes taken today. (Total—273). Pages 21198, 21213, 21214, 21228–21229, 21231, 21233, 21247

Recess: Senate convened at 10 a.m., and recessed at 7:16 p.m., until 9:30 a.m., on Monday, September 21, 1981. Page 21290

Committee Meetings

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of Robert P. Paganelli, of New York, to be Ambassador to the Syrian Arab Republic, David E. Zweifel, of Maryland, to be Ambassador to the Yemen Arab Republic, Michael H. Newlin, of Maryland, to be Ambassador to the Democratic and Popular Republic of Algeria, Richard W. Murphy, of Maryland, to be Ambassador to the Kingdom of Saudi Arabia, and Joseph V. Reed, Jr., of Connecticut, to be Ambassador to the Kingdom of Morocco, after the nominees testified and answered questions in their own behalf.

Committee will consider the aforementioned nominations on Tuesday, September 22.

FEDERAL CONSULTANTS

Committee on Governmental Affairs: Subcommittee on Federal Expenditures, Research, and Rules concluded hearings on S. 719, requiring the disclosure of Federal agency use of consultants, after receiving testimony from Clifford I. Gould, Director, Federal Personnel and Compensation Division, General Accounting Office; Donald E. Sowle, Administrator for Federal Procurement Policy, Office of Federal Procurement Policy, Office of Management and Budget; Arch S. Ramsay, Acting Deputy Director, Office of Personnel Management; Karen H. Williams, Crowell & Moring, and Laura Henderson, National Council of Professional Services Firms, both of Washington, D.C.; and Russell W. Richardson, Committee on Contracting Out, Arlington, Virginia.

House of Representatives

Chamber Action

Bills Introduced: 6 public bills, H.R. 4523–4528; and 3 resolutions, H. Res. 226–228 were introduced. Page H6394

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Wright to act as Speaker pro tempore for today. Page H6387

Legislative Business: No legislative business was conducted while the House was in session today.

Referral: One Senate-passed measure was referred to the appropriate House committee. Page H6394

Quorum Calls—Votes: No quorum calls or recorded votes developed during the proceedings of the House today.

Adjournment: Adjourned at 10:30 a.m.

Committee Meetings

OVERSIGHT—SCHOOL LUNCH PROGRAM

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education continued oversight hearings on meal pattern changes in the School Lunch program. Testimony was heard from public witnesses.

Hearings continue September 24.

OVERSIGHT—FTC

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held an oversight hearing on the Federal Trade Commission's Mail Order Rule and the JS & A case. Testimony was heard from the following officials of FTC: David A. Clanton, Acting Chairman; Linda Colvard Dorian, Deputy Director, Bureau of Consumer Protection; Paul Turley, Director, Chicago Regional Office; William Sanger, Assistant Director for Compliance, Bureau of Consumer Protection and Alan Krause, Consumer Protection Specialist, Chicago Regional Office and public witnesses.

COASTAL ZONE MANAGEMENT

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography approved for full Committee action H. Con. Res. 166, disapproving certain coastal zone management consistency regulations.

HEARINGS ON OVERSIGHT

Committee on Rules: Subcommittee on Legislative Process held a hearing on Congressional oversight, including the following measures: H.R. 2, Sunset Act of 1981; H.R. 58, Sunset Review Act of 1981

and Section 1 of H. Res. 100, Committee Improvement Amendments of 1981. Testimony was heard from Representatives Blanchard, Panetta and Bedell.

Hearings continue September 25.

SOCIAL SECURITY DISABILITY PROGRAM

Committee on Ways and Means: Subcommittee on Social Security and the Subcommittee on Oversight held a joint hearing on possible irregularities in medical examinations purchased from "volume providers" for the social security disability program. Testimony was heard from Sandy Crank, Associate Commissioner for Operational Policy and Procedures, Social Security Administration, Department of Health and Human Services and public witnesses.

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Monday, September 21, 1981

Senate

Chamber Action

Routine Proceedings, pages 21300–21405

Bills Introduced: Two bills and three resolutions were introduced, as follows: S. 1647–1648, and S.J. Res. 110, and S. Res. 213–214.

Pages 21376, 21378, 21385

Bills Reported: Reports were made as follows:

S. Res. 213, authorizing additional expenditures by the Committee on the Judiciary for inquiries and investigations. Referred to the Committee on Rules and Administration.

Page 21378

Measure Passed:

Commendation of Walter J. Stewart: Senate agreed to S. Res. 214, commending Walter J. Stewart for his long, faithful and exemplary service to the United States Senate.

Page 21376

Minority Leader Appointment: The Chair, on behalf of the Minority Leader, appointed John Y. Brown, Governor of Kentucky, to the Congressional Award Board.

Page 21392

Confirmations: Senate confirmed the following nominations:

By unanimous vote of 99 yeas, Sandra D. O'Connor, of Arizona, to be an Associate Justice of the Supreme Court.

By 97 yeas to 2 nays, James C. Miller III, of the District of Columbia, to be a Federal Trade Commissioner.

By 71 yeas to 28 nays, James R. Richards, of Virginia, to be Inspector General of the Department of Energy.

Page 2137

Nominations: Senate received the following nominations:

Thomas R. Pickering, of New Jersey, to be Ambassador to the Federal Republic of Nigeria.

Beverly E. Ledbetter, of Rhode Island, to be an Assistant Attorney General.

Malcolm R. Lovell, Jr., of the District of Columbia, to be Under Secretary of Labor.

John F. Cogan, of California, to be an Assistant Secretary of Labor.

Lenora Cole-Alexander, of the District of Columbia, to be Director of the Women's Bureau, Department of Labor.

C. Everett Koop, of Pennsylvania, to be Medical Director in the Regular Corps of the Public Health Service, and to be Surgeon General of the Public Health Service.

Mark Goode, of California, to be a Member of the Board for International Broadcasting.

James E. Yonge, of Florida, to be a Member of the Board of Directors of the Export-Import Bank.

Rosemary M. Collyer, of Colorado, to be a Member of the Federal Mine Safety and Health Review Commission.

Joseph W. Brown, of Nevada, to be a Member of the Foreign Claims Settlement Commission.

Edgar F. Callahan, of Illinois, to be a Member of the National Credit Union Administration Board.

Carlos Salman, of Florida, to be a Member of the Board of Directors of the International Development Cooperation Agency.

Routine lists of Navy and Foreign Service nominations.

Page 21405

Messages From the President: **Page 21377**

Communications: **Pages 21377–21378**

Statement on Introduced Bills: **Pages 21378–21385**

Notices of Hearings: **Page 21385**

Committee Authority To Meet: **Page 21386**

Additional Statements: **Pages 21386–21392**

Nominations: **Pages 21392–21405**

Confirmations: **Page 21405**

Record Votes: Three record votes were taken today. (Total—276)

Page 21375

Recess: Senate convened at 9:30 a.m., and recessed at 7:04 p.m., until 11 a.m., on Tuesday, September 22, 1981. (For Senate's program see remarks of Senator Stevens in today's Record on pages 21376, 21392.)

Committee Meetings

U.S. SHIPPING

Committee on Commerce, Science, and Transportation: Subcommittee on Merchant Marine held hearings on S. 1593 and S. 125, bills revising and clarifying U.S. regulation of international liner shipping in the U.S. foreign trade, receiving testimony from Alan Green, Jr., Chairman, C. Jonathan Benner, General Counsel, and James K. Cooper, Managing Director, all of the Federal Maritime Commission; James L. Holloway, III, Washington, D.C., W. J. Amoss, Jr., Lykes Brothers Steamship Company, Inc., New Orleans, Louisiana, William B. Bru, United States Lines, Inc., Cranford, New Jersey, and George B. Lowman, Farrell Lines, Inc., Robert E. O'Brien, Moore McCormack, Inc., and Spyros S. Skouras, Prudential Lines, all of New York City, all on behalf of the Council of American-flag Ship Operators; Peter Finnerty, Sea-Land Service, Incorporated, and Henry de la Trobe, Ian Ross-Bell, and Ronald A. Capone, all of the Council of European & Japanese National Shipping Associations, all of Washington, D.C.; and John Kaufman, Westwood Shipping Lines, Tacoma, Washington.

Hearings continue on Wednesday, September 23.

U.S. PHOTOVOLTAIC INDUSTRY

Committee on Energy and Natural Resources: Subcommittee on Energy Research and Development concluded oversight hearings on the implementation of the Department of Energy's Photovoltaic program, focusing on the status of the U.S. photovoltaic industry and its potential for competing in foreign markets, after receiving testimony from Allan I. Mendelowitz, Associate Director, International Division, Trade, Energy & Finance Group, General Accounting Office; Robert L. San Martin, Deputy Assistant Secretary of Energy for Conservation and Renewable Energy; William E. Bicker, ARCO Solar Industries, Los Angeles, California; Peter E. Glaser, Arthur D. Little, Inc., Cambridge, Massachusetts; John Goldsmith, Solarex Corporation, Rockville, Maryland; and Joel A. Weiss, Solar Energy Industries Association, and Terry Johnson, Solar Lobby, both of Washington, D.C.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of Jack F. Matlock, Jr., of Florida, to be Ambassador to the Czechoslovak Socialist Republic, David B. Funderburk, of North Carolina, to be Ambassador to the Socialist Republic of Romania, Faith R. Whittlesey, of Pennsylvania, to be Ambassador to Switzerland, Raymond C. Ewing, of Virginia, to be Ambassador to the Republic of Cyprus, John E. Dolibois, of Ohio, to be Ambassador to Luxembourg, George S. Vest, of Maryland, to be Representative to the European Communities, with the rank and status of Ambassador, and Arthur A. Hartman, of New Jersey, to be Ambassador to the Union of Soviet Socialist Republics, after the nominees testified and answered questions in their own behalf. Mr. Funderburk was introduced by Senator Helms; Ms. Whittlesey was introduced by Senators Heinz and Specter; and Mr. Dolibois was introduced by Representative Kindness.

Committee will consider the aforementioned nominations on tomorrow.

SBA'S PILOT PROCUREMENT PROGRAM

Committee on Small Business: Committee concluded hearings on S. 1620, extending the Small Business Administration's section 8(a) pilot procurement program, authorizing the SBA to enter into procurement contracts with Federal agencies for the purpose of sub-contracting to small business, to March 31, 1983, after receiving testimony from Henry Eschwege, Director, Community and Economic Development, General Accounting Office; Michael Cardenas, Administrator, Donald Templeman, Deputy Administrator, and Carl Ellison, Deputy Administrator for Minority Small Businesses, all of the Small Business Administration; Junius Hayes, Progress, Inc., Eugene Baker, on behalf of the National Association of Black Manufacturers, and Steve Denlinger, Latin American Manufacturers' Association, all of Washington, D.C.; and William Rogers, W. Rogers Company, Lexington, Kentucky, and John Sroka and Brian Deery, both of Washington, D.C., all representing the Associated General Contractors of America.

The Committee will mark up S. 1620 on tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 10 public bills, H.R. 4529–4538; 2 private bills, H.R. 4539 and 4540; and 1 resolution, H. Con. Res. 185 were introduced.

Page 21470

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Wright as Speaker pro tempore for today.

Page 21406

Select Committee on Aging: The Speaker appointed Representative Evans of Iowa to the Select Committee on Aging.

Page 21406

Presidential Message—Federal Labor Relations: Received and read a message from the President

wherein he transmits the Second Annual Report of the Federal Labor Relations Authority for the Fiscal Year ended September 30, 1980—referred to the Committee on Post Office and Civil Service.

Page 21407

Bowman Lock: The House passed H.R. 4284, to name the lock authorized as a replacement for Vermilion Lock, Louisiana, as "Leland Bowman Lock".

Page 21407

Suspensions: House voted to suspend the rules and pass the following measures:

Yuriy Shukhevych: H. Con. Res. 111, expressing the sense of the Congress that the Government of the Soviet Union should cease its imprisonment of Yuriy Shukhevych and permit him and his family to emigrate from the Soviet Union;

Pages 21408–21409

Yuri Badzyo: H. Res. 193, concerning the safety and freedom of Soviet citizen Yuri Badzyo;

Pages 21409–21410

Anatoly Shcharansky: H. Res. 152, to urge the President to continue to express the opposition of the United States to the imprisonment of Anatoly Shcharansky by the Soviet Union;

Pages 21410–21413

Veterans' disability compensation: H.R. 3995, to amend title 38, United States Code, to provide a cost-of-living increase in the rates of disability compensation for disabled veterans and in the rates of dependency and indemnity compensation for survivors of disabled veterans. Subsequently, this passage was vacated and S. 917, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill;

Pages 21424–21433

Conservation on government lands authorization: H.R. 1952, amended, to authorize appropriations to carry out conservation programs on military reservations and public lands during fiscal years 1982, 1983, and 1984. Agreed to amend the title;

Pages 21433–21435

Commercial fisherman reimbursement: H.R. 3016, amended, to give permanent effect to the provisions of the Fishermen's Protective Act of 1967 relating to the reimbursement of United States commerical fishermen for certain losses incurred incident to the seizure of their vessels by foreign nations. Agreed to amend the title. Subsequently, this passage was vacated and S. 1191, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill;

Pages 21435–21437

Marine mammal protection: H.R. 4084, amended, to improve the operation of the Marine Mammal Protection Act of 1972; and

Pages 21440–21447

Highway allocations authorizations: H. Con. Res. 179, making apportionment of funds for the National System of Interstate and Defense Highways for the fiscal year 1983.

Pages 21447–21449

Suspensions—Votes Postponed: House completed all debate on motions to suspend the rules and pass the following bills, on which votes were postponed until Tuesday, September 22:

South Africa rugby team: H. Con. Res. 183, expressing the sense of the Congress that the national rugby team of South Africa should not play in the United States; and

Pages 21414–21423

Office of Environmental Quality authorization: H.R. 1953, amended, to authorize appropriations for the operations of the Office of Environmental Quality and the Council on Environmental quality during fiscal years 1982, 1983, and 1984.

Pages 21438–21441

OPIC: House completed all general debate on H.R. 3136, to amend the Foreign Assistance Act of 1961 with respect to the activities of the Overseas Private Investment Corporation; but came to no resolution thereon. Proceedings under the 5-minute rule will begin on Tuesday, September 22.

Pages 21450–21454

Referral: One Senate-passed measure was referred to the appropriate House committee.

Pages 21469–21470

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 21471.

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Adjourned at 4:07 p.m.

Committee Meetings

SECOND BUDGET RESOLUTION

Committee on the Budget: Continued hearings on the Second Budget Resolution for fiscal year 1982. Testimony was heard from Murray L. Weidenbaum, Chairman, Council of Economic Advisers.

Hearings continue tomorrow.

CLEAN AIR ACT

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on the mobile source provisions of the Clean Air Act. Testimony was heard from public witnesses.

Hearings continue tomorrow.

OVERSIGHT—SCHOOL DESEGREGATION

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued oversight hearings on School Desegregation. Testimony was heard from Representatives Fiedler and Mitchell of Maryland and public witnesses.

Hearings continue September 23.

FUTURE SPACE PROGRAMS

Committee on Science and Technology: Subcommittee on Space Science and Applications held a hearing on Future Space Programs: Session 1, Space as Frontier, Earth as a Base. Testimony was heard from Dennis Little, Specialist Futures Research and Population Policy, Science Policy Division, Library of Congress and public witnesses.

Hearings continue tomorrow.

INSURANCE AGENTS' COMMISSIONS

Committee on Small Business: Subcommittee on General Oversight held a hearing to investigate insurance agents' commissions and to review legislation to deregulate those commissions. Testimony was heard from public witnesses.

CUTTING MINIMUM SOCIAL SECURITY BENEFITS

Select Committee on Aging: Subcommittee on Retirement Income and Employment held a hearing on Cutting Minimum Social Security Benefits: Inflated Savings and Hidden Costs. Testimony was heard from Robert Myers, Deputy Commissioner, Social Security Administration, Department of Health and Human Services and public witnesses.

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Tuesday, September 22, 1981

Senate

Chamber Action

Routine Proceedings, pages 21501–215497

Bills Introduced: One bill was introduced, as follows: S. 1649.

Page 21544

Bills Reported: Reports were made as follows:

S. Res. 203, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 10, providing for creation of a Commission to design a blueprint for improving governmental performance at the Federal level and throughout the intergovernmental system.

H.R. 4121, appropriating funds for fiscal year 1982 for the Department of the Treasury, the U.S. Postal Service, Executive Office of the President, and certain independent agencies, with amendments. (S. Rept. No. 97–192).

Pages 21538–21539

Measures Passed:

Farm Produce Storage Facilities: Senate passed S. 1365, alleviating the hardships created for farm producers when a commodity warehouse in which their crops are stored files a petition for bankruptcy, after agreeing to Dole unprinted amendment No. 404, of a technical and clarifying nature.

Pages 21510–21517

Energy Policy and Conservation Act: Senate passed S. 1475, extending until June 30, 1985, the authority of section 252 of the Energy Policy and Conservation Act, which authorizes U.S. oil companies to participate in voluntary agreements for implementing the allocation and information provisions of the agreement on an international energy program, after agreeing to McClure-Metzenbaum unprinted amendment No. 405, changing the expiration date to April 1, 1982.

Pages 21517–21523

Hydroelectric Powerplants: Senate passed S. 306, authorizing funds for fiscal year 1982 for the construction, operation, and maintenance of specified hydroelectric powerplants at various existing water projects, after agreeing to committee amendments and the following amendments proposed thereto:

(1) Jackson (for Cranston) unprinted amendment No. 406, authorizing Federal construction of hydroelectric power facilities at Whiskeytown Dam, but not before October 1, 1983.

Page 21523

(2) Jackson (for Cranston) unprinted amendment No. 407, authorizing Federal construction of hydroelectric power facilities at Boca Dam and at Prosser Dam in California and Nevada.

Page 21524

Pages 21522–21526

Defense Production Act: Senate passed H.R. 2903, extending by one year the expiration date of the Defense Production Act, after striking all after the enacting clause and substituting in lieu thereof the text of S. 1135, which had first been amended by the adoption of a committee amendment, and Schmitt unprinted amendment No. 408, extending the reporting date for the Commission studying the role of gold in monetary systems.

S. 1135, companion measure, was then indefinitely postponed.

Pages 21526–21530

Federal Grant and Cooperative Agreement Act: Senate passed S. 892, providing for continued authority of the Federal Grant and Cooperative Agreement Act and renewing the authority of the Office of Management and Budget to exempt individual

transactions and programs from the requirements of the Act.

Page 21533

Land Conveyance, Miles City, Montana: Senate passed with amendments S. 187, conveying certain lands to Miles City, Montana, and removing reversionary provisions of prior conveyances.

Page 21533

Lands Exchange: Senate passed S. 634, authorizing the exchange of certain lands in Idaho and Wyoming.

Page 21533

Land Conveyance, American Falls, Idaho: Senate passed S. 763, conveying to the city of American Falls, Idaho, specified lands located within or adjacent to the city.

Pages 21533–21534

John Sack Cabin: Senate passed S. 764, providing for the protection and maintenance of the John Sack Cabin in the Targhee National Forest, Idaho.

Page 21534

Land Conveyance, City of Angels, California: Senate passed H.R. 618, conveying certain interest in public lands to the city of Angels, California.

Page 21534

Land Conveyance, National Forest System Lands: Senate passed H.R. 2218, conveying certain National Forest Systems lands to Douglas County, Nevada.

Page 21534

Benedict Scott: Senate agreed to S. Res. 198, expressing the sense of the Senate that Benedict Scott (Vytautas Skuodis) be released from prison in the Soviet Union and be allowed to emigrate.

Pages 21534–21535

Presidential Message: Senate received a message from the President reporting on developments concerning the declaration of national emergency with respect to Iran, which was referred to the Committee on Banking, Housing, and Urban Affairs. (PM–79).

Pages 21535–21536

Nominations: Senate received the following nominations:

Joe D. Whitley, to be U.S. Attorney for the Middle District of Georgia.

Dan K. Webb, to be U.S. Attorney for the Northern District of Illinois.

Ronald E. Meredith, to be U.S. Attorney for the Western District of Kentucky.

Stanford O. Bardwell, Jr., to be U.S. Attorney for the Middle District of Louisiana.

Leonard R. Gilman, to be U.S. Attorney for the Eastern District of Michigan.

Robert J. Wortham, to be U.S. Attorney for the Eastern District of Texas.

Page 21547

Messages From the President: Page 21537
Messages From the House: Page 21538
Measures Referred: Page 21538
Statements on Introduced Bills: Pages 21544–21546
Amendments Submitted for Printing: Page 21546
Notices of Hearings: Pages 21546–21547
Additional Statements: Pages 21547–21549
Nominations: Page 21549

Recess: Senate convened at 11 a.m., and recessed at 5:16 p.m., until 11 a.m., on Wednesday, September 23, 1981. (For Senate's program, see remarks of Senator Stevens in today's Record on page 21549.

Committee Meetings

FORMER MILITARY SPOUSES

Committee on Armed Services: Subcommittee on Manpower and Personnel concluded hearings on the rights of former spouses to military retirement pay, after receiving testimony from Senators Hatfield and DeConcini; Representatives Hance and Schroeder; Major General R. Dean Tice, Deputy Assistant Secretary of Defense for Military Personnel Policy; Rosemary Locke, National Military Wives Association, Inc., Arlington, Virginia; Nancy Abell, Ex-Partners of Servicemen for Equality (E.X.P.O.S.E.), Falls Church, Virginia; and Henry Palau, Retired Officers Association, Alexandria, Virginia.

SECOND CONCURRENT BUDGET RESOLUTION

Committee on the Budget: Committee met in closed session on the defense provisions of the proposed second concurrent resolution revising the Congressional budget for the Federal government for fiscal years 1982, 1983, and 1984. Testimony was received from Caspar Weinberger, Secretary of Defense, and Admiral Thomas Hayward, Acting Chairman, Joint Chiefs of Staff, Department of Defense.

Hearings continue on Thursday, September 24.

VISA WAIVERS

Committee on Commerce, Science, and Transportation: Subcommittee on Business, Trade and Tourism concluded hearings on the State Department's plan to implement a visa waiver program for foreigners who are required to apply for American visas, after receiving testimony from Diego Asencio, Assistant Secretary of State for Consular Affairs; Frederick Bush, Assistant Secretary of Commerce for Tourism; Alan Nelson, Deputy Commissioner, Immigration and Naturalization Service, Department of Justice; Norman Philion, James Montgomery, and John Ash, all on behalf of the Air Transport Association, and William Toohey and Hugh Smith, both on behalf of

the Travel Industry Association, all of Washington, D.C.; and E. C. Sherry, Denver Convention and Visitors Bureau, Denver, Colorado.

STANDBY OIL CONTROLS

Committee on Energy and Natural Resources: Committee resumed markup of S. 1503, authorizing the President to allocate supplies of crude oil and petroleum products during a severe petroleum supply shortage, but did not complete action thereon, and will meet again tomorrow.

NOMINATIONS

Committee on Environment and Public Works: Committee concluded hearings on the nominations of Matthew N. Novick, of the District of Columbia, to be Inspector General, Environmental Protection Agency, and Lee M. Thomas, of South Carolina, to be an Associate Director of the Federal Emergency Management Agency, after the nominees testified and answered questions in their own behalf. Mr. Thomas was introduced by Senator Thurmond.

BUSINESS MEETING

Committee on Foreign Relations: Committee approved for reporting the following business items:

S.J. Res. 100, authorizing the participation of the United States in a multinational force and observers to implement the Treaty of Peace between Egypt and Israel, with amendments;

The nominations of Nyle C. Brady, of New York, to be Assistant Administrator of the Bureau of Science and Technology, Agency for International Development, John A. Bohn, Jr., of California, to be U.S. Director, Asian Development Bank, Richard W. Murphy, of Maryland, to be Ambassador to the Kingdom of Saudi Arabia, Michael H. Newlin, of Maryland, to be Ambassador to the Democratic and Popular Republic of Algeria, Robert P. Paganelli, of New York, to be Ambassador to the Syrian Arab Republic, Joseph V. Reed, Jr., of Connecticut, to be Ambassador to the Kingdom of Morocco, David E. Zweifel, of Maryland, to be Ambassador to the Yemen Arab Republic, George S. Vest, of Maryland, to be the Representative to the European Communities, with the rank and status of Ambassador, John E. Dolibois, of Ohio, to be Ambassador to Luxembourg, Raymond C. Ewing, of Virginia, to be Ambassador to the Republic of Cyprus, Arthur A. Hartman, of New Jersey, to be Ambassador to the Union of Soviet Socialist Republics, Jack F. Matlock, Jr., of Florida, to be Ambassador to the Czechoslovak Socialist Republic, Faith R. Whittlesey, of Pennsylvania, to be Ambassador to Switzerland, L. Keith Bulen, of Indiana, to be a Commissioner on the International Joint Commission, United States and Canada, Paul J. Manafort, Jr., of Virginia, to be a Member of the Board of Directors of the Overseas Private Investment Corporation; and a routine list of Foreign Service nominations dated September 14, 1981.

Committee on Foreign Relations: Committee concluded hearings on the Additional Protocol I to the Treaty for the Prohibition of Nuclear Weapons in Latin America (Exec. I, 95th Cong., 2nd sess.), after receiving testimony from Eugene Rostow, Director, U.S. Arms Control and Disarmament Agency; Harry Marshall, Deputy Assistant Secretary for Oceans and International Environmental & Scientific Affairs, and Davis R. Robinson, Legal Advisor, both of the Department of State; and Sheila Buckley, Director for Multilateral Negotiations, Office of the Secretary, and Rear Admiral Robert C. Austin, Deputy Director for International Negotiations, Joint Chiefs of Staff, both of the Department of Defense.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of John G. Dean, of New York, to be Ambassador to Thailand, and M. Virginia Schafer, of Washington, to be Ambassador to Papua, New Guinea, and to serve concurrently as Ambassador to Solomon Islands, after the nominees testified and answered questions in their own behalf.

Committee will consider the nominations of Mr. Dean and Ms. Schafer on Tuesday, September 29.

PRESIDENTIAL SAFETY

Committee on Governmental Affairs: Committee concluded hearings on S. 1417, establishing a Commission to recommend policies and standards to reduce the risk of criminal assaults against the President, and review the criminal laws relating to the safety of the President, after receiving testimony from Senator Specter; H. Stuart Knight, Director, U.S. Secret Service, Department of the Treasury; and Charles F. Vance, MVM International Security, Inc., Fairfax, Virginia.

NOMINATIONS

Committee on Governmental Affairs: Committee concluded hearings on the nominations of Charles M. Girard, of Virginia, to be an Associate Director of the Federal Emergency Management Agency, and Bruce Chapman, of Washington, to be Director of the Census, Department of Commerce, after the nominees testified and answered questions in their own behalf. Mr. Girard was introduced by Senator Warner, and Mr. Chapman was introduced by Senators Gorton and Jackson.

1982 REFUGEE ADMISSIONS/REFUGEE PROGRAMS

Committee on the Judiciary: Committee concluded hearings to review the President's proposal to admit refugees to the United States in 1982, and to receive the President's annual report to the Congress on U.S. refugee programs, after receiving testimony from William French Smith, Attorney General, and Doris Meissner, Acting Commissioner, Immigration and Naturalization Service, both of the Department of Justice; Walter J. Stoessel, Jr., Under Secretary of State for Political Affairs, and James Purcell, Acting Director, Bureau of Refugee Programs, Department of State; David B. Swoap, Under Secretary of Health and Human Services, and Phillip Hawkes, Director, Office of Refugee Resettlement, Department of Health and Human Services; Charles Sternberg, American Council of Voluntary Agencies, and Patricia Weiss-Fagen, Amnesty International U.S.A., both of New York City; Florida Governor D. Robert Graham, Tallahassee, on behalf of the National Governors Association; John McCarthy, U.S. Catholic Conference, Le Xuan Khoa, Indochina Refugee Action Center, and Roger Conner, Federation for American Immigration, all of Washington, D.C.; Commissioner Harvey Ruvin, Dade County, Florida, on behalf of the National Association of Counties; and Gretchen Brainard, on behalf of the Intergovernmental Committee on Migration, Geneva, Switzerland.

ASSAULT ON EXECUTIVE EMPLOYEES

Committee on the Judiciary: Subcommittee on Criminal Law concluded hearings on S. 904 and S. 907, to provide penalties for the assassination, kidnapping, and assault of Presidential and Vice Presidential staff members, after receiving testimony from D. Lowell Jensen, Assistant Attorney General, Criminal Division, Department of Justice.

NOMINATIONS

Committee on Labor and Human Resources: Committee concluded hearings on the nominations of Gary L. Jones, of Virginia, to be Deputy Under Secretary for Planning and Budget, Edward A. Curran, of Maryland, to be Director of the National Institute of Education and Jean Tufts, of New Hampshire, to be Assistant Secretary for Special Education and Rehabilitative Services, all of the Department of Education, after the nominees testified and answered questions in their own behalf. Ms. Tufts was introduced by Senators Humphrey and Rudman.

BUSINESS MEETING

Committee on Small Business: Committee ordered favorably reported the following bills:

S. 881, stimulating technological innovation and increasing economic productivity by using business more effectively in Federal research and development programs with an amendment in the nature of a substitute; and

S. 1620, extending the Small Business Administration's section 8(a) pilot procurement program, authorizing the SBA to enter into procurement contracts with Federal agencies for the purpose of subcontracting to small business, to March 31, 1983.

AMERICAN LEGION LEGISLATIVE RECOMMENDATIONS

Committee on Veterans' Affairs: Committee concluded hearings on fiscal year 1982 legislative recommendations of the American Legion, after receiving testimony from Jack W. Flynt, National Commander, The American Legion, Dimmitt, Texas, who was introduced by Senator Bentsen.

VETERANS HEALTH CARE

Committee on Veterans' Affairs: On Monday, September 21, Committee approved for reporting S. 266, implementing procedures and guidelines for the interagency sharing of health resources between the Department of Defense and the Veterans' Administration, with an amendment in the nature of a substitute.

DEVILS LAKE SIOUX TRIBE

Select Committee on Indian Affairs: Committee concluded hearings on S. 503, providing for the purchase, sale and exchange of lands by the Devils Lake Sioux Tribe of the Devils Lake Sioux Reservation, North Dakota, after receiving testimony from Senator Burdick; Kenneth L. Payton, Acting Deputy Assistant Secretary for Indian Affairs, and Tim Vollman, Assistant Solicitor for Indian Affairs, both of the Department of the Interior; Robert L. Pirtle, Ziontz, Pirtle, Morrisset, Ernstoff & Chestnot, Seattle, Washington, and Warren Sogard, Ritchie & Sogard, Fargo, North Dakota, both on behalf of the Devils Lake Sioux Tribe; and Frank Myrrick and Bernice Juarez, both of the Devils Lake Sioux Tribe, Fort Totten, North Dakota.

CRIME AND THE ELDERLY

Special Committee on Aging: Committee held hearings on the impact of crime on the elderly, focusing on legislative and program strategies to aid in the fight against crime and to inform the public of community efforts in crime prevention and victim assistance to older citizens, receiving testimony from Senator Hayakawa; Jeffrey Harris, Deputy Associate Attorney General, Department of Justice; George Sunderland, NRTA-AARP, and Victoria Jaycox, National Council of Senior Citizens, both of Washington, D.C.; Harriet Cunningham, Chester, Pennsylvania; Constance and William Hickman, Philadelphia, Pennsylvania; Holland Dills, New York City; Albert

Hedges, York, Pennsylvania; Dorothy Olmstead, Sun City Posse, Sun City, Arizona; Elizabeth Battcock, Project Care, and Sally Robinson, Yonkers Office for the Aging, both of Yonkers, New York; Sister Annunciata Bethell, Bedford Park Multi-Service Center, Bronx, New York; and Thomas Banks, Metro-Dade Police Department, Dade County, Florida.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 16 public bills, H.R. 4541–4555 and 4559; 3 private bills, H.R. 4556–4558; and 5 resolutions, H. Con. Res. 186–189, and H. Res. 229 were introduced.

Pages 21589–21591

Bills Reported: Reports were filed as follows:

H.R. 1026, to transfer responsibility for furnishing certified copies of Miller Act payment bonds from the Comptroller General to the officer that awarded the contract for which the bond was given (H. Rept. 97–236);

H.R. 1029, to amend section 1 of the Act of June 5, 1920, as amended, to authorize the Secretary of Commerce to settle claims for damages of less than $2,500 arising by reason of acts for which the National Oceanic and Atmospheric Administration shall be found to be responsible, amended (H. Rept. 97–237);

H.R. 2896, granting the consent of Congress to the agreement between the States of North Carolina and South Carolina establishing their lateral seaward boundary (H. Rept. 97–238);

H.R. 4048, granting the consent of Congress to the agreement between the States of Kansas and Missouri establishing their mutual boundary in the vicinity of the French Bottoms near Saint Joseph, Missouri, and Elwood, Kansas (H. Rept. 97–239);

H.R. 1608; H.R. 1635, amended; and H.R. 3127; all private bills (H. Repts. 97–240 through 97–242, respectively);

H.R. 4437, to promote energy conservation by providing for daylight saving time on an expanded basis (H. Rept. 97–243);

H.R. 1231; a private bill (H. Rept. 97–244); and

H.R. 4559, the Foreign Assistance Appropriations bill for fiscal year 1982 (H. Rept. 97–245).

Page 21589

Suspensions: House voted to suspend the rules and pass the following measures:

Raoul Wallenberg citizenship: H.J. Res. 220, proclaiming Raoul Wallenberg to be an honorary citizen of the United States, and requesting the President to ascertain from the Soviet Union the whereabouts of Raoul Wallenberg and to secure his return to freedom (passed by a yea-and-nay vote of 396 yeas to 2 nays, Roll No. 212). Subsequently, this passage was vacated and S.J. Res. 65, a similar Senate-passed resolution, was passed in lieu; and

Pages 21554–21555

Office of Environmental Quality authorization: H.R. 1953, amended, to authorize appropriations for the operations of the Office of Environmental Quality and the Council on Environmental Quality during fiscal years 1982, 1983, and 1984 (passed by a recorded vote of 360 ayes to 42 noes, Roll No. 214). Subsequently, this passage was vacated and S. 1210, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill. This bill was debated on Monday, September 21.

Pages 21563–21564

South African Rugby Team: By a yea-and-nay vote of 200 yeas to 198 nays, Roll No. 213, the House failed to suspend the rules and agree to H. Con. Res. 183, expressing the sense of the Congress that the national rugby team of South Africa should not play in the United States (two-thirds not having voted in favor). This bill was debated on Monday, September 21.

Pages 21562–21563

Late Report: Committee on Appropriations received permission to have until midnight tonight to file a report on H.R. 4559, the Foreign Assistance Appropriations bill for fiscal year 1982.

Page 21564

District of Columbia Appropriations: By a yea-and-nay vote of 299 yeas to 105 nays, Roll No. 216, the House passed H.R. 4522, making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1982.

Agreed To:

An amendment that prohibits use of funds for the implementation of a personnel lottery with respect to the hiring of firefighters or police officers (agreed to by a recorded vote of 305 ayes to 96 noes, with 1 voting "present", Roll No. 215);

An amendment that prohibits use of funds to transport municipal waste from the District to any other State, excepting existing landfills in present use in Maryland and Virginia; and

An amendment that prohibits use of funds for personal servants, cooks or chauffeurs for District officials, or to purchase motor vehicles that deliver less than 22 miles per gallon of gasoline.

Rejected an amendment that sought to prohibit use of funds to compensate any full-time employee

in the District government during any month when District employees exceed 19,050.

A point of order was sustained against an amendment that sought to prohibit use of funds to grant a business a license to sell drug-related paraphernalia.

Pages 21564-21581

Overseas Private Investment Corporation: House passed H.R. 3136, to amend the Foreign Assistance Act of 1961 with respect to the activities of the Overseas Private Investment Corporation.

Agreed To:

The committee amendment in the nature of a substitute;

Three technical amendments; and

An amendment, as amended by a substitute, that requires the repayment by OPIC of appropriation funds to the Treasury of 25 percent of its net income, after making provision for reserves and capital.

Rejected an amendment that sought to prevent OPIC from supporting projects involving copper, citrus, palm oil and sugar (rejected by a division vote of 9 ayes to 10 noes).

Pages 21581-21587

Presidential Message—Iran Emergency: Received and read a message from the President wherein he transmits his report with respect to developments concerning the declaration of national emergency with respect to Iran in Executive Order No. 12170 of November 14, 1979—referred to the Committee on Foreign Affairs and ordered printed (H. Doc. 97-92).

Page 21587

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 21591.

Quorum Calls—Votes: Three yea-and-nay votes and two recorded votes developed during the proceedings of the House today and appear on pages 21561, 21562-21563, 21574, 21580. There were no quorum calls.

Adjournment: Adjourned at 4:50 p.m.

Committee Meetings

FRAUD IN THE FOOD STAMP PROGRAM

Committee on Agriculture: Subcommittee on Domestic Marketing, Consumer Relations and Nutrition held a hearing on Fraud in the Food Stamp Program. Testimony was heard from departmental witnesses.

COMMERCE-JUSTICE-STATE-JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce-Justice-State-Judiciary held a hearing on EDA Reorganization. Testimony was heard from Joseph Wright, Deputy Secretary of Commerce.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations held a hearing on Sinai Multi-National Force and Observers reprogrammings. Testimony was heard from the following officials of the Department of State: Richard R. Burt, Director, Bureau of Politico-Military Affairs and Michael E. Sterner, Deputy Assistant Secretary.

AMERICAN ECONOMY

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization continued hearings on the general issues of revitalization and the American economy, with emphasis on Overview by Turnkey Operators. Testimony was heard from public witnesses.

Hearings continue tomorrow.

ADJUSTABLE RATE MORTGAGES

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions, Supervision, Regulation and Insurance held a hearing on adjustable rate mortgages. Testimony was heard from Richard T. Pratt, Chairman, Federal Home Loan Bank Board; George Winn, Assistant Secretary, Department of Housing and Urban Development and public witnesses.

SECOND BUDGET RESOLUTION

Committee on the Budget: Continued hearings on the Second Budget Resolution for fiscal year 1982. Testimony was heard from Donald T. Regan, Secretary of the Treasury.

Hearings continue tomorrow.

OVERSIGHT

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Eduction held an oversight hearing on private schools (tuition tax credits). Testimony was heard from John Chapeton, Assistant Secretary for Tax Policy, Department of the Treasury; Charles McDaniel, Superintendent of Schools, Department of Education, State of Georgia and public witnesses.

Hearings continue tomorrow.

NUCLEAR POWERPLANT PROPERTY DAMAGE INSURANCE ACT

Committee on Energy and Commerce: Subcommittee on Energy Conservation and Power held a hearing on the financial problems posed by the cost of decontaminating the damaged Three Mile Island nuclear powerplant and on H.R. 2512, Nuclear Powerplant Property Damage Insurance Act of 1981. Testimony was heard from Richard Thornburgh, Governor, Pennsylvania; J. Dexter Peach, Director, Energy and Minerals Division, GAO and a public witness.

COLONY SHALE OIL PROJECT

Committee on Energy and Commerce: Subcommittee on Fossil and Synthetic Fuels held a hearing on the Department of Energy's contract with TOSCO to guarantee their minority participation in the Colony Shale Oil Project and the project's long-term implications for synfuels policy. Testimony was heard from Jan W. Mares, Assistant Secretary for Fossil Energy, Department of Energy and public witnesses.

CLEAN AIR ACT

Committee on Energy and Commerce: Subcommittee on Health and the Environment continued hearings on the mobile source provisions of the Clean Air Act. Testimony was heard from Representatives Traxler, Hillis and Hollenbeck and public witnesses.

Hearings continue tomorrow.

INTERNATIONAL WHALING COMMISSION

Committee on Foreign Affairs: Subcommittee on Human Rights and International Organizations held a hearing to review the 33rd International Whaling Commission meeting. Testimony was heard from Representative McCloskey; Thomas Garrett, Acting U.S. Commissioner to the IWC and public witnesses.

ASSISTANCE TO PAKISTAN

Committee on Foreign Affairs: Subcommittee on International Security and Scientific Affairs, the Subcommittee on International Economic Policy and Trade and the Subcommittee on Asian and Pacific Affairs continued joint hearings on the Administration's Proposed Military and Economic Assistance Program to Pakistan. Testimony was heard from public witnesses.

Hearings continue tomorrow.

OPEC INVESTMENT

Committee on Government Operations: Subcommittee on Commerce, Consumer, and Monetary Affairs held a hearing on Federal response to OPEC investment in the United States. Testimony was heard from public witnesses.

Hearings continue tomorrow.

OVERSIGHT

Committee on Government Operations: Subcommittee on Government Information and Individual Rights concluded oversight hearings on Federal Communications Commission. Testimony was heard from the following officials of the FCC: Mark S. Fowler, Chairman; James H. Quello, Commissioner; Abbott Washburn, Commissioner; Joseph R. Fogarty, Commissioner; Anne P. Jones, Commissioner and Henry Rivera, Commissioner.

COMMITTEE BUSINESS

Committee on House Administration: Met and approved pending business.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Contracts and Printing met and considered pending business.

OVERSIGHT-SURFACE MINING CONTROL AND RECLAMATION ACT

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment held an oversight hearing on Public Law 95–87, Surface Mining Control and Reclamation Act of 1977. Testimony was heard from James R. Harris, Director, Office of Surface Mining Reclamation and Enforcement, Department of the Interior and public witnesses.

JUSTICE ASSISTANCE ACT

Committee on the Judiciary: Ordered reported as amended H.R. 4481, Justice Assistance Act of 1981.

MISCELLANEOUS MEASURES

Committee on Merchant Marine and Fisheries: Ordered reported the following bills: H.R. 1797, to direct the Secretary of the Department in which the U.S. Coast Guard is operating to cause the vessel *Capt. Tom* to be documented as a vessel of the United States so as to be entitled to engage in the coastwise trade; H.R. 3126, to direct the Secretary of the Department in which the U.S. Coast Guard is operating to cause the vessel *Sky Lark* to be documented as a vessel of the United States so as to be entitled to engage in the coastwise trade; H.R. 1638, as amended, to provide for the control of illegally taken fish and wildlife; H.R. 3816, as amended, to improve the operation of the Fishermen's Contingency Fund established to compensate commercial fishermen for damages resulting from oil and gas exploration, development, and production in areas of the Outer Continental Shelf; and H.R. 3942, to amend the Commercial Fisheries Research and Development Act of 1964.

OUTER CONTINENTAL SHELF LANDS ACT; COASTAL ZONE MANAGEMENT ACT

Committee on Merchant Marine and Fisheries: Subcommittee on Panama Canal/Outer Continental Shelf held a hearing to review proposals for legislative change to the Outer Continental Shelf Lands Act, Title III of the amendments to that Act, and the Coastal Zone Management Act. Testimony was heard from J. Robinson West, Assistant Secretary for Policy and Budget, and Administration, Department of the Interior; William Matuszeski, Acting Assistant Administrator for Coastal Zone Management, NOAA, Department of Commerce; Capt. John W.

Kime, Deputy Chief, Office of Marine Environment and Systems, U.S. Coast Guard and public witnesses.

OVERSIGHT-CIVIL SERVICE AGENCIES

Committee on Post Office and Civil Service: Subcommittee on Civil Service, Subcommittee on Human Resources and the Subcommittee on Compensation and Employee Benefits held a joint oversight hearing of Civil Service agencies. Testimony was heard from Donald J. Devine, Director, Office of Personnel Management; from the following officials of the Federal Labor Relations Authority: Ronald Haughton, Chairman; H. Stephen Gordon, General Counsel and Howard G. Samser, Chairman, Federal Service Impasses Panel; from the following officials of the Merit Systems Protection Board: Ersa H. Poston, Vice Chair and Alex Kozinski, Special Counsel, Office of Special Counsel.

FEDERAL GOVERNMENT SPACE NEEDS; PUBLIC BUILDINGS ACT AMENDMENTS

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds held a hearing on projected space needs of the Federal Government and continued hearings on H.R. 1938, Public Buildings Act Amendments of 1981 and S. 533, Public Buildings Act of 1981. Testimony was heard from Gerald P. Carmen, Administrator, GSA.

FUTURE SPACE PROGRAMS

Committee on Science and Technology: Subcommittee on Space Science and Applications held a hearing on Future Space Programs: Session 2, How the Next Generation of Space Might Come to Pass and Session 3, Spinoffs: The Economic Successes We Have Already Seen and What They Mean. Testimony was heard from public witnesses.

Hearings continue tomorrow.

ASSISTANCE TO SMALL BUSINESS

Committee on Small Business: Subcommittee on Export Opportunities and Special Small Business Problems held a hearing on federal assistance to small business. Testimony was heard from Charlotte Spann, Director, Office of Small and Disadvantaged Business Utilization, Department of the Interior; Bill Madison, Director, Office of Small and Disadvantaged Business Utilization, GSA; Stuart J. Evans, Director of Procurement, NASA and Clyde C. Cook, Assistant Administrator for Supply Services, VA.

Hearings continue tomorrow.

8(a) ARMY-SBA PILOT PROGRAM

Committee on Small Business: Subcommittee on SBA and SBIC Authority, Minority Enterprise, and General Small Business Problems held a hearing on the following bills: H.R. 4459, to extend through fiscal year 1982 SBA pilot programs under section 8 of the Small Business Act; H.R. 4500, to extend through fiscal year 1983 SBA pilot programs under section 8 of the Small Business Act. Testimony was heard from Michael Cardenas, Administrator, SBA and Henry Eschwege, Director, Community and Economic Development Division, GAO.

SMALL BUSINESS REVITALIZATION

Committee on Small Business: Subcommittee on Tax, Access to Equity Capital, and Business Opportunities concluded hearings on the role of small business in job creation and the revitalization of small business. Testimony was heard from public witnesses.

AMERICAN LEGION LEGISLATIVE GOALS

Committee on Veterans' Affairs: Held a hearing on the 1982 legislative goals of The American Legion. Testimony was heard from Jack Flynt, National Commander, The American Legion.

Joint Meeting

SOCIAL SECURITY SYSTEM

Joint Economic Committee: Committee concluded hearings to examine the problems of the Social Security System, after receiving testimony from Alice M. Rivlin, Director, Congressional Budget Office; William Niskanen, Member, President's Council of Economic Advisors; and Henry Aaron, The Brookings Institution, Washington, D.C.

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Wednesday, September 23, 1981

Senate

Chamber Action

Routine Proceedings, pages 21619–21717

Bills Introduced: Nine bills and two resolutions were introduced, as follows: S. 1650–1658, S. Con. Res. 36, and S. Res. 215.

Pages 21686, 21701–21702

Bills Reported: Reports were made as follows:

Report entitled "Report to the Senate of the Select Committee on Intelligence, United States Senate, Covering Period January 1, 1979–December 31, 1980" (with additional views) (S. Rept. No. 97–193).

S.J. Res. 67, designating the week of April 19 through 26, 1982, as "National Nurse-Midwifery Week."

S. Res. 199, designating the week of October 5 through 11, 1981, as "National Productivity Improvement Week."

S. Res. 175, congratulating the State of Oklahoma on the celebration of its Diamond Jubilee.

H.J. Res. 263, designating May 6, 1982, as "National Recognition Day for Nurses."

S.J. Res. 107, designating the seventh day of October, 1981, as "National Guard Day", with an amendment.

Pages 21684–21685

Measures Passed:

Cultural Laureate Program: Committee on the Judiciary was discharged from further consideration of S. Res. 118, commending the cultural laureate program, and the resolution was then agreed to.

Page 21716

National Folk Dance: Committee on the Judiciary was discharged from further consideration of S.J. Res. 59, designating the square dance as the national folk dance of the United States, and the measure was then passed.

Page 217166

International Security and Development Cooperation Act of 1981: Senate began consideration of S. 1196, authorizing funds for fiscal year 1982 for certain foreign development and security assistance programs, for the Peace Corps, for the Overseas Private Investment Corporation (OPIC) and directing OPIC to support developmental projects having trade benefits for the U.S., separating the Peace Corps from the ACTION Agency, and prohibiting the provision of military personnel to and the furnishing of security assistance to El Salvador, taking action on amendments proposed thereto, as follows:

Adopted

(1) Percy unprinted amendment No. 409, of a technical and clarifying nature.

Page 21637

(2) Percy Amendment No. 525, providing that funds may be made available for the Special Defense Acquisition Fund only to such extent or in such amounts as are provided in advance in appropriation acts.

Page 21638

(3) Chiles Amendment No. 555, making available funds under the Foreign Assistance Act of 1961 for Haiti only if the President determines that the Government of Haiti has cooperated with the United States in halting illegal emigration from Haiti.

Page 21638

(4) Dodd unprinted amendment No. 410 (to Percy unprinted amendment No. 409), providing that for fiscal year 1982, $15,000,000 shall be available only for Costa Rica for the purposes of economic assistance.

Page 21639

(5) By 54 yeas to 42 nays, Pell modified unprinted amendment No. 413, (to Lugar unprinted amendment No. 411, printed amendment No. 562), providing that in fiscal years 1982 and 1983 funds may be obligated for assistance for El Salvador under chapter 2 or 5 of part II of the Foreign Assistance Act of 1961, letters of offer may be issued and credits and guarantees may be extended for El Salvador under the Arms Export Control Act, and members of the Armed Forces may be assigned or detailed to El Salvador to carry out functions under the Foreign Assistance Act of 1961 or the Arms Export Control Act, only if every 180 days after enactment of this Act, the President makes certification in accordance with subsection (c).

Page 21641

(6) Helms unprinted amendment No. 416, repealing obsolete foreign currency provisions in the Food for Peace programs.

Page 21672

(7) Kennedy unprinted amendment No. 417, providing that, notwithstanding any other provisions of law, of the funds authorized to be appropriated for fiscal year 1982, $5,000,000 shall be available only for Poland for the purchase, transportation and distribution of food and medical supplies through private voluntary agencies, where appropriate.

Page 21677

(8) Kennedy unprinted amendment No. 418, providing that, of the funds authorized to be appropriated for fiscal year 1982, $5,000,000 shall be available only for Lebanon for relief and rehabilitation programs of international and private voluntary agencies.

Page 21678

(9) Kennedy unprinted amendment No. 419, providing that, as a demonstration of support for the efforts of developing countries, up to $5,000,000 is authorized to assist developing countries to establish or improve programs to encourage improved infant feeding practices.

Page 21680

Pending:

(1) Lugar unprinted amendment No. 411 (printed amendment No, 562), relating to assistance furnished to the Government of El Salvador.

Page 21641

(2) Helms unprinted amendment No. 412 (printed amendment No. 563 to Lugar Amendment No. 562), in the nature of a substitute.

Page 21644

The Senate will resume consideration of the bill and amendments thereto, on Thursday, at 12:30 p.m., with rollcall votes to occur on the two pending amendments beginning at 1 p.m. Page 21619

Pages 21634–21682

Uniformed Services Pay and Benefits Act: Senate disagreed to the amendments of the House to S. 1181, increasing the pay allowances and benefits for members of the uniformed services, requested a conference with the House thereon, and the Chair appointed Senators Tower, Jepsen, Cohen, Quayle,

Denton, Stennis, Exon, Harry F. Byrd, Jr., and Nunn as conferees on the part of the Senate.

Pages 21713–21716

Extension of Time To Report: The Committee on Veterans' Affairs was granted an extension of time (not later than September 29, 1981) to report S. 266, establishing a Federal Interagency Medical Resources Committee.

Page 21716

Messages From The House: **Pages 21683–21684**

Measures Referred: **Page 21684**

Measures Ordered Held at Desk: **Page 21684**

Communications: **Page 21684**

Statements on Introduced Bills: **Pages 21686–21701**

Amendments Submitted for Printing: **Page 21702**

Notices of Hearings: **Page 21702**

Committee Authority To Meet: **Page 21702**

Additional Statements: **Pages 21702–21713**

Record Vote: One record vote was taken today. (Total–277) **Pages 21676–21677**

Recess: Senate convened at 11 a.m., and recessed at 6:36 p.m., until 9:30 a.m., on Thursday, September 24, 1981. (For Senate's program see remarks of Senator Baker in today's Record on page 21720.)

Committee Meetings

CONTINUING APPROPRIATIONS

Committee on Appropriations: Committee ordered favorably reported with amendments H.J. Res. 325, making continuing appropriations for fiscal year 1982 for programs of the Federal Government.

SHIPPING REGULATIONS

Committee on Commerce, Science, and Transportation: Subcommittee on Merchant Marine resumed hearings on S. 1593, and S. 125, bills revising and clarifying U.S. regulation of international liner shipping in the U.S. foreign trade, receiving testimony from Ralph N. Thayer, National Industrial Traffic League, and H. G. Miller, Chemical Manufacturers Association, both of Washington, D.C.; Charles G. Kiskaddon, Jr., Alcoa Steamship Co., New York City, on behalf of the U.S. Council of the International Chamber of Commerce; J. F. Muheim, Nestle World Trade Corporation, Vevey, Switzerland; Peter Ortiz, Hitachi Metals America, New York City, on behalf of the American Importers Association; Clifford M. Sayre, E. I. Du Pont de Nemours & Co., Inc., Wilmington, Delaware; and H. V. J. Brooks, Standing Committee on European National Shippers Councils, Great Britain.

Hearings continue tomorrow.

BUSINESS MEETING

Committee on Energy and Natural Resources: Committee continued markup of S. 1503, authorizing the President to allocate supplies of crude oil and petroleum products during a severe petroleum supply shortage, and began markup of S. 506, reinstating and validating certain numbered U.S. oil and gas leases, but did not complete action thereon.

Committee will continue markup of S. 1503, listed above, on tomorrow.

BUSINESS MEETING

Committee on Environment and Public Works: Committee ordered favorably reported the following business items:

An original bill authorizing funds for fiscal years 1982, 1983, 1984, and 1985, for the municipal wastewater treatment construction grant programs of the Clean Water Act, in lieu of S. 1274 and S. 975; and

The nominations of Matthew N. Novick, of the District of Columbia, to be Inspector General, Environmental Protection Agency, and Lee M. Thomas, of South Carolina, to be an Associate Director of the Federal Emergency Management Agency.

SOCIAL SECURITY FINANCING

Committee on Finance: Committee met to discuss various social security financing proposals, but took no action, and will meet again tomorrow.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of Thomas Aranda, Jr., of Arizona, to be Ambassador to Uruguay, and Frank V. Ortiz, Jr., of New Mexico, to be Ambassador to Peru, after the nominees testified and answered questions in their own behalf. Mr. Aranda was introduced by Senator Goldwater and Representative Rhodes, and Mr. Ortiz was introduced by Senator Domenici.

Committee will consider the above nominations on Tuesday, September 29.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following business items:

The nominations of Roger J. Miner, to be a U.S. District Judge for the Northern District of New York, Joseph M. McLaughlin, to be a U.S. District Judge for the Eastern District of New York, John E. Sprizzo, to be a U.S. District Judge for the Southern District of New York, Henry R. Wilhoit, Jr., to be a U.S. District Judge for the Eastern District of

Kentucky, Conrad K. Cyr, to be a U.S. District Judge for the District of Maine, John C. Coughenour, to be a U.S. District Judge for the Western District of Washington, and J. Paul McGrath, of New Jersey, to be Assistant Attorney General, Civil Division, Department of Justice;

S.J. Res. 67, designating the week of April 19 through 26, 1982, as "National Nurse-Midwifery Week";

H.J. Res. 263, designating May 6, 1982, as "National Recognition Day for Nurses";

S. Res. 175, congratulating the State of Oklahoma on the celebration of its Diamond Jubilee;

S. Res. 199, designating the week of October 5 through 11, 1981, as "National Productivity Improvement Week"; and

S.J. Res. 107, designating the seventh day of October, 1981, as "National Guard Day", with an amendment.

Also, Committee began consideration of an original resolution requesting additional funds by the Committee for inquiries and investigations, but did not complete action thereon, and will meet again on Wednesday, September 30.

OSHA

Committee on Labor and Human Resources: Subcommittee on Investigations and General Oversight and Subcommittee on Labor held joint oversight hearings on the policies and practices of the Occupational Safety and Health Administration, focusing on the improvement in workplace conditions in the United States, receiving testimony from Thorne G. Auchter, Assistant Secretary of Labor for Occupational Safety and Health; Robert T. Thompson, Chamber of Commerce of the United States, and Jay Power and Peg Seminario, both, on behalf of the AFL–CIO, both of Washington, D.C.; and Kirk Fordice, Fordice Construction Company, Delta, Louisiana, on behalf of the Associated General Contractors of America.

Hearings were recessed subject to call.

INTEREST RATES

Committee on Small Business: Committee held hearings on the impact of high interest rates on small business, and to examine the future credit needs of small business, receiving testimony from Senator Pressler; Jerry L. Jordan, Member, Council of Economic Advisers; Frederick H. Schultz, Vice Chairman, Board of Governors of the Federal Reserve System; and Alan Greenspan, Townsend & Greenspan, New York City.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 18 public bills, H.R. 4560–4577; 8 private bills, H.R. 4578–4585; and 1 resolution, H. Res. 230 were introduced.

Pages 21805–21806

Bills Reported: Reports were filed as follows:

H.R. 1352; H.R. 1796, amended; H.R. 1624, amended; H.R. 1977; and H.R. 3478, amended; all private bills (H. Repts. 97–246, through 97–250, respectively); and

H.R. 4560, making appropriations for the Departments of Labor, Health and Human Services, and Education, and Related Agencies for fiscal year ending September 30, 1982 (H. Rept. 97–251).

Page 21805

Michael Roll Post Office: House passed H.R. 4431, to provide for the designation of the E. Michael Roll Post Office.

Page 21723

Intelligence Identities Protection: By a yea-and-nay vote of 354 yeas to 56 nays, Roll No. 219, the House passed H.R. 4, to amend the National Security Act of 1947 to prohibit the unauthorized disclosure of information identifying certain United States intelligence officers, agents, informants, and sources.

Agreed to the committee amendment in the nature of a substitute, as amended by:

An amendment that strikes the provision imposing a criminal penalty on individuals without previous access to classified information who intentionally identify covert agents and substitutes a provision that imposes a criminal penalty on anyone who engages in a pattern of activities intended to identify and expose covert agents with a reason to believe that those disclosure activities would impair or impede United States intelligence operations (agreed to by a recorded vote of 226 ayes to 181 noes, Roll No. 217); and

An amendment that extends protection to those who are former officers, agents, and employees of intelligence agencies (agreed to by a recorded vote of 313 ayes to 94 noes, Roll No. 218).

Rejected:

An amendment that sought to except from the charges of violation of disclosure the transmitting or disclosing of information previously available from public sources or unclassified materials (rejected by a division vote of 3 ayes to 38 noes); and

An amendment that sought to empower district courts to issue restraining orders or injunctions against any person who is about to engage in any conduct that would jeopardize the safety of individuals who expose the names of covert United States intelligence agents.

An amendment that sought to penalize anyone who identifies a United States official abroad as a covert agent, whether falsely or otherwise, under circumstances that may risk human life was withdrawn.

H. Res. 223, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Pages 21723-21761

Late Report: Committee on Appropriations received permission to have until midnight tonight to file a report on H.R. 4560, making appropriations for the Departments of Labor, Health and Human Services, and Education, and Related Agencies for fiscal year ending September 30, 1982.

Page 21761

NSF Authorization: By a yea-and-nay vote of 262 yeas to 149 nays, Roll No. 223, the House passed H.R. 1520, to authorize appropriations for activities for the National Science Foundation for the fiscal year 1982.

Agreed to the committee amendment in the nature of a substitute.

Agreed to an amendment, as amended (by a recorded vote of 245 ayes to 161 noes, Roll No. 221), that reduces the authorization level to $1.085 billion for fiscal year 1982 (agreed to by a recorded vote of 401 ayes to 5 noes, Roll No. 222).

H. Res. 183, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Pages 21761-21780

Legislative Program: The Majority Leader announced the legislative program for the week beginning September 28.

Pages 21777-21778

Referrals: Two Senate-passed measures were referred to the appropriate House committees.

Page 21805

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page H6583.

Quorum Calls—Votes: One quorum call, two yea-and-nay votes, and four recorded votes developed during the proceedings of the House today and appear on pages 21750–21751, 21756–21757, 21760, 21776–21777, 21778–21779.

Adjournment: Adjourned at 8:10 p.m.

Committee Meetings

DOMESTIC EXCHANGE-TRADED COMMODITY OPTIONS

Committee on Agriculture: Subcommittee on Conservation, Credit and Rural Development held a briefing on the Domestic exchange-traded commodity options. The Subcommittee was briefed by officials of the Commodity Futures Trading Commission.

LABOR-HHS AND EDUCATION APPROPRIATIONS

Committee on Appropriations: Ordered reported the Labor, HHS and Education appropriations bill for fiscal year 1982.

EMPLOYEE PROTECTION; RETURN OF GERMAN ART

Committee on Armed Services: Subcommittee on Investigations held a hearing on the following bills: H.R. 2985, to amend title 10, United States Code, to provide employment protection for employees of nonappropriated fund instrumentalities of the Department of Defense who report violations of law or mismanagement and H.R. 3555, to authorize the Secretary of the Army to return to the Federal Republic of Germany certain works of art seized by the U.S. Army at the end of World War II. Testimony was heard from Representative Whitehurst; Jerry Calhoun, Deputy Assistant Secretary for Civilian Personnel Policy, Office of the Assistant Secretary for Manpower, Reserve Affairs and Logistics, Department of Defense; Rosslyn Kleeman, Associate Director, Federal Personnel and Compensation, GAO; Marylou Gjernes, Army Art Curator, Army Center of Military History, Department of the Army and public witnesses.

AMERICAN ECONOMY

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization continued hearings on the general issues of revitalization and the American economy, with emphasis on Credit issues. Testimony was heard from public witnesses.

SECOND BUDGET RESOLUTION

Committee on the Budget: Continued hearings on the Second Budget Resolution for fiscal year 1982. Testimony was heard from Caspar W. Weinberger, Secretary of Defense.

Hearings continue September 25.

OVERSIGHT

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education concluded oversight hearings on private schools (education vouchers). Testimony was heard from public witnesses.

OVERSIGHT

Committee on Education and Labor: Subcommittee on Employment Opportunities held an oversight hearing on equal employment opportunity and affirmative action. Testimony was heard from Representative Boggs and William Bradford Reynolds, Assistant Attorney General, Civil Rights Division, Department of Justice.

Hearings continue tomorrow.

CLEAN AIR ACT

Committee on Energy and Commerce: Subcommittee on Health and the Environment continued hearings on the mobile source provisions of the Clean Air Act. Testimony was heard from Kathleen Bennett, Assistant Administrator for Air, Noise and Radiation, EPA and public witnesses.

DIVERSITY OF INFORMATION SOURCES

Committee on Energy and Commerce: Subcommittee on Telecommunications, Consumer Protection and Finance concluded hearings on Diversity of Information Sources: First Amendment Values and the New Technology. Testimony was heard from Charles Royer, Mayor, Seattle, Washington and public witnesses.

ASSISTANCE TO PAKISTAN

Committee on Foreign Affairs: Subcommittee on International Security and Scientific Affairs, the Subcommittee on International Economic Policy and Trade and the Subcommittee on Asian and Pacific Affairs concluded joint hearings on the Administration's Proposed Military and Economic Assistance Program to Pakistan. Testimony was heard from public witnesses.

OPEC INVESTMENT

Committee on Government Operations: Subcommittee on Commerce, Consumer, and Monetary Affairs concluded hearings on Federal response to OPEC investment in the United States. Testimony was heard from Marc E. Leland, Assistant Secretary of the Treasury for International Affairs and Henry C. Wallich, Governor, Federal Reserve System.

REPORT

Committee on Government Operations: Subcommittee on Environment, Energy, and Natural Resources approved a report entitled "Licensing Speedup, Safety Delay: NRC Oversight."

REPORTS; SOCIAL SECURITY ADMINISTRATION'S COMPUTER SYSTEMS

Committee on Government Operations: Subcommittee on Legislation and National Security approved the following reports entitled: "Continued Failure of Departments and Agencies to Take Effective Action on Audit Findings," and "The Effect of Inaccurate Inflation Projects on Department of Defense Budgets."

The Subcommittee also held a hearing on the viability of the Social Security Administration's computer systems. Testimony was heard from John Svahn, Commissioner, Social Security Administration, Department of Health and Human Services; Gregory Ahart, Director, Human Resources Division, GAO; Edward Harper, Deputy Director, OMB; Frank Carr, Commissioner of Automated Data and Telecommunications Services, GSA and public witnesses.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Personnel and Police met and considered pending business.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Ordered reported as amended the following bills: H.R. 3731, to amend the act of October 19, 1973 (87 Stat. 466), relating to the use or distribution of certain judgment funds awarded by the Indian Claims Commission or the Court of Claims; and S. 478, to provide for the partitioning of certain restricted Indian land in the State of Kansas.

The Committee also approved a pipeline resolution waiving 60-day waiting period for construction of gas transmission line across Ottawa National Forest, Michigan.

ROYALTY MANAGEMENT SYSTEM—GEOLOGICAL SURVEY

Committee on Interior and Insular Affairs: Subcommittee on Mines and Mining and the Subcommittee on Oversight and Investigations held a joint hearing on the Royalty Management System of the U.S. Geological Survey. Testimony was heard from the following representatives of the Geological Survey, Department of the Interior: Ray Swanson; George Campbell and Roy Harrison and public witnesses.

OVERSIGHT—SCHOOL DESEGREGATION

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued oversight hearings on School Desegregation. Testimony was heard from Representatives Collins of Texas and Shumway and public witnesses.

Hearings continue October 5.

CRIMINAL CODE SENTENCING ACT

Committee on the Judiciary: Subcommittee on Criminal Justice held a hearing on H.R. 4492, Criminal Code Sentencing Act of 1981. Testimony was heard from Gerald B. Thoflat, Judge, Fifth Circuit Court of Appeals and public witnesses.

OVERSIGHT—REFUGEE PROGRAM

Committee on the Judiciary: Subcommittee on Immigration, Refugees, and International Law continued oversight hearings on the Refugee Program. Testimony was heard from Edward A. Densmore, Deputy Director, Human Resources Division, GAO; Phillip Hawkes, Director, Office of Refugee Resettlement, Department of Health and Human Services and public witnesses.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Monopolies continued oversight hearings on mergers policy. Testimony was heard from public witnesses.

OAK RIDGE RADIATION EXPERIMENTS

Committee on Science and Technology: Subcommittee on Investigations and Oversight held a hearing on Oak Ridge Radiation Experiments. Testimony was heard from the following officials of the Department of Energy: Dr. Charles Edington, Acting Director, Office of Health and Environmental Research; Dr. Nathaniel Barr, Manager, Health and Environmental Risk Analysis Program; Dr. William Bibb, Research Division, Oak Ridge National Laboratories; Dr. C. C. Lushbaugh, Chairman, Oak Ridge Associated Universities Medical Division and Dr. Helen Vodopick, Oak Ridge Medical Clinic; Dr. Lawrence Stofan, Associate Administrator for Space Sciences, NASA; Dr. Eli Glatstein, Chief, Radiation Oncology Branch, National Cancer Institute, NIH, Department of Health and Human Services and public witnesses.

FUTURE SPACE PROGRAMS

Committee on Science and Technology: Subcommittee on Space Science and Applications concluded hearings on Future Space Programs: Session 4, Pragmatic Thinkers: Planning Today for Future Space Programs. Testimony was heard from public witnesses.

ASSISTANCE TO SMALL BUSINESS

Committee on Small Business: Subcommittee on Export Opportunities and Special Small Business Problems continued hearings on federal assistance to small business. Testimony was heard from Bernice Williams, Director, Office of Small and Disadvantaged Business Utilization, Department of Housing and Urban Development; Walter Terry, Director, Office of Small and Disadvantaged Business Utilization, Department of Labor and John D. Bierman, Senior Vice President, Export-Import Bank.

Hearings continue September 30.

CABLE TV INDUSTRY—SMALL BUSINESS PARTICIPATION

Committee on Small Business: Subcommittee on SBA and SBIC Authority, Minority Enterprise, and General Small Business Problems held a hearing on whether small and minority businesses are participating in the cable television industry today, and what their prospects are for the future. Testimony was heard from public witnesses.

Hearings continue September 29.

VETERANS' CARE

Committee on Veterans' Affairs: Subcommittee on Hospitals and Health Care held a hearing on the following bills: H.R. 2832, to amend title 38, United States Code, to provide a more equitable formula for payment by the Administrator of Veterans' Affairs to States for the cost of care provided in State nursing homes to veterans eligible for such care in Veterans' Administration facilities and H.R. 4025, to amend title 38, United States Code, to extend the authority for the program of grants to States for State home facilities. Testimony was heard from Representative Evans of Iowa; Dr. Turner Camp, Associate Deputy Chief Medical Director for Operations, VA; representatives of veterans' organizations and public witnesses.

Joint Meeting

SOCIAL SECURITY PROGRAMS

Joint Economic Committee: Subcommittee on Monetary and Fiscal Policy concluded hearings to examine Social Security employment, savings, and retirement programs, after receiving testimony from Richard S. Schweiker, Secretary of Health and Human Services, and Anthony J. Pellechio, Acting Deputy Assistant Secretary of Health and Human Services for Income Security Policy; Kenneth R. Austin, Equitable Life Insurance Co. of Iowa, Des Moines, on behalf of the American Council of Life Insurance; Alan Blinder, Princeton University, Princeton, New Jersey; Martin Feldstein, National Bureau of Economic Research, Cambridge, Massachusetts; and William C. Greenough, Committee for Economic Development, Washington, D.C.

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Thursday, September 24, 1981

Senate

Chamber Action

Routine Proceedings, pages 21880–21974

Bills Introduced: Four bills and one resolution were introduced, as follows: S. 1659–1662, and S. Res. 216.

Pages 21945–21946, 21960–21961

Bills Reported: Reports were made as follows:

Reported September 23, during the recess:

H.J. Res. 325, making continuing appropriations for fiscal year 1982 for programs of the Federal Government, with amendments.

Page 21945

Measure Passed:

Appearance of Senate Legal Counsel: Senate agreed to S. Res. 216, directing Senate Legal Coun-

sel to appear as amicus curiae in *Pacific Legal Foundation, et al.* v. *Watt* and *Mountain States Legal Foundation et al.* v. *Watt, et al.*, in the U.S. District Court for the District of Montana.

Pages 21960-21961

International Security and Development Cooperation Act of 1981: Senate continued consideration of S. 1196, authorizing funds for fiscal year 1982 for certain foreign development and security assistance programs, for the Peace Corps, for the Overseas Private Investment Corporation (OPIC) and directs OPIC to support developmental projects having trade benefits for the United States, separating the Peace Corps from the ACTION Agency, and prohibiting the provision of military personnel to and the furnishing of security assistance to El Salvador, taking action on amendments proposed thereto, as follows:

Adopted:

Lugar modified Amendment No. 562, providing that Congress makes certain findings regarding peace in Central America and civil strife in El Salvador, including that outside aid is necessary to alleviate suffering and promote economic recovery in that country, and requiring the President to make certification to Congress with regard to El Salvador twice a year before any United States aid can go to that country.

Page 21907

Rejected:

By 47 yeas to 51 nays, Helms modified Amendment No. 563, (to Lugar Amendment No. 562), in the nature of a substitute. (By 52 yeas to 46 nays, Senate subsequently tabled a motion to reconsider the previous vote.)

Page 21910

Continuing Appropriations, 1982: Senate began consideration of H.J. Res. 325, making continuing appropriations for fiscal year 1982 for programs of the Federal Government, agreeing to committee amendments and taking action on additional amendments proposed thereto, as follows:

Adopted:

(1) By 50 yeas to 48 nays, Stevens unprinted amendment No. 420, providing that the dollar limits on tax deductions for living expenses of Members of Congress while away from home shall be the same as such limits for businessmen and other private citizens. (By 44 yeas to 54 nays, Senate reversed a ruling of the Chair that the amendment was not in order, as being legislation on an appropriations measure.)

Page 21897

(2) Stevens unprinted amendment No. 421, providing that, except for funds that would be available under H.R. 4121, entitled Treasury, Postal Service and General Government Appropriations Act, 1982, funds for the Government payment for annuitants, employees' health benefits shall be available under the authority and conditions in H.R. 4121 as reported to the Senate.

Page 21901

(3) By 50 yeas to 45 nays, Stevens unprinted amendment No. 422, imposing certain limitations on the pay cap.

Page 21902

(4) Kasten unprinted amendment No. 423, providing that, notwithstanding any other provision of the joint resolution, $125,000,000 shall be available for expenses necessary for the participation of the United States in a Multinational Force and Observers to implement the Treaty of Peace between Egypt and Israel.

Page 21915

(5) Mathias-Ford unprinted amendment No. 424, of a technical nature.

Page 21916

(6) Garn unprinted amendment No. 426, providing that, notwithstanding any other provision of the joint resolution, $2,400,000,000 shall be provided for necessary expenses to carry out Title II of the Federal Water Pollution Control Act, as amended; that the budget authority shall not be considered to be appropriated nor any funds be expended, until the authorizing legislation, including necessary reforms in the program as requested by the President are enacted, and a fiscal year 1982 budget request is received; and that the amount obligated under this section shall not exceed the amount contained in a fiscal year 1982 budget request.

Page 21920

(7) By 76 yeas to 15 nays, Proxmire unprinted amendment No. 430, providing that none of the funds appropriated in the act shall be used to fund in excess of 8,037 full-time officers and employees of the Senate and full-time officers and employees of Office of the Architect of the Capitol who are assigned to the Senate; providing for the establishment of rules and regulations for the equitable allocation among the offices and committees of the Senate and the Office of the Architect of the Capitol of the total number of full-time officers and employees established by this amendment; and that none of the funds in this act shall be used for the development, initiation, or implementation of plans, drawings, architectural engineering work, design work, site preparation or acquisition for or the construction of any new Senate office building or addition to existing Senate office buildings, but that this provision does not apply to the construction and completion of the Philip A. Hart Senate Office Building currently under construction.

Page 21932

Rejected:

(1) Chiles unprinted amendment No. 425, to prohibit the use of funds by the Comptroller of the

Currency in connection with interstate operation of trust companies by national banks. (By 60 yeas to 32 nays, Senate sustained the ruling of the Chair that the amendment was not in order, as being legislation on an appropriations measure.)

Page 21916

(2) Sasser-DeConcini unprinted amendment No. 427, providing that, notwithstanding any provision of the joint resolution, for the purposes of Section 101(a)(1) any amounts made available for travel (except by the Federal Bureau of Investigation, the Secret Service, the Customs Service, the Drug Enforcement Administration, and the Immigration and Naturalization Service) shall not, in the aggregate, exceed 95 percent of the fiscal year 1981 rate. (By 46 yeas to 44 nays, Senate tabled the amendment.).

Page 21920

(3) Chiles unprinted amendment No. 428, to unprinted amendment No. 427, to continue the minimum social security benefit for current recipients.

Page 21921

(4) By 43 yeas to 45 nays, Proxmire unprinted amendment No. 429, to strike Section 130 of the joint resolution which removes the cap on outside earned income of elected or appointed officers or employees of the Federal Government received for such things as speeches and public appearances.

Page 21927

Pages 21882–21939

Vice Presidential Appointment: The Chair, on behalf of the Vice President, appointed Senator Zorinsky to the United States National Commission for the United Nations Educational, Scientific and Cultural Organization.

Page 21926

Nominations: Senate received the following nominations:

Michael J. Connally, of Michigan, to be General Counsel of the Equal Employment Opportunity Commission.

Frederic N. Andre, of Indiana, and Malcolm M. B. Sterrett, of Maryland, each to be a Member of the Interstate Commerce Commission.

Routine lists of nominations in the Navy, Air Force, Marine Corps, and Coast Guard.

Pages 21961–21974

Messages From the President: Page 21944

Messages From the House: Page 21944

Measures Referred: Page 21944

Communications: Page 21944

Statements on Introduced Bills: Pages 21946–21955

Amendments Submitted for Printing: Page 21956

Notices of Hearings: Pages 21956–21957

Committee Authority To Meet: Page 21957

Additional Statements: Pages 21957–21960

Nominations: Pages 21961–21974

Record Votes: Nine record votes were taken today. (Total—286).

Pages 21910, 21913, 21914, 21915, 21919, 21924, 21935

Recess: Senate convened at 9:30 a.m., and recessed at 8:53 p.m. until 9:30 a.m., on Friday, September 25, 1981. (For Senate's program, see remarks of Senator Baker in today's Record on page 21961.)

Committee Meetings

NOMINATIONS

Committee on Armed Services: Committee ordered favorably reported the nominations of James F. Goodrich, of Maine, to be Under Secretary of the Navy, Thomas K. Turnage, of California, to be Director of Selective Service, John S. Herrington, of California, to be an Assistant Secretary of the Navy, and 2,218 routine nominations in the Army, Navy, Air Force, and Marine Corps.

Prior to this action, the committee concluded hearings on the aforementioned nominations, after the nominees testified and answered questions in their own behalf. Mr. Goodrich was introduced by Senator Cohen; Mr. Turnage was introduced by Senator Hayakawa; and Mr. Herrington was introduced by Senator Jepsen.

MOTOR VEHICLE STANDARDS

Committee on Commerce, Science, and Transportation: Committee concluded hearings on S. 1402, establishing uniform width and length standards for commercial motor vehicles on interstate highways, after receiving testimony from William Dempsey, Association of American Railroads, R. V. Durham, International Brotherhood of Teamsters, Edward V. Kiley, American Trucking Association, Gerald C. Turner, and Robert Ragland, both representing National Association of Manufacturers, Myron Yashicjko, National Industrial Traffic League, Peter Griskivich, Motor Vehicle Manufacturers Association, C. H. Fields, American Farm Bureau, and William J. Morgan, representing Private Truck Council, all of Washington, D.C.; James Curtis and Merle Royse, both of the Georgia-Pacific Corporation, Portland, Oregon; John Archer, Crown Zellerbach Corp., San Francisco, California; Donald G. Oren, Dart Transit Company, St. Paul, Minnesota, representing the Coalition for Energy Efficient Transportation; Charles Brady, American Automobile Association, Falls Church, Virginia; John A. Clements, New Hampshire Department of Public Works and Highways, Concord, on behalf of American Association of State Highway and Transportation Officials; Zella S. Barber, Barber Transport Co., Rapid City, South Dakota; and Thomas W. Browne, United Parcel Service, Greenwich, Connecticut.

SHIPPING REGULATIONS

Committee on Commerce, Science, and Transportation: Subcommittee on Merchant Marine concluded hearings on S. 1593, and S. 125, bills revising and clarifying U.S. regulation of international liner shipping in the U.S. foreign trade, after receiving testimony from Henri Blok, Latin American Pacific Coast Conference, San Francisco, California; Peter Luciano, Transportation Institute, David Leff, Joint Maritime Congress, C. James Patti, Maritime Institute for Research & Industrial Development, Patrick Sullivan, International Longshoremens' Association, William St. John, Jr., Gerald H. Ulman, and Morris V. Rosenbloom, all of the National Customs Brokers & Freight Forwarders Association of America, Ed Schmeltzer, Schmeltzer, Ataker & Shepard, on behalf of Behring International, all of Washington, D.C.; John M. Brady and Richard A. Lidinsky, Jr., both on behalf of the North Atlantic Ports Association, and Harry de Venoge and Joseph Gerasolo, both of the Adherance Group, Inc., all of New York City; Raymong P. de Member, on behalf of the International Association of Non-vessel-operating Common Carriers, Fairfax, Virginia; Peter Ruffin and J. Alton Boyer, both on behalf of Southern Overseas Corporation, Wilmington, North Carolina; and Leslie H. Stuart, Jr., Southern Steamship Agency, Inc., Mobile, Alabama.

NOMINATION

Committee on Energy and Natural Resources: Committee concluded hearings on the nomination of Henry E. Thomas IV, of Virginia, to be an Assistant Secretary of Energy for International Affairs, after the nominee testified and answered questions in his own behalf.

BUSINESS MEETING

Committee on Energy and Natural Resources: Committee continued markup of S. 1503, authorizing the President to allocate supplies of crude oil and petroleum products during a severe petroleum supply shortage, but did not complete action thereon, and will continue on Wednesday, September 30.

SOCIAL SECURITY FINANCING

Committee on Finance: Committee approved a restoration of the social security minimum benefit, and provided for accounting changes to assist in the financing of the social security system. (As approved by the committee, the proposal would provide for the taxation of sick pay and limit certain retirement and survivor benefits.)

A press release summarizing the actions of the committee today will be available in the committee office in Room 2228, Dirksen Office Building.

TREATIES

Committee on Foreign Relations: Committee concluded hearings on the following treaties: Convention with Canada with Respect to Taxes on Income and Capital (Exec. T., 96th Cong., 2nd sess.), Protocol Amending the 1975 Income Tax Convention with Israel (Exec. M., 96th Cong., 2nd sess.), Tax Convention with the State of Israel (Exec. C, 94th Cong., 2nd sess.), Tax Convention with the Arab Republic of Egypt (Exec. U, 96th Cong., 2nd sess.), Tax Convention with the Kingdom of Morocco (Exec. H, 95th Cong., 2nd sess.), Tax Convention with Jamaica (Exec. O, 96th Cong., 2nd sess.), Protocol Amending the 1971 Tax Convention with the Kingdom of Norway (Exec. Z, 96th Cong., 2nd sess.), Tax Convention with the Federal Republic of Germany (Treaty Doc. No. 97–1), Income Tax Treaty with the Republic of Malta (Exec. E, 96th Cong., 2nd sess.), Tax Convention with the Republic of Argentina, with Related Protocol (Treaty Doc. No. 97–10), Tax Convention with the People's Republic of Bangladesh (Exec. Y, 96th Cong., 2nd sess.), and Income Tax Convention with the Republic of the Philippines (Exec. C, 95th Cong., 1st sess.), after receiving testimony from John B. Chapoton, Assistant Secretary of the Treasury for Tax Policy; and David H. Brockway, Deputy Chief of Staff, and Richard A. Gordon, International Tax Counsel, both of the Joint Committee on Taxation. Testimony was also received on Exec. T, 96th Cong., 2nd sess. from Sheldon Cohen, on behalf of the U.S. Border Broadcasters, Washington, D.C.; and Dennis J. Ellis, Viacom International Inc., New York City; on Exec. C, 95th Cong., 1st sess., from Peter J. Finnerty, Sea Land Industries, Inc., Iselin, New Jersey, and William M. Hawkins, Air Transport Association of America, Washington, D.C.; and on Exec. O, 96th Cong., 2nd sess., from Virgin Islands Delegate deLugo, and Puerto Rico Resident Commissioner Corrada.

NOMINATION

Committee on Governmental Affairs: Committee concluded hearings on the nomination of Loretta Cornelius, of Virginia, to be Deputy Director of the Office of Personnel Management, after the nominee testified and answered questions in her own behalf.

FREEDOM OF INFORMATION

Committee on the Judiciary: Subcommittee on the Constitution resumed oversight hearings on the implementation of the Freedom of Information Act, and on S. 1247, S. 1235, and S. 587, bills providing for the protection of certain confidential information from the disclosure requirements of the Freedom of Information Act, receiving testimony from Senator D'Amato; William J. Casey, Director, Central Intel-

ligence Agency; Ann Caracristi, Deputy Director, National Security Agency; and Morton H. Halperin, on behalf of the American Civil Liberties Union, Washington, D.C.

Hearings continue on Thursday, October 15.

INTEREST RATES

Committee on Small Business: Committee continued hearings on the impact of high interest rates on small business, and to examine the future credit needs of small business, receiving testimony from William Winpisinger, International Association of Machinists, and David Zinn and Robert McElwaine, both of the American International Automobile Dealers Association, all of Washington, D.C.; Frederick J. Napolitano, Virginia Beach, Virginia, on behalf of the National Association of Home Builders; Clem Watson, Custom-Built Homes, Norwich, Connecticut; Craig Meyer, Home Builders Association, Savannah, Georgia; George Lyles, National Automobile Dealers Association, High Point, North Carolina; and Ned Harman, Georgia's Young Farmers, Carrollton, Georgia.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 9 public bills, H.R. 4586–4594; 1 private bill, H.R. 4595; and 3 resolutions, H. Con. Res. 190 and 191, and H. Res. 231 were introduced.

Pages 21878–21879

Subcommittees To Sit: Subcommittee on Military Personnel and Compensation and Subcommittee on Seapower and Strategic and Critical Materials of the Committee on Armed Services received permission to sit today during proceedings of the House under the 5-minute rule.

Page 21845

Armed Forces Pay: House insisted on its amendments to S. 1181, to amend titles 10 and 37, United States Code, to increase the pay and allowances and benefits of members of the uniformed services and certain dependents; and agreed to a conference. Appointed as conferees: Representatives Price, Nichols, Montgomery, Aspin, Won Pat, Byron, Dickinson, Mitchell of New York, Holt, and Hillis.

Page 21845

Defense Production Act: House agreed to the Senate amendment to H.R. 2903, to extend by one year the expiration date of the Defense Production Act of 1950—clearing the measure for the President.

Pages 21849–21850

Highway Aid: By a yea-and-nay vote of 377 yeas to 25 nays, Roll No. 224, the House passed H.R. 3210, to amend the Surface Transportation Assistance Act of 1978, and to establish obligation limitations for fiscal year 1982.

Agreed to the committee amendment in the nature of a substitute.

Agreed To:

A conforming amendment; and

An amendment that permits obligation of Interstate funds for a different design, location, geometric, or other construction feature if the Secretary determines that such is required by a provision of Federal law.

Rejected an amendment that sought to prohibit the State of California from restricting the use of any lane on a Federal-aid highway in the unincorporated areas of Alameda County, California, to high occupancy vehicles, exclusive of approaches to toll roads or bridges.

H. Res. 224, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Pages 21850–21851

Legislative Program: Majority Leader announced the legislative program for the week of September 28. Agreed to adjourn from Friday, September 25, to Monday, September 28.

Pages 21851–21853

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of September 30.

Page 21853

Recess: It was made in order for the Speaker to declare a recess at any time on Friday, September 25, subject to the call of the Chair.

Page 21853

Referrals: Four Senate-passed measures were referred to the appropriate House committees.

Page 21878

Quorum Calls—Votes: One yea-and-nay vote developed during the proceedings of the House today and appears on page 21851. There were no quorum calls.

Adjournment: Adjourned at 1:25 p.m.

Committee Meetings

POTATO RESEARCH AND PROMOTION AMENDMENTS

Committee on Agriculture: Subcommittee on Domestic Marketing, Consumer Relations and Nutrition approved for full Committee action as amended H.R. 2160, Potato Research and Promotion Amendments of 1981.

Prior to this action, the Subcommittee held a hearing on this legislation. Testimony was heard from departmental and public witnesses.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense continued hearings on Defense appropriations. Testimony was heard from Caspar Weinberger, Secretary of Defense.

INTELLIGENCE BRIEFING

Committee on Armed Services: Subcommittee on Investigations met in executive session to receive a classified intelligence briefing. The Subcommittee was briefed by a representative of the Defense Intelligence Agency.

EMPLOYEE PROTECTION: RETURN OF GERMAN ART

Committee on Armed Services: Subcommittee on Investigations approved for full Committee action as amended the following bills: H.R. 2958, to amend title 10, United States Code, to provide employment protection for employees of nonappropriated fund instrumentalities of the Department of Defense who report violations of law or mismanagement and H.R. 3555, to authorize the Secretary of the Army to return to the Federal Republic of Germany certain works of art seized by the U.S. Army at the end of World War II.

MILITARY PERSONNEL EDUCATIONAL ASSISTANCE PROGRAM

Committee on Armed Services: Subcommittee on Military Personnel and Compensation continued hearings on legislative proposals for a new educational assistance program for military personnel. Testimony was heard from the following representatives of the U.S. Navy; VAdm. Lando W. Zech, Jr., Deputy Chief of Naval Operations for Manpower, Training and Personnel and Chief of Naval Personnel and RAdm. Floyd N. Miller, Commander, Navy Recruiting Command and from the following representatives of the U.S. Marine Corps: Lt. Gen. Edward J. Bronars, Deputy Chief of Staff for Manpower, and Brig. Gen. Donald J. Fulham, Director, Personnel Procurement Division, Manpower Department, both Headquarters, USMC.

Hearings continue September 30.

DOD'S PROCUREMENT POLICIES

Committee on Armed Services: Subcommittee on Procurement and Military Nuclear Systems, Defense Procurement Procedures Panel continued hearings on the Department of Defense's procurement policies and practices. Testimony was heard from Col. Joseph Rutter, Program Manager, Air Launched Cruise Missile, U.S. Air Force.

BUILDING NAVAL VESSELS; TRANSFER NAVAL VESSELS

Committee on Armed Services: Subcommittee on Seapower and Critical Materials approved for full Committee action as amended H.R. 3464, to amend title 10, United States Code, to provide that naval vessels of the United States may not be built in foreign shipyards.

Prior to this action, the Subcommittee held a hearing on H.R. 3464 and on H.R. 4529, to authorize the transfer of 15 excess naval vessels. Testimony was heard from Representatives Schneider and Gejdenson; RAdm. David M. Altwegg, Director, Security Assistance Division, Office of the Chief of Naval Operations, U.S. Navy; George Sawyer, Assistant Secretary of the Navy for Shipbuilding and Logistics and public witnesses.

AMERICAN ECONOMY

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization continued hearings on the general issues of revitalization and the American economy, with emphasis on Offsets and Foreign Sourcing. Testimony was heard from John D. Lange, Jr., Director, Trade Finance Office, Department of the Treasury and Col. Ronald L. Carlberg, USAF, Director for International Acquisition, Office of the Under Secretary of Defense (Research and Engineering).

D.C. SEXUAL ASSAULT REFORM ACT

Committee on the District of Columbia: Rejected H. Res. 208, disapproving the action of the District of Columbia Council in approving the District of Columbia Sexual Assault Reform Act of 1981.

Prior to this action, the Committee held a hearing on H. Res. 208. Testimony was heard from the following officials of the Government of the District of Columbia: Marion Barry, Mayor; Judith Rogers, Corporation Counsel and Arrington Dixon, Chairman, City Council.

OVERSIGHT

Committee on Education and Labor: Subcommittee on Employment Opportunities continued oversight hearings on equal employment opportunity and affirmative action. Testimony was heard from public witnesses.

ENERGY AGENCY ANTITRUST EXTENSION

Committee on Energy and Commerce: Ordered reported S. 1475, to extend the expiration date of section 252 of the Energy Policy and Conservation Act.

GERIATRIC MEDICINE

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on geri-

atric medicine entitled, "Young Physicians—Older Patients: What Do Doctors Learn." Testimony was heard from the following officials of the Department of Health and Human Services: Dr. Robert Butler, Director, National Institute on Aging, NIH and Dr. Robert Graham, Acting Administrator, Human Resources Administration.

FCC–REGULATION OF COMMON CARRIERS

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations and the Subcommittee on Telecommunications, Consumer Protection, and Finance held a joint oversight hearing on the Federal Communication Commission's regulation of common carriers. Testimony was heard from Henry Eschwege, Director, Community and Economic Development Division, GAO and from the following officials of the FCC: Mark S. Fowler, Chairman and the following Commissioners: James H. Quello; Abbott Washburn; Joseph R. Fogarty; Anne P. Jones; Mary Ann W. Dawson and Henry Rivera.

WORLD COURT

Committee on Foreign Affairs: Subcommittee on Human Rights and International Organizations held a hearing on H. Con. Res. 86 to establish a Special Committee on Advisory Opinions from the World Court. Testimony was heard from Representative Bingham; David H. Small, Assistant Legal Adviser for United Nations Affairs, Department of State and public witnesses.

EL SALVADOR

Committee on Foreign Affairs: Subcommittee on Inter-American Affairs held a hearing on U.S. Policy Options in El Salvador. Testimony was heard from Thomas O. Enders, Assistant Secretary of State for Inter-American Affairs and public witnesses.

SOUTH AFRICA

Committee on Foreign Affairs: Subcommittee on International Economic Policy and Trade and the Subcommittee on Africa held a joint hearing on the following bills: H.R. 3008, requiring U.S. persons who control enterprises in South Africa to comply with certain fair employment principles, prohibiting any new loans by U.S. financial or lending institutions to the South African Government or to South African corporations or other entities owned or controlled by the South African Government, requiring reports with respect to loans to other South African entities, and prohibiting the importation of South African krugerrands or other South African gold coins and H.R. 3597, directing the President to exercise authorities contained in the International Emergency Economic Powers Act to issue regulations prohibiting investment in South Africa. Testimony was heard from Representatives Solarz and Gray and a public witness.

NUCLEAR WASTE MANAGEMENT LEGISLATION

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment, continued to meet to consider the following bills: H.R. 3809, to provide for repositories for the disposal of high-level radioactive waste, transuranic waste, and spent nuclear fuel, to amend provisions of the Atomic Energy Act of 1954 relating to low-level waste, and to modify the Price-Anderson provisions of the Atomic Energy Act of 1954 and certain other provisions pertaining to facility licensing and safety; H.R. 2881, Nuclear Waste Management Policy Act; H.R. 2840, Nuclear Waste Policy Act; H.R. 2800, Nuclear Reactor Moratorium and Nuclear Waste Disposal Prohibition Act; H.R. 1993, Radioactive Waste Research, Development, and Policy Act; and H.R. 4106, to provide for a formal process of State participation and concurrence regarding the management and storage of certain radioactive materials.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Crime held an oversight hearing on the implementation of the Parental Kidnapping Prevention Act of 1980. Testimony was heard from Representative Sensenbrenner; from the following officials of the Department of Justice: Lawrence Lippe, Chief, General Litigation Section, Criminal Division and Wayne R. Gilbert, Chief, Personal and Property Crime Section, Criminal Investigative Division, FBI and public witnesses.

FISHERY CONSERVATION AND MANAGEMENT ACT AMENDMENTS

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held a hearing on Fishery Conservation and Management Act Amendments legislation. Testimony was heard from William Gordon, Acting Deputy Administrator for Fisheries, National Marine Fisheries Service, Department of Commerce and public witnesses.

Hearings continue tomorrow.

FEDERAL WATER POLLUTION CONTROL ACT AMENDMENTS

Committee on Public Works and Transportation: Began markup of H.R. 4503, to amend the Federal Water Pollution Control Act to authorize funds for fiscal year 1982.

Will continue September 30.

RISK ANALYSIS RESEARCH AND DEMONSTRATION ACT

Committee on Science and Technology: Subcommittee on Science Research and Technology held a hearing on H.R. 3441, Risk Analysis Research and Demonstration Act of 1981. Testimony was heard from Representative Martin of North Carolina and public witnesses.

Joint Meetings

CPI FIGURES

Joint Economic Committee: Committee held hearings on the Consumer Price Index figures for the month of August, receiving testimony from Jerry Jordan, Member, President's Council of Economic Advisers.

Committee will meet again tomorrow on the effects of high interest rates.

MILITARY PAY

Conferees met to resolve the differences between the Senate- and House-passed versions of S. 1181, increasing the pay allowances and benefits for members of the uniformed services, but did not complete action thereon, and recessed subject to call.

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Friday, September 25, 1981

Senate

Chamber Action

Routine Proceedings, pages 22015–22077

Bills Introduced: Three bills were introduced, as follows: S. 1663–1665.

Page 22050

Bills Reported: Reports were made as follows:

S. 881, stimulating technological innovation and increasing economic productivity by using business more effectively in Federal research and development programs, with an amendment in the nature of a substitute (S. Rept. No. 97–194).

Page 22050

Measures Passed:

National Nurse-Midwifery Week: Senate passed S.J. Res. 67, designating the week of April 19 through 26, 1982, as "National Nurse-Midwifery Week."

Pages 22020–22021

Oklahoma Diamond Jubilee: Senate agreed to S. Res. 175, congratulating the State of Oklahoma on the celebration of its Diamond Jubilee.

Page 22021

National Productivity Improvement Week: Senate agreed to S. Res. 199, designating the week of October 5 through 11, 1981, as "National Productivity Improvement Week."

Page 22021

National Recognition Day for Nurses: Senate passed H.J. Res. 263, designating May 6, 1982, as "National Recognition Day for Nurses."

Page 22021

National Guard Day: Senate passed with an amendment, S.J. Res. 107, designating the seventh day of October, 1981, as "National Guard Day."

Pages 22021–22022

Amateur Radio Services and Private Land Mobile Services Act of of 1981: Senate passed S. 929, providing for improved Administration of the amateur radio service and private land mobile and fixed services by the Federal Communications Commission, addressing the problem of radio-frequency interference to certain electronic equipment, and permitting volunteer assistance to the Federal Communications Commission in the area of examinations, licensing, and enforcement in the amateur radio service, after agreeing to a committee amendment in the nature of a substitute and the following amendment proposed thereto:

Baker (for Goldwater), providing that, notwithstanding any other provision of the section, the Commission may by rule authorize the operation of radio stations without individual licenses in the Radio Control or Citizens Band Radio Services, as defined by Commission rule, except that the operator of any such station shall comply with the provisions of the Act and with applicable Commission rules and regulations.

Pages 22044–22047

Overseas Private Investment Corporation Amendments of 1981: Senate passed H.R. 3136, amending the Foreign Assistance Act of 1961, with respect to the activities of the Overseas Private Investment Corporation, after agreeing to Baker (for Percy) unprinted amendment No. 434, in the nature of a substitute.

Pages 22047–22049

Continuing Appropriations, 1982: By 47 yeas to 44 nays, Senate passed H.J. Res. 325, making continuing appropriations for fiscal year 1982 for programs of the Federal government, with amendments, after agreeing to Hatfield unprinted amendment No. 431, of a technical nature.

Senate insisted on its amendments to H.J. Res. 325, requested a conference with the House thereon, and the Chair appointed Senators Hatfield, Stevens, Weicker, McClure, Laxalt, Garn, Schmitt, Cochran, Andrews, Abdnor, Kasten, D'Amato, Mattingly, Rudman, Specter, Proxmire, Stennis, Robert

C. Byrd, Inouye, Hollings, Eagleton, Chiles, Johnston, Huddleston, Burdick, Leahy, Sasser, DeConcini, and Bumpers, as conferees on the part of the Senate.

Pages 22022–22032

Temporary Debt Limit Increase: Senate began consideration of H.J. Res. 265, providing for a temporary increase in the public debt limit, and the following amendment proposed thereto:

Melcher unprinted amendment No. 432 (printed Amendment No. 568), providing that none of the funds authorized or to be appropriated under any act may be used to carry out a school lunch program under the National School Lunch Act under which the goal in effect as of September 25, 1981, of providing one-third of the recommended dietary allowances of nutrients for children as established by the National Academy of Sciences is modified.

Page 22037

Pages 22032–22043

Confirmations: Senate confirmed the following nominations:

Roger J. Miner, to be U.S. district judge for the Northern District of New York.

Joseph M. McLaughlin, to be U.S. district judge for the Eastern District of New York.

John E. Sprizzo, to be U.S. district judge for the Southern District of New York.

Henry R. Wilhoit, Jr., to be U.S. district judge for the Eastern District of Kentucky.

Conrad K. Cyr, to be U.S. district judge for the District of Maine.

John C. Coughenour, to be U.S. district judge for the Western District of Washington.

J. Paul McGrath, of New Jersey, to be an Assistant Attorney General.

David E. Zweifel, of Maryland, to be Ambassador to the Yemen Arab Republic.

Jack F. Matlock, Jr., of Florida, to be Ambassador to the Czechoslovak Socialist Republic.

Robert P. Paganelli, of New York, to be Ambassador to the Syrian Arab Republic.

George S. Vest, of Maryland, to be the Representative to the European Communities, with the rank and status of Ambassador.

John E. Dolibois, of Ohio, to be Ambassador to Luxembourg.

Raymond C. Ewing, of Virginia, to be Ambassador to the Republic of Cyprus.

Michael H. Newlin, of Maryland, to be Ambassador to the Democratic and Popular Republic of Algeria.

Arthur A. Hartman, of New Jersey, to be Ambassador to the Union of Soviet Socialist Republics.

Faith R. Whittlesey, of Pennsylvania, to be Ambassador to Switzerland.

Richard W. Murphy, of Maryland, to be Ambassador to the Kingdom of Saudi Arabia.

Joseph V. Reed, Jr., of Connecticut, to be Ambassador to the Kingdom of Morocco.

L. Keith Bulen, of Indiana, to be a Commissioner on the International Joint Commission, U.S. and Canada.

Paul J. Manafort, Jr., of Virginia, to be a Member of the Board of Directors of the Overseas Private Investment Corporation.

Nyle C. Brady, of New York, to be an Assistant Administrator of the Agency for International Development.

John A. Bohn, Jr., of California, to be Director of the Asian Development Bank.

Thomas K. Turnage, of California, to be Director of the Selective Service System.

James F. Goodrich, of Maine, to be Under Secretary of the Navy.

John S. Herrington, of California, to be an Assistant Secretary of the Navy.

Two Army nominations in the rank of General.

One Air Force nomination in the rank of General.

Thirty-nine Marine Corps nominations in the rank of General.

Routine lists of Navy and Foreign Service nominations.

Pages 22076–22077

Messages From the House: **Page 22049**

Measures Ordered Placed on Calendar: **Page 22049**

Communications: **Pages 22049–22050**

Statements on Introduced Bills: **Pages 22050–22056**

Amendments Submitted for Printing: **Page 22057**

Notices of Hearings: **Page 22057**

Additional Statements: **Pages 22057–22076**

Confirmations: **Pages 22076–22077**

Record Vote: One record vote was taken today. (Total—287)

Page 22032

Recess: Senate convened at 9:30 a.m., and recessed at 2:56 p.m., until 11 a.m., on Monday, September 28, 1981. (For Senate's program, see remarks of Senator Baker in today's RECORD on page 22076.)

Committee Meetings

AWACS AND F–15 SALES

Committee on Armed Services: Committee held closed hearings on the military and technical implications of the Airborne Warning and Control System (AWACS) and the F–15 enhancements arms sales package to Saudi Arabia, receiving testimony from Admiral Bobby R. Inman, Deputy Director, and Charles Waterman, both of the Central Intelligence Agency; and Alan Schell, Director Electromagnetic

Sciences Division, Rome Air Development Center, Department of the Air Force.

Hearings continue on Monday, September 28.

NOMINATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nomination of Harold E. Shear, of Connecticut, to be Administrator of the Maritime Administration, Department of Transportation, after the nominee who was introduced by Senator Chafee, testified and answered questions in his own behalf.

URANIUM MINING

Committee on Energy and Natural Resources: Subcommittee on Energy Research and Development concluded oversight hearings on the effects of foreign imports on the viability of the domestic uranium mining and milling industry, after receiving testimony from Shelby T. Brewer, Assistant Secretary of Energy for Nuclear Energy; J. Eric Evered, Administrator, Energy Information Administration, Department of Energy; Harry R. Marshall, Jr., Acting Assistant Secretary of State for Oceans, and International Environmental and Scientific Affairs; Wyoming Governor Ed Herschler, Cheyenne; Kenneth S. Canfield, on behalf of the American Mining Congress, Washington, D.C.; Edward C. Gibbs, Rocky Mountain Energy Company, Broomfield, Colorado; and Bill Stevens, Kerr-McGee Corporation, Oklahoma City, Oklahoma.

TAX PROPOSALS

Committee on Finance: Subcommittee on Taxation and Debt Management concluded hearings on the following miscellaneous tax proposals:

S. 1472 and S. 768, excluding the value of certain research and experimental expenditures from the aggregate face amount of certain small issues of industrial development bonds, after receiving testimony from Senator Denton; former Senator Eugene McCarthy; Stuart Eizenstat, Powell, Goldstein, Frazer & Murphy, Washington, D.C.; Douglas C. Strain, Electro Scientific Industries, Inc., Portland, Oregon, representing the American Electronics Association; and Richard H. Siemsen, and Ramsay D. Potts, both on behalf of the National Committee on Small Issue Industrial Development Bonds, Washington, D.C.; and

S. 578 and S. 1276, allowing certain small businesses to write down the value of certain inventory items in accordance with actual business experience, after receiving testimony from Arthur Dempsey, Rickreall Farm Supply, Inc., Rickreall, Oregon, and Leonard Bergan, Crookston Implement Company, Inc., Crookston, Minnesota, both representing the National Farm & Power Equipment Dealers Association; Frank E. McCarthy and John J. Ferron, both on behalf of the National Automobile Dealers Association, McLean, Virginia; William D. Barth, representing the Small Business Legislative Council Donal E. Flannery, American Institute of Certified Public Accountants, and John H. Fitch, Jr., National Association of Wholesalers-Distributors, all of Washington, D.C.; Jack C. Morrison, Stewart-Warner Corp., Chicago, Illinois; Bevan B. Alvey, Minneapolis, Minnesota; J. William Brandner, Harcourt Brace Jovanovich, Inc., New York City; and James K. Caudill, BATUS, Inc., Louisville, Kentucky.

Testimony was also received on all the aforementioned bills from John E. Chapoton, Assistant Secretary of the Treasury for Tax Policy.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of Ronald I. Spiers, of Vermont, to be Ambassador to the Islamic Republic of Pakistan, and Harry G. Barnes, Jr., of Maryland, to be Ambassador to India, after the nominees testified and answered questions in their own behalf. Mr. Barnes was introduced by Senator Moynihan.

Committee will consider the above nominations on Tuesday, September 29.

NOMINATION

Committee on Labor and Human Resources: Committee concluded hearings on the nomination of Malcolm R. Lovell, Jr., of the District of Columbia, to be Under Secretary of Labor, after the nominee testified and answered questions in his own behalf.

House of Representatives

Chamber Action

Bills Introduced: 9 public bills, H.R. 4596–4604; and 1 resolution, H. Con. Res. 192, were introduced.

Page 22013

Bills Reported: Reports were filed as follows:

Conference report on S. 304, to establish a national tourism policy and an independent Government agency to carry out the national tourism policy (H. Rept. 97–252);

H. Con. Res. 176, with respect to the proposed Agreement for Cooperation Between the United States and Egypt Concerning the Peaceful Uses of Nuclear Energy (H. Rept. 97–253);

S. 1475, to extend the expiration date of section 252 of the Energy Policy and Conservation Act (H. Rept. 97–254);

H.R. 1184, to amend the Tariff Schedules of the United States regarding the rate of duty that may be

proclaimed by the President with respect to sugar imports, amended (H. Rept. 97–255);

H. Con. Res. 95, to encourage the reduction of export credit subsidies in world trade (H. Rept. 97–256); and

H.R. 4566, to reduce certain duties, to suspend temporarily certain duties, and to extend certain existing suspensions of duties (H. Rept. 97–257).

Page 22013

Recess: House recessed at 10:52 a.m. and reconvened at 1:15 p.m.

Page 22011

Continuing Appropriations: House disagreed to the Senate amendments to H.J. Res. 325, making continuing appropriations for the fiscal year 1981, and agreed to a conference. Appointed as conferees: Representatives Whitten, Boland, Natcher, Smith of Iowa, Addabbo, Long of Maryland, Yates, Roybal, Bevill, Benjamin, Ginn, Dixon, Fazio, Conte, McDade, Edwards of Alabama, Myers, Young of Florida, Kemp, Burgener, and O'Brien.

Subsequently, it was made in order to consider the conference report and any amendments in disagreement on Monday, September 28, or any day thereafter.

Page 22011

Referrals: Four Senate-passed measures were referred to the appropriate House committees.

Pages 22012–22013

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Adjourned at 1:24 p.m.

Committee Meetings

SECOND BUDGET RESOLUTION

Committee on the Budget: Continued hearings on the Second Budget Resolution for fiscal year 1982. Testimony was heard from public witnesses.

Hearings to continue October 1.

FOOD LABELING

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on H.R. 4031, to amend the Federal Food, Drug, and Cosmetic Act to require that certain foods intended for human consumption be labeled to show the amount of sodium and potassium they contain. Testimony was heard from Representatives Gore and Richmond; Dr. Albert Hayes, Commissioner, FDA, Department of Health and Human Services and public witnesses.

REDUCTIONS IN FORCE—DEPARTMENT OF ENERGY

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations and the Subcommittee on Conservation and Power held a joint hearing on the issues of reductions in force (RIFs) at the Department of Energy, the proposed dismantling of that Department, and related matters. Testimony was heard from the following officials of the Department of Energy: P. Marshall Ryan, Controller; K. Dean Helms, Director, Office of Organization and Management Systems; Gordon W. Harvey, Director, Office of Enforcement; Albert Linden, Deputy Administrator, Energy Information Administration; Robert C. Odle, Jr., Assistant Secretary for Congressional, Intergovernmental and Public Affairs; J. Merle Schulman, Director of Personnel; Avrom Landesman, Acting Special Counsel and Frank D. De George, Deputy Assistant Secretary for Energy Conservation and Renewables.

FISHERY CONSERVATION AND MANAGEMENT ACT AMENDMENTS

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment continued hearings on Fishery Conservation and Management Act Amendments legislation. Testimony was heard from William Gordon, Acting Deputy Assistant Administrator for Fisheries, National Marine Fisheries Service, Department of Commerce; Theodore G. Cronmiller, Deputy Assistant Secretary for Oceans and Fisheries Affairs, Department of State and public witnesses.

HEARINGS ON OVERSIGHT

Committee on Rules: Subcommittee on Legislative Process continued hearings on Congressional oversight, including the following measures: H.R. 2, Sunset Act of 1981; H.R. 58, Sunset Review Act of 1981 and Section 1 of H. Res. 100, Committee Improvement Amendments of 1981. Testimony was heard from Representatives Brooks and Schroeder.

Hearings continue October 2.

Joint Meeting

INTEREST RATES

Joint Economic Committee: Committee held hearings to review the effects of high interest rates on the economy, receiving testimony from Senator Sarbanes; Murray L. Weidenbaum, Chairman, Council of Economic Advisors; William Cairns, Bill Cairns Pontiac, Marlow Heights, Maryland; James Grady, Woodbrook Exxon, Baltimore, Maryland; Martin Proetsky, Proetsky & Starr, Inc., Bethesda, Maryland; R. Hursey Porter, on behalf of the Maryland

Association of Realtors, Salisbury; and Wilma Reeves, Chaptico, Maryland.

Committee will meet again on Monday, September 28, to discuss municipal bond markets.

♦♦♦♦♦♦♦♦♦♦♦♦

Monday, September 28, 1981

Senate

Chamber Action

Routine Proceedings, pages 22109–22263

Bills Introduced: Eleven bills were introduced, as follows: S. 1666–1676.

Page 22152

Bills Reported: Reports were made as follows:

S. 1620, extending the Small Business Administration's section 8(a) pilot procurement program, authorizing the SBA to enter into procurement contracts with Federal agencies for the purpose of subcontracting to small business, to March 31, 1983 (S. Rept. No. 97–195).

Page 22152

TEMPORARY DEBT LIMIT INCREASE: Senate continued consideration of H.J. Res. 265, providing for a temporary increase in the public debt limit, taking action on amendments proposed thereto as follows:

Rejected:

(1) Melcher unprinted amendment No. 435, to direct the President to consult with the Governors of the Federal Reserve System for the purpose of modifying the Board of Governors' monetary policy to significantly reduce interest rates within the next 90 days. (By 56 yeas to 32 nays, Senate tabled the amendment.)

Page 22116

(2) Hart unprinted amendment No. 436, to amend the Internal Revenue Code of 1954 to reduce the deduction for business meals and to earmark the savings from such reduction for the school lunch programs. (By 58 yeas to 30 nays, Senate tabled the amendment.)

Page 22132

(3) Hart unprinted amendment No. 437, to provide that the individual income tax rate reductions provided by the Economic Recovery Tax Act of 1981 shall not take effect until the Federal budget is balanced. (By 74 yeas to 13 nays, Senate tabled the amendment.)

Page 22136

Pending:

(1) Armstrong unprinted amendment No. 438 (printed Amendment No. 569), providing that any amount of budget authority or any part thereof proposed to be rescinded or that is to be reserved as set forth in such special message shall be made available for obligation if, within the prescribed 30-day period, the Congress adopts a rescission resolution disapproving the rescission or reservation of such amount or part thereof.

Page 22139

(2) Armstrong unprinted amendment No. 439 (printed Amendment No. 570, to Amendment No. 569), in the nature of a substitute.

Page 22139

A unanimous-consent agreement was reached for providing a vote on a motion to table the Armstrong amendment on Tuesday, September 29.

Page 22137

Pages 22114–22149, 22177–22205

BOWSHER NOMINATION—AGREEMENT: A unanimous-consent agreement was reached providing for the consideration of the nomination of Charles A. Bowsher, of Maryland, to be Comptroller General of the United States, on Tuesday, September 29, with a vote to occur thereon at 7 p.m.

Page 22177

NOMINATIONS: Senate received the following nominations:

Paul A. Magnuson, to be U.S. District Judge for the District of Minnesota.

Samuel J. Cornelius, of the District of Columbia, to be Deputy Director of the Community Services Administration.

Page 22205

Messages From the President: Page 22151

Messages From the House: Page 22151

Measures Referred: Page 22151

Measures Ordered Placed on Calendar: Page 22151

Communications: Pages 22151–22152

Statements on Introduced Bills: Pages 22152–22171

Amendments Submitted for Printing: Page 22171

Notices of Hearings: Page 22171

Committee Authority To Meet: Page 22171

Additional Statements: Pages 22171–22177

Nominations: Page 22205

RECORD VOTES: Three record votes were taken today. (Total—290)

Pages 22213, 22135, 22139

RECESS: Senate convened at 11 a.m., and recessed at 10:26 am, on Tuesday, September 29, 1981, until 10:31 am, the same day. (For Senate's program see remarks of Senator Baker in today's Record on page 22177.)

Committee Meetings

AWACS AND F-15 SALES

Committee on Armed Services: Committee held hearings on the military and technical implications of the Airborne Warning and Control System (AWACS) and the F-15 enhancements arms sales package to Saudi Arabia, receiving testimony from Caspar W. Weinberger, Secretary of Defense, General David C. Jones, Chairman, Joint Chiefs of Staff, and General P. X. Kelly, Assistant Commandant, U.S. Marine Corps.

Also, committee ordered favorably reported 3,229 routine nominations in the Navy.

Committee hearings continue on Wednesday, September 30.

PRESIDENT'S ECONOMIC PROGRAM

Committee on the Budget: Committee concluded hearings on the effect of the President's economic program on financial markets, after receiving testimony from Walter Stein, Capital Research Company; David Williams, Alliance Capital Management Corporation; and Joel Leff, Forstmann-Leff Associates, all of New York City.

END STAGE RENAL DISEASE

Committee on Finance: Subcommittee on Health held hearings on the effectiveness of the End Stage Renal Disease (ESRD) program, focusing on its operation and management, receiving testimony from Carolyne K. Davis, Administrator, Health Care Financing Administration, Department of Health and Human Services; Richard Rettig, Illinois Institute of Technology, Chicago; Margaret Diener, National Association of Patients on Hemodialysis and Transplantation, Inc., and Howard Bochnek, ESRD Network No. 25, Inc., both of New York City; Christopher R. Blagg, Northwest Kidney Center, Seattle, Washington; John Sadler, Renal Physicians Association, Baltimore, Maryland; G. James Cerilli, on behalf of the American Society of Transplant Surgeons, Columbus, Ohio; Nancy Sharp, American Association of Nephrology Nurses and Technicians, Bethesda, Maryland; Robert Gutman, National Forum of ESRD Networks, Durham, North Carolina; Patricia J. Lyons, and Ronald Wrona, Network No. 24, King of Prussia, Pennsylvania; William Pfaff, Florida ESRD Network, Gainesville; Richard Freeman, National Kidney Foundation, and Benjamin P. Schoen, both of Washington, D.C.

Hearings were recessed subject to call.

NOMINATION

Committee on Foreign Relations: Committee concluded hearings on the nomination of David B. Funderburk, of North Carolina, to be Ambassador to the Socialist Republic of Romania, after the nominee testified and answered questions in his own behalf.

Committee will consider the nomination of Mr. Funderburk on tomorrow.

INTERNATIONAL INVESTMENT

Committee on Foreign Relations: Subcommittee on International Economic Policy held hearings on international investment policy, receiving testimony from Gary C. Hufbauer, Georgetown Law Center, Washington, D.C.; and Joseph E. Connor, Price Waterhouse and Company, and Richard Roberts, National Foreign Trade Council, both of New York City.

Hearings continue on Wednesday, October 28.

CRIMINAL CODE REFORM

Committee on the Judiciary: Committee began hearings on S. 1630, reforming the Federal criminal laws and streamlining the administration of criminal justice, receiving testimony from William French Smith, Attorney General, Department of Justice; former Senator Roman L. Hruska; former Attorney General Griffin B. Bell; former California Governor Edmund G. Brown; Laurie Robinson, William Greenhalgh, and George Freeman, all on behalf of the American Bar Association, Washington, D.C.; and Gerald B. Tjoflat, Judge, Fifth Judicial Circuit, on behalf of the Judicial Conference of the United States.

Hearings continue on Thursday, October 1.

FAMILY PLANNING

Committee on Labor and Human Resources: Subcommittee on Aging, Family, and Human Services resumed oversight hearings on the role of the Federal Government in family planning programs of title X, establishing national programs in schools to educate junior and high school students on different aspects of sexuality, of the Public Health Services Act, receiving testimony from Harold M. Voth, Menninger Foundation, Topeka, Kansas; and Janina R. Galler, Boston University School of Medicine, and Gerald Stechler, Boston University, both of Boston, Massachusetts.

Hearings were recessed subject to call.

STEELHEAD TROUT

Select Committee on Indian Affairs: Committee concluded hearings on S. 874, providing for additional protection of steelhead trout as a game fish, after receiving testimony from Roy H. Sampsel, Deputy Assistant Secretary of the Interior for Indian Affairs; Thomas Parisot, Deputy Director, Fishery Resources, U.S. Fish and Wildlife, Department of the Interior; Jack Ayerst, Washington Department of Game, Billy Frank, on behalf of the Northwest Indian Fish Commission, and Lynn Greenwalt, on

behalf of the Northwest Salmon & Steelhead Council/Trout Unlimited, all of Olympia, Washington; Chuck Voss and Ralph Larsen, both on behalf of the Steelhead Trout Committee/Steelhead Trout Club of Washington, Seattle; and James Heckman, on behalf of the Columbia River Inter-Tribal Fish Commission, Portland, Oregon.

House of Representatives

Chamber Action

Bills Introduced: 7 public bills, H.R. 4605–4611 were introduced.

Page 22107

Recess: It was made in order for the Speaker to declare a recess at any time on Wednesday, September 30, subject to the call of the Chair.

Page 22093

Meeting Hour: Agreed that the House will meet at 3 p.m. on Wednesday, September 30.

Page 22093

Continuing Appropriations: The Speaker appointed Representative Coughlin as a conferee on H.J. Res. 325, making continuing appropriations for the fiscal year 1981; vice Representative Young of Florida, excused.

Page 22094

Overseas Private Investment Corporation: House agreed, with an amendment, to the Senate amendment to H.R. 3136, to amend the Foreign Assistance Act of 1961 with respect to the activities of the Overseas Private Investment Corporation—returning the measure to the Senate.

Page 22096

Voting Rights: House agreed to H. Res. 222, providing for the consideration of H.R. 3112, to amend the Voting Rights Act of 1965 to extend certain provisions for an additional ten years, and to extend certain other provisions for an additional seven years.

Page 22098

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Adjourned at 1:09 p.m.

Committee Meetings

AWACS SALE

Committee on Foreign Affairs: Subcommittee on International Security and Scientific Affairs and the Subcommittee on Europe and the Middle East held a joint hearing on the proposed sale of AWACS and F–15 enhancement package to Saudi Arabia. Testimony was heard from Members of Congress.

Hearings continue October 1.

BLACK LUNG DISABILITY TRUST FUND

Committee on Ways and Means: Subcommittee on Oversight held a hearing on the Black Lung Disability Trust Fund. Testimony was heard from public witnesses.

ATTORNEYS' FEES IN TAX LITIGATION

Committee on Ways and Means: Subcommittee on Select Revenue Measures held a hearing on proposals relating to payment of attorneys' fees in tax litigation. Testimony was heard from the following officials of the Department of the Treasury: John E. Chapoton, Assistant Secretary for Tax Policy and Roscoe L. Egger, Jr., Commissioner, Internal Revenue Service and public witnesses.

Joint Meetings

Joint Economic Committee: Committee concluded hearings on the current situation in the municipal bond markets, after receiving testimony from Peter Trent, Public Securities Association, and Roger Altman, Lehman Brothers-Kuhn Loeb, Inc., both of New York City; and John Peterson, Municipal Finance Officers Association, Washington, D.C.

CONTINUING APPROPRIATIONS

Conferees met to resolve the differences between the Senate- and House-passed versions of H.J. Res. 325, making continuing appropriations for fiscal year 1982 for programs of the Federal Government, but did not complete action thereon, and will meet again on Wednesday, September 30.

♦♦♦♦♦♦♦♦♦♦♦♦

Tuesday, September 29, 1981

Senate

Chamber Action

Routine Proceedings, pages 22303–22396

Bills Introduced: Five bills were introduced, as follows: S. 1677–1681.

Page 22373

Bills Reported: Reports were made as follows:

S. 266, implementing procedures and guidelines for the interagency sharing of health resources between the Department of Defense and the Veterans' Administration, with an amendment in the nature of a substitute (S. Rept. No. 97–196).

Page 22372

Measures Passed:

Temporary Debt Limit Increase: By 64 yeas to 34 nays, Senate passed H.J. Res. 265, providing for a temporary increase in the public debt limit, after rejecting additional amendments proposed thereto, as follows:

(1) Exon-Bradley Amendment No. 564, to reduce the third year tax cut provided by the Economic Recovery Tax Act of 1981 if certain economic goals are not attained. (By 56 yeas to 43 nays, Senate tabled the amendment.)

Page 22318

(2) Eagleton unprinted Amendment No. 440, to establish a trust fund which is financed from revenues from the repeal of reductions in the windfall profit tax contained in the Economic Recovery Tax Act of 1981 and which is used as a reserve for the Social Security Trust Fund. (By 67 yeas to 31 nays, Senate tabled the amendment.)

Page 22325

(3) Armstrong Amendment No. 569, providing that any amount of budget authority or any part thereof proposed to be rescinded or that is to be reserved as set forth in such special message shall be made available for obligation if, within the prescribed 30-day period, the Congress adopts a rescission resolution disapproving the rescission or reservation of such amount or part thereof. (By 84 yeas to 15 nays, Senate tabled the amendment.)

Page 22346

(4) Proxmire unprinted amendment No. 441, to increase the public debt limit to $995 billion. (By 63 yeas to 33 nays, Senate tabled the amendment.)

Page 22348

(5) Nunn unprinted amendment No. 442, to make the individual income tax reductions provided in the Economic Recovery Tax Act of 1981 with respect to taxable years beginning in 1982, 1983, or thereafter, contingent on the amount of budget costs. (By 66 yeas to 31 nays, Senate tabled the amendment.)

Page 22349

(6) Moynihan Amendment No. 565, to extend the increase only through March 31, 1982. (By 53 yeas to 44 nays, Senate tabled the amendment.)

Page 22353

Pages 22318–22362

Temporary Debt Limit Increase: Senate passed H.J. Res. 266, increasing the temporary public debt limit for the period from May 21, 1981, through September 30, 1981, after vitiating previous action.

Page 22363

Marine Mammal Protection Act: Senate passed H.R. 4084, amending the Marine Mammal Protection Act of 1972 exempting pure seine yellow-fin tuna fishing from the zero-mortality goals of such Act, requiring the continuation of the best marine mammal safety techniques that are economically and technologically practicable for tuna fishing in lieu of such zero-mortality goals, and allowing management of marine mammals by State agencies under specified circumstances.

Pages 22392–22395

National Tourism Policy—Conference Report: Senate agreed to the conference report on S. 304, establishing a national tourism policy and an independent Government agency to carry on the national tourism policy.

Pages 22308–22309

Treaty Received: The injunction of secrecy was removed from the Convention with Mexico for the Recovery and Return of Stolen or Embezzled Vehicles and Aircraft (Treaty Doc. No. 97–18). Treaty was considered as having been read the first time, and referred with accompanying papers to the Committee on Foreign Relations and ordered to be printed.

Pages 22393–22395

Confirmations: Senate confirmed the following nominations:

By unanimous vote of 99 yeas, Charles A. Bowsher, of Maryland, to be Comptroller General of the United States.

Pages 22343–22345

Anthony H. Murray, Jr., of Pennsylvania, to be Superintendent of the Mint of the United States at Philadelphia.

Elizabeth Jones, of New Jersey, to be Engraver in the Mint of the United States at Philadelphia.

Luis V. Hurtado, of California, to be Assayer of the Mint of the United States at Denver.

Sherman M. Funk, of Maryland, to be Inspector General, Department of Commerce.

Bruce Chapman, of Washington, to be Director of the Census.

Charles M. Girard, of Virginia, to be an Associate Director of the Federal Emergency Management Agency.

Loretta Cornelius, of Virginia, to be Deputy Director of the Office of Personnel Management.

Malcolm R. Lovell, Jr., of the District of Columbia, to be Under Secretary of Labor.

Routine list of Navy nominations.

Page 22396

Nominations: Senate received the following nominations:

John D. Negroponte, of New York, to be Ambassador to Honduras.

Alan M. Hardy, of Virginia, to be Ambassador to the Republic of Equatorial Guinea.

David C. Miller, Jr., of Maryland, to be Ambassador to the United Republic of Tanzania.

Howard K. Walker, of New Jersey, to be Ambassador to the Republic of Togo.

Pedro A. Sanjuan, of the District of Columbia, to be an Assistant Secretary of the Interior.

Ford B. Ford, of California, to be Assistant Secretary of Labor for Mine Safety and Health.

Norman Braman, of Florida, to be Commissioner of Immigration and Naturalization Service.

Ralph Ball, of Kansas, to be a Member of the Federal Farm Credit Board, Farm Credit Administration.

L. Ebersole Gaines, of Idaho, to be Executive Vice President of the Overseas Private Investment Corporation.

Page 22396

Messages From the President: Page 22372

Messages From the House: Page 22372

Measures Ordered Held at Desk: Page 22372

Statements on Introduced Bills: Pages 22373-22377

Notices of Hearings: Page 22378

Committee Authority To Meet: Pages 22378-22379

Additional Statements: Pages 22379-22391

Nominations: Page 22396

Confirmations: Page 22396

Record Votes: Eight record votes were taken today. (Total—298).

Pages 22345, 22346, 22347, 22348, 22351-22354, 22362-22363

Recess: Senate convened at 10:30 a.m., and recessed at 10:16 p.m., until 9 a.m., on Wednesday, September 30, 1981. (For Senate's program see remarks of Senator Baker in today's Record on pages 22391, 22396.)

Committee Meetings

AUTHORIZATIONS—MILITARY CONSTRUCTION

Committee on Armed Services: Subcommittee on Military Construction concluded joint hearings with the Committee on Appropriations' Subcommittee on Military Construction on proposed amendments to S. 1408, authorizing funds for fiscal year 1982 for military construction programs of the Department of Defense (pending on Senate calendar), after receiving testimony from James J. Juliana, Principal Deputy Assistant Secretary of Defense for Manpower, Reserve Affairs and Logistics; Brig. General Norman G. Delbridge, Assistant Chief of Engineers, Office of the Chief of Engineers, Department of the Army; Rear Admiral W. M. Zobel, Commander, Naval Facilities Engineering Command, Department of the Navy; and Brig. General Clifton D. Wright, Deputy Director, Directorate of Engineering and Services, Department of the Air Force.

ENERGY BLOCK GRANTS

Committee on Energy and Natural Resources: Committee held hearings on S. 1544, authorizing funds for fiscal years 1982, 1983, and 1984, for State and local energy block grant programs, receiving testimony from Representative Tauke; W. Kenneth Davis, Deputy Secretary of Energy, and Frank D. deGeorge, Principal Deputy Assistant Secretary of Energy for Conservation and Renewable Energy; Shirley Hansen, Shirley Hansen Associates, Inc., on behalf of the American Association of School Administrators, Arlington, Virginia; Sam R. Sperry, Seattle, Washington, on behalf of the National League of Cities; Edward A. Helme, on behalf of the National Governors' Association, Mark I. Croke, on behalf of the National Association of Counties, Jonathan Lash, Energy Conservation Coalition, Charles E. Hill, National Consumer Law Center, Jacob Clayman, National Council of Senior Citizens, and Deborah L. Bleviss, Federation of American Scientists, all of Washington, D.C.; and Robert H. Gillison, Reva, Virginia.

Hearings continue on Friday, October 16.

BUSINESS MEETING

Committee on Foreign Relations: Committee ordered favorably reported the following business items:

The nominations of John G. Dean, of New York, to be Ambassador to Thailand, M. Virginia Schafer, of Washington, to be Ambassador to Papua, New Guinea, and to serve concurrently as Ambassador to the Solomon Islands, Thomas Aranda, Jr., of Arizona, to be Ambassador to Uruguay, Frank V. Ortiz, Jr., of New Mexico, to be Ambassador to Peru, Harry G. Barnes, Jr., of Maryland, to be Ambassador to India, Ronald I. Spiers, of Vermont, to be Ambassador to the Republic of Pakistan, David B. Funderburk, of North Carolina, to be Ambassador to the Socialist Republic of Romania, and John A. Bohn, Jr., of California, for the rank of Ambassador, while serving as U.S. Director of the Asian Development Bank;

An original resolution waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of S.J. Res. 100, authorizing the participation of the United States in a multinational force and observers to implement the Treaty of Peace between Egypt and Israel; and

The Additional Protocol I to the Treaty for the Prohibition of Nuclear Weapons in Latin America (Ex. I, 95th Cong., 2nd sess.).

Also, committee ordered reported, without recommendation, S. 754, requiring that most-favored-nation treatment be granted only to the products of countries which have not expropriated U.S. citizens' property without compensation therefor.

Committee authorized the Chairman to offer an amendment to conform with the Senate Budget Committee recommendations to H.R. 3136, directing the Overseas Private Investment Corporation

(OPIC) to support developmental projects having trade benefits for the United States.

TREATIES

Committee on Foreign Relations: Committee concluded hearings on the Protocol Relating to an Amendment to the International Civil Aviation Convention (Treaty Doc. No. 97–4), two related Protocols to the Convention on International Civil Aviation (Ex. N, 96th Cong., 1st Sess., and Ex. O, 96th Cong., 1st Sess.), and two related Protocols to the Convention for the Unification of Certain Rules Relating to International Carriage by Air, as amended (Ex. B, 96th Cong., 1st Sess.), after receiving testimony from John N. Romans, Curtis, Mallet-Prevost, Colt & Mosle, and Alan J. Konigsberg, Kreindler and Kreindler, both of New York City; Robert R. Gray, on behalf of the American Bar Association, James E. Landry, Air Transport Association of America, and Cornish F. Hitchcock, III, Aviation Consumer Action Project, all of Washington, D.C.; and Alan N. Ferguson, The Prudential Insurance Company of America, Newark, New Jersey.

EAST/WEST TRADE

Committee on Foreign Relations: Committee met in closed session to discuss East/West trade policies, receiving testimony from certain officials of the intelligence community.

Committee recessed subject to call.

D.C. GENERAL OBLIGATION BONDS

Committee on Governmental Affairs: Subcommittee on Governmental Efficiency and the District of Columbia concluded hearings on S. 744, authorizing the District of Columbia to issue general obligation bonds to pay specified eligible liabilities, after receiving testimony from William Anderson, Director, General Government Division, General Accounting Office; Bert T. Edwards, Arthur Anderson and Company, John Woodson, D.C. Federation of Civic Associations, John J. Phelan, Capitol Hill Restoration Society, and Joel H. Garner, Advisory Neighborhood Commission 3D, all of Washington, D.C.; and Franklin D. Raines, Lazard Freres and Company, and Roswell Dikeman, Willkie, Farr and Gallagher, both of New York City.

COURT OF APPEALS/CLAIMS COURT

Committee on the Judiciary: On Monday, September 28, the Subcommittee on Courts approved for full committee consideration an original bill, in lieu of S. 21, establishing the United States Court of Appeals for the Federal Circuit, replacing the Court of Claims with the United States Claims Court, and abolishing the Court of Customs and Patent Appeals.

House of Representatives

Chamber Action

Bills Introduced: 14 public bills, H.R. 4612–4625; 1 private bill, H.R. 4626; and 1 resolution, H. Con. Res. 193, were introduced.

Pages 22301–22302

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Wright to act as Speaker pro tempore for today.

Page 22275

Agriculture: Agreed that it be in order to consider the rule on H.R. 3603, to provide price and income protection for farmers, assure consumers an abundance of food and fiber at reasonable prices, and continue food assistance to low income households, on Wednesday, September 29, or any day thereafter.

Page 22276

Suspensions: House voted to suspend the rules and pass the following bills:

Kansas/Missouri boundary: H.R. 4048, granting the consent of Congress to the agreement between the States of Kansas and Missouri establishing their mutual boundary in the vicinity of the French Bottoms near Saint Joseph, Missouri, and Elwood, Kansas;

Pages 22277–22279

North Carolina/South Carolina boundary: H.R. 2896, granting the consent of Congress to the agreement between the States of North Carolina and South Carolina establishing their lateral seaward boundary. Subsequently, this passage was vacated and S. 1033, a similar Senate-passed bill was passed in lieu;

Pages 22279–22280, 22291–22292

Energy Policy and Conservation Act extension: S. 1475, to extend the expiration date of section 252 of the Energy Policy and Conservation Act—clearing the measure for the President; and

Pages 22280–22281

Toxic Substances Control Act authorizations: H.R. 3495, to amend the Toxic Substances Control Act to authorize appropriations for fiscal years 1982 and 1983. Subsequently, this passage was vacated and S. 1211, a similar Senate-passed bill was passed in lieu, after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill.

Pages 22281–22284

Suspension—Vote Postponed: House completed all debate on a motion to suspend the rules and agree to the conference report on S. 304, to establish a national tourism policy and an independent Government agency to carry out the national tour-

ism policy, on which the vote was postponed until Thursday, October 1.

Pages 22284–22290

Justice Department Authorization: House passed H.R. 4608, to continue in effect any authority provided under the Department of Justice Appropriations Act, Fiscal Year 1980, for a certain period.

Pages 22290–22291

Referrals: Three Senate-passed measures were referred to the appropriate House committees.

Page 22291

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 22302.

Quorum Calls—Votes: No quorum calls or recorded votes developed during the proceedings of the House today.

Adjournment: Adjourned at 2:00 p.m.

Committee Meetings

EXPORT GRAIN BANK

Committee on Agriculture: Subcommittee on Wheat, Soybeans, and Feed Grains held a hearing on H.R. 2901, to establish an Export Grain Bank, to maximize profits on the sale of certain American commodities in foreign markets. Testimony was heard from departmental and public witnesses.

INTELLIGENCE BRIEFING

Committee on Armed Services: Met in executive session to receive a classified intelligence briefing. The Committee was briefed by representatives of the Defense Intelligence Agency.

INTELLIGENCE BRIEFING

Committee on Armed Services: Subcommittee on Investigations met in executive session to receive a classified intelligence briefing.

FEDERAL OPEN MARKET COMMITTEE MEETINGS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Domestic Monetary Policy approved for full Committee action H.R. 4478, to amend the Federal Reserve Act to require that detailed minutes of Federal Open Market Committee meetings shall be published on a deferred basis.

Prior to this action, the Subcommittee held a hearing on this legislation. Testimony was heard from Frederick H. Schultz, Vice Chairman, Federal Reserve System.

OVERSIGHT

Committee on the Judiciary: Held a Statutory/Oversight hearing on the Administration's Refugee Program for fiscal year 1982 (admission and allocation of refugees). Testimony was heard from the following officials of the Department of State: Walter J. Stoessel, Jr., Under Secretary of State for Political Affairs; John H. Holdridge, Assistant Secretary for East Asian and Pacific Affairs; James N. Purcell, Acting Director, Bureau for Refugee Programs and Harvey Feldman, Washington Representative, Office of U.S. Representative to the United Nations; Doris Meissner, Acting Commissioner, Immigration and Naturalization Service, Department of Justice and Phillip Hawkes, Director, Office of Refugee Resettlement, Department of Health and Human Services.

FEDERAL GOVERNMENT SPACE NEEDS; PUBLIC BUILDINGS ACT AMENDMENTS

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds continued hearings on projected space needs of the Federal Government and continued hearings on H.R. 1938, Public Buildings Act Amendments of 1981 and S. 533, Public Buildings Act of 1981. Testimony was heard from Ann Brassier, Director, Office of Management, Office of Personnel Management; James G. Mitchell, Associate Director, Procurement, Logistics and Readiness Division, GAO and Arthur D. Kallen, Acting Assistant Secretary for Administration, Department of the Treasury.

EMERGENCY MANAGEMENT INFORMATION AND TECHNOLOGY

Committee on Science and Technology: Subcommittee on Investigations and Oversight held a hearing on Emergency Management Information and Technology. Testimony was heard from Maj. Gen. Bennett L. Lewis, Executive Deputy Director, Federal Emergency Management Agency; Dr. Stephen J. Lukasik, Chief Scientist, Office of Science and Technology, FCC and public witnesses.

Hearings continue tomorrow.

VETERANS' BENEFITS—WOMEN AIR FORCE PILOTS

Committee on Veterans' Affairs: Subcommittee on Oversight and Investigations held a hearing on implementation of Title IV of Public Law 95–202, relating to Veterans' Benefits provided to Women Air Force Pilots. Testimony was heard from John W. Hagan, Jr., Deputy Chief Benefits Division, VA; Brig. Gen. Robert D. Caudry, USAF, Director, Secretary of the Air Force Personnel Council and public witnesses.

Wednesday, September 30, 1981

Senate

Chamber Action

Routine Proceedings, pages 22471–22592

Bills Introduced: Six bills and one resolution were introduced, as follows: S. 1682–1687, and S.J. Res. 111.

Pages 22556–22557

Bills Reported: Reports were made as follows:

S.J. Res. 100, authorizing the participation of the United States in a multinational force and observers to implement the Treaty of Peace Between Egypt and Israel, with amendments (S. Rept. No. 97–197).

Special report entitled "Second Monetary Policy Report for 1981 from the Committee on Banking, Housing, and Urban Affairs" (Rept. No. 97–198).

Page 22556

Measures Passed:

Justice Department Authorization: Senate passed H.R. 4608, continuing in effect any authority provided under the Department of Justice Authorizations Act, 1980, until November 1, 1981, after agreeing to Baker (for Thurmond) unprinted amendment No. 459, changing the date from April 1, 1982 to November 1, 1981.

Page 22589

International Investment Survey Act: Senate passed S. 1687, making a technical amendment to the International Investment Survey Act of 1976.

Page 22592

International Security and Development Cooperation Act of 1981: Senate resumed consideration of S. 1196, authorizing funds for fiscal year 1982 for certain foreign development and security assistance programs, for the Peace Corps, for the Overseas Private Investment Corporation (OPIC) and directing OPIC to support developmental projects having trade benefits for the U.S., separating the Peace Corps from the ACTION Agency, and prohibiting the provision of military personnel to and the furnishing of security assistance to El Salvador, taking action on additional amendments proposed thereto, as follows:

Adopted:

(1) Percy unprinted amendment No. 444, of a technical nature.

Page 22515

(2) Pell unprinted amendment No. 445, providing that, in authorizing assistance to Pakistan, it is the intent of Congress to promote expeditious restoration of full civil liberties and representative government in Pakistan.

Page 22515

(3) Mitchell modified amendment No. 561, providing, that a strong commitment to the defense of human rights should continue to be a central feature of American foreign policy, and the President should submit to the Senate the name of a nominee for the position of Assistant Secretary of State for Human Rights and Humanitarian Affairs, as established by section 624(f) of the Foreign Assistance Act of 1961.

Page 22516

(4) Kassebaum unprinted amendment No. 447, repealing the so-called Clark amendment which prohibited any assistance related to any military or paramilitary operations in Angola without specific congressional approval.

Page 22531

(5) Pell unprinted amendment No. 448, deleting provisions concerning the Overseas Private Investment Corporation which were provided for in a separate Senate passed bill.

Page 22536

(6) Pell (for Pressler) unprinted amendment No. 449, requesting the President to provide no later than February 15, 1982, a comprehensive report to the Congress on his approach to foreign assistance.

Page 22536

(7) Dodd (for Inouye) unprinted amendment No. 450, limiting the period for repayment of the principal amount of certain guaranteed loans.

Page 22537

(8) Kasten unprinted amendment No. 451, excluding from charges for administrative services the recovery of extraordinary expenses incurred by departments and agenices of the United States in carrying out certain functions under the Arms Export Control Act.

Page 22537

(9) Kasten Amendment No. 516, conditioning the availability of funds for the Sahel development program on the maintenance of certain accounting procedures with respect to such funds.

Page 22538

(10) Kasten unprinted amendment No. 452, providing that funds appropriated under the Foreign Assistance Act of 1961 or the Arms Export Control Act may be de-obligated pursuant to an act of Congress only to the extent or in the amounts provided in appropriation acts.

Page 22538

(11) Pell (for Inouye) unprinted amendment No. 453, eliminating the limitation on the monthly rate of payment of a readjustment allowance for Peace Corps volunteers.

Page 22539

(12) By unanimous vote of 92 yeas, Proxmire Amendment No. 551, expressing the sense of the Congress that the President should undertake a dip-

lomatic initiative to obtain payment by the Soviet Union of its arrearages to the United Nations.

Page 22539

(13) Percy unprinted amendment No. 454, expressing the hope that further progress by the government of Argentina to adjudicate numerous cases of those detained under the National Executive Power of the Argentine Government will continue, especially with regard to (1) providing information, insofar as the government of Argentina has information, on those citizens in Argentina listed as "disappeared" who have died, and (b) those prisoners who have not yet been either released or brought to justice and who are being held at the disposition of the National Executive Power.

Page 22541

(14) Zorinsky unprinted amendment No. 455, requiring that not less than 15 percent of economic support fund assistance which is allocated to finance the purchase of United States commodities be available only for the purpose of financing the purchase of agricultural commodities.

Page 22570

(15) By unanimous vote of 92 yeas, Humphrey unprinted amendment No. 456, expressing the sense of the Congress with respect to the use of, or the provision for use of, toxins or biological or chemical agents against the peoples of Laos, Cambodia, Afghanistan, and the Soviet Union.

Page 22571

Rejected:

Tsongas unprinted amendment No. 446 (to Mitchell unprinted amendment No. 561), providing that, notwithstanding any other provision of law, Section 118 of the International Security and Development Cooperation Act of 1981, relating to Angola, shall cease to be in effect the earlier of (1) a date by which the President has determined that an effective cease-fire is in place in Namibia and that preparations for internationally supervised elections in Namibia are in progress, or (2) March 31, 1983; and that nothing in the section shall be construed to be an endorsement by Congress of the provision of assistance for the purpose, or which would have the effect, of promoting or augmenting, directly or indirectly, the capacity of any nation, group, organization, movement, or individual to conduct military or paramilitary operations in Angola. (By 66 yeas to 29 nays, Senate tabled the amendment.)

Page 22571

Pending:

(1) Zorinsky unprinted amendment No. 457 (printed Amendment No. 571), providing that, notwithstanding any other provisions of law, of the funds authorized to be appropriated to carry out the Act for the fiscal year 1982, $10,000,000 under part I and $20,000,000 under chapter 4 of part II of the Act shall be available only for Nicaragua under certain conditions.

Page 22573

(2) Zorinsky unprinted amendment No. 458 (printed Amendment No. 572 to Zorinsky Amendment No. 571), to provide funding available for Nicaragua under part I of the Act at $13,275,000, under certain conditions.

Page 22573

The bill was subsequently returned to the calendar.

Page 22573

Pages 22514–22547

Continuing Appropriations, 1982—Conference Report: By 64 yeas to 28 nays, Senate agreed to the conference report on H.J. Res. 325, making continuing appropriations for fiscal year 1982 for programs of the Federal Government. Senate concurred en bloc in House amendments to Senate amendments Nos. 16, 31, 43, and 44.

Pages 22575–22580

By 48 yeas to 44 nays, Senate concurred in House amendment to Senate amendment No. 36.

Page 22580

By 48 yeas to 44 nays, Senate concurred in House amendment to Senate amendment No. 46.

Page 22581

Reimbursement of Commercial Fishermen: Senate concurred in the House amendments to S. 1191, reimbursing commercial fishermen of the United States for certain losses incurred as the result of the seizure of their vessels by foreign nationals, with Baker (for Gorton) unprinted amendment No. 460, in the nature of a substitute.

Pages 22590–22591

Overseas Private Investment Corporation Amendments of 1981: Senate concurred in the House amendment to the Senate amendment to H.R. 3136, amending the Foreign Assistance Act of 1961, with respect to the activities of the Overseas Private Investment Corporation, with Baker (for Domenici) unprinted amendment No. 461, in conformity with the Budget Act of 1974.

Pages 22590–22591

Confirmations: Senate confirmed the following nominations:

Ronald I. Spiers, of Vermont, to be Ambassador to the Islamic Republic of Pakistan.

John G. Dean, of New York, to be Ambassador to Thailand.

Harry G. Barnes, Jr., of Maryland, to be Ambassador to India.

M. Virginia Schafer, of Washington, to be Ambassador to Papua, New Guinea, and to serve concurrently as Ambassador to the Solomon Islands.

Frank V. Ortiz, Jr., of New Mexico, to be Ambassador to Peru.

Thomas Aranda, Jr., of Arizona, to be Ambassador to Uruguay.

John A. Bohn, Jr., of California, for the rank of Ambassador while serving as U.S. Director of the Asian Development Bank.

Donald L. Totten, of Illinois, to be Commissioner on the International Joint Commission, United States and Canada.

Samuel J. Cornelius, of the District of Columbia, to be Deputy Director of the Community Services Administration.

Page 22593

Messages From the House: **Page 22556**

Measures Ordered Held at Desk: **Page 22556**

Statements on Introduced Bills: **Pages 22556–22559**

Amendments Submitted for Printing: **Pages 22559–22560**

Committee Authority to Meet: **Page 22560**

Additional Statements: **Pages 22560–22565**

Confirmations: **Page 22593**

Record Votes: Six record votes were taken today. (Total–304)

Pages 22529, 22567, 22574, 22578, 22579, 22581

Recess: Senate convened at 9 a.m., and recessed at 11:49 p.m., until 11 a.m., on Thursday, October 1, 1981. (For Senate's program, see remarks of Senator Baker in today's Record on page 22592.)

Committee Meetings

AWACS AND F–15 SALES

Committee on Armed Services: Committee resumed hearings on the military and technical implications of the Airborne Warning and Control System (AWACS) and the F–15 enhancements arms sales package to Saudi Arabia, receiving testimony from Major General George J. Keegan, USAF (Ret.), former Chief of Air Force Intelligence.

Closed hearings continue tomorrow.

NAVY FACILITIES

Committee on Armed Services: Subcommittee on Military Construction held hearings to review the plan by the Department of the Navy to move certain facilities to the Navy Yard, Washington, D.C., receiving testimony from Chapman Cox, Deputy Assistant Secretary of the Navy for Logistics; Rear Admiral J. T. Taylor, Director, Shore Activities Planning and Programming Division, Office of the Chief of Naval Operations; Jack Galuardi, Public Buildings Service, and Walter Kallaur, Regional Administrator, National Capitol Region, both of the General Services Administration; and John T. O'Neill, Apartment and Office Building Association of Metropolitan Washington, District of Columbia.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on Energy and Natural Resources: Committee ordered favorably reported the following business items:

S. 146, authorizing the Secretary of the Interior to assist in the preservation of historic Camden, South Carolina, with an amendment;

S. 188, conveying certain lands in Gallatin National Forest, Montana, to a named individual upon payment of the fair market value, with an amendment;

S. 794, designating the General Crook Trail and the Beale Wagon Road in Arizona for determination and designation as national historic trails, with amendments;

S. 1119, revising the boundary of Crater Lake National Park in Oregon;

S. 1457, reinstating U.S. oil and gas lease numbered OR–13713;

S. 651, reinstating U.S. oil and gas lease numbered W–46102, with an amendment;

S. 1605, reinstating U.S. oil and gas lease numbered E.S.–20644;

S. 466, reinstating U.S. oil and gas lease numbered M–15450, with an amendment;

S. 383, reinstating U.S. oil and gas lease numbered M–16402, with an amendment; and

The nomination of Henry E. Thomas, IV, of Virginia, to be an Assistant Secretary of Energy for International Affairs.

Also, committee met in evening session to continue markup of S. 1503, authorizing the President to allocate supplies of crude oil and petroleum products during a severe petroleum supply shortage.

AUTHORIZATIONS—FEDERAL HIGHWAYS

Committee on Environment and Public Works: Committee ordered favorably reported with amendments S. 1024, authorizing funds through fiscal year 1986 for the construction and safety of Federal highways.

Also, committee ordered favorably reported two original resolutions; 1) waiving section 402(a), and 2 waiving section 303(a) of the Congressional Budget Act with respect to Senate consideration of S. 1024, listed above; and and original resolution waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of an original bill authorizing funds for fical years 1982, 1983, 1984, and 1985, for the municipal wastewater treatment construction grant programs of the Clean Water Act (ordered favorably reported by the committee on Wednesday, September 23).

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of Richard J. Bishirjian, of New York, to be an Associate Director of the

International Communication Agency, and Richard F. Staar, of California, to be U.S. Representative for Mutual and Balanced Force Reductions Negotiations with the rank of Ambassador, after the Nominees testified and answered questions in their own behalf.

Committee will consider the nominations of Messrs. Bishirjian and Staar on Wednesday, September 17.

LAW OF THE SEA

Committee on Foreign Relations: Subcommittee on Arms Control, Oceans and International Operations, and Environment held oversight hearings on the progress of negotiations of the Law of the Sea Treaty (Ex. N, 86th Cong., 1st sess.), receiving testimony from Elliot L. Richardson and T. Vincent Learson, both former Special Representatives of the President for the Law of the Sea Conference; Myron Nordquist, former U.S. Alternate Representative to the Law of the Sea Conference; William Coffey, Edison, New Jersey, on behalf of the Law of the Sea Advisory Committee; and Northcutt Ely, on behalf of Deep Sea Ventures, Lee Kimball, Citizens for Ocean Law, and William C. Mott, National Strategy Information Center, all of Washington, D.C.

Hearings were recessed subject to call.

D.C. SEXUAL ASSAULT LAWS

Committee on Governmental Affairs: Subcommittee on Governmental Efficiency and the District of Columbia concluded hearings on S. Res. 207, disapproving certain action of the District of Columbia government relating to the reform of the sexual assault laws of the District of Columbia, after receiving testimony from Mayor Marion S. Barry, Jr., Judith Rogers, Corporation Counsel, and Council Member David Clarke, all on behalf of the District of Columbia government; Ronald Godwin, Lynchburg, Virginia, on behalf of the Moral Majority; and George Frain, on behalf of the Federation of Citizens Association, and Rev. Andrew Fowler, on behalf of the Council of One-Hundred Ministers, both of Washington, D.C.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following nominations: J. Raymond Bell, of the District of Columbia, to be Chairman, Foreign Claims Settlement Commission, Cameron M. Batjer, of Nevada, to be a Commissioner of the U.S. Parole Commission, Glen H. Davidson, to be U.S. Attorney for the Northern District of Mississippi, George L. Phillips, to be U.S. Attorney for the Southern District of Mississippi, John E. Lamp, to be U.S. Attorney for the Eastern District of Washington, and Emery R. Jordan, to be U.S. Marshal for the District of Maine.

Also, committee concluded consideration of an original resolution requesting additional funds for the committee for inquiries and investigations.

SCHOOL BUSING

Committee on the Judiciary: Subcommittee on Separation of Powers began hearings on S. 1647, restricting the power of Federal courts in matters of court-ordered school busing, focusing on the social and educational impact of forced busing, receiving testimony from Ralph S. Scott, Jr., University of Northern Iowa, Cedar Falls,; Herbert J. Walberg, University of Illinois, Chicago; Willis D. Hawley, Vanderbilt University, Nashville, Tennessee; Meyer Weinberg, University of Massachusetts, Amherst; Michael Ross, Boston University, Boston, Massachusetts; Charles T. Clotfelter, Duke University, Durham, North Carolina; James M. McPartland, Johns Hopkins University, Baltimore, Maryland; and Reynolds Farley, University of Michigan, Ann Arbor.

Hearings continue tomorrow.

ILLEGAL ALIENS—EMPLOYER SANCTIONS

Committee on the Judiciary: Subcommittee on Immigration and Refugee Policy held hearings on proposals to impose sanctions on employers who knowingly hire undocumented aliens, receiving testimony from Senator Schmitt; Doris Meissner, Acting Commissioner, Immigration and Naturalization Service, and David Hiller, Special Assistant to the Attorney General, both of the Department of Justice; Malcolm R. Lovell, Jr., Under Secretary Designate of Labor; Ambassador Diego Asencio, Assistant Secretary of State for Consular Affairs; Lawrence Fuchs, Brandeis University, Waltham, Massachusetts; Arnold Torres, League of United Latin American Citizens, Corpus Christi, Texas; John Huerta, Mexican American Legal Defense and Education Fund, Los Angeles, California; Vernon Briggs, Cornell University, Ithaca, New York; Mark Miller, University of Delaware, Newark; and Rudy Oswald, AFL–CIO, Stephanie Bower, on behalf of the United Farm Workers, Perry R. Ellsworth, National Council of Agricultural Employers, Joaquin F. Otero, Labor Council for Latin American Advancement, Maudine Cooper, National Urban League, Inc., David S. North, New TransCentury Foundation, and Douglas Parker, Georgetown University Law Center, all of Washington, D.C.

Subcommittee will meet again on Friday, October 2.

NOMINATION

Committee on Labor and Human Resources: Committee concluded hearings on the nomination of John R. Van de Water, of California, to be a Member of the National Labor Relations Board, after the nominee, who was introduced by Senator Hayakawa, testified

and answered questions in his own behalf. Testimony was also received from Thomas R. Donahue, on behalf of the AFL–CIO, Washington, D.C.; and Roy M. Brewer, Tarazana, California.

House of Representatives

Chamber Action

Bills Introduced: 24 public bills, H.R. 4627–4650; and 3 resolutions, H. Res. 232–234 were introduced.

Pages 22460–22461

Bills Reported: Reports were filed as follows:

H.R. 4145, to amend the Securities Exchange Act of 1934 to provide uniform margin requirements in transactions involving the acquisition of securities of certain United States corporations by non-United States persons where such acquisition is financed by non-United States lenders, and to specify a private right of action for violations of margin requirements, amended (H. Rept. 97–258);

H. Res. 232, providing for the consideration of H.R. 4612, to temporarily delay the October 1, 1981, increase in the price support level for milk and to extend the time for conducting the referendum with respect to the national marketing quota for wheat for the marketing year beginning on June 1, 1982 (H. Rept. 97–259); and

Conference report on H.J. Res. 325, making continuing appropriations for the fiscal year 1982 (H. Rept. 97–260).

Page 22460

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Wright to act as Speaker pro tempore for today.

Page 22420

National Port Week: House passed and cleared for the President S.J. Res. 103, to authorize and request the President of the United States to issue a proclamation designating the seven calendar days beginning October 4, 1981, as "National Port Week".

Pages 22429–22431

Milk Price Support: Objection was heard to a unanimous-consent request for the consideration of H.R. 4612, to temporarily delay the October 1, 1981, increase in the price support level for milk and to extend the time for conducting the referendum with respect to the national marketing quota for wheat for the marketing year beginning June 1, 1982.

Pages 22430–22451

Committee To Sit: Committee on Merchant Marine and Fisheries received permission to sit during proceedings of the House under the 5-minute rule on Thursday, October 1.

Page 22431

American Enterprise Day: House passed and cleared for the President S.J. Res. 78, to provide for the designation of October 2, 1981, as "American Enterprise Day".

Page 22431

World Food Day: House passed and cleared for the President S.J. Res. 98, to authorize and request the President to issue a proclamation designating October 16, 1981, as "World Food Day".

Page 22432

Recess: House recessed at 4:25 p.m. and reconvened at 9:45 p.m.

Page 22440

Continuing Appropriations: House agreed to the conference report on H.J. Res. 325, making continuing appropriations for the fiscal year 1982.

Rejected a motion to recommit the conference report to the Committee of Conference.

House receded from its disagreement and concurred, with amendment, to Senate amendments Nos. 16, 31, 36, 43, 44, and 46—clearing the measure for Senate action.

Pages 22440–22457

Recess: House recessed at 10:45 p.m. and reconvened at 12:45 a.m., October 1.

Page 22459

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on pages 22462–22471.

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Adjourned at 12:46 a.m., October 1.

Committee Meetings

MILITARY PERSONNEL EDUCATIONAL ASSISTANCE PROGRAM

Committee on Armed Services: Subcommittee on Military Personnel and Compensation continued hearings on legislative proposals for a new educational assistance program for military personnel. Testimony was heard from C. L. Dollarhide, Acting Director, Education Service, Department of Veterans' Benefits, VA and Chiefs of each of the Reserve Components.

Hearings continue tomorrow.

DEPOSIT INSURANCE FLEXIBILITY ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions Supervision, Regulation and Insurance held a hearing on H.R. 4603, to provide flexibility to the Federal Deposit

Insurance Corporation, the Federal Savings and Loan Insurance Corporation, and the Federal supervisory agencies to deal with financially distressed depository institutions. Testimony was heard from public witnesses.

Hearings continue tomorrow.

COMMUNITY SERVICES ADMINISTRATION

Committee on Education and Labor: Subcommittee on Human Resources held an oversight hearing on the termination of the Community Services Administration. Testimony was heard from Teresa Kawkes, Director, Program Coordination and Review, Office of Human Development Services, Department of Health and Human Services; Dwight Ink, Director, Community Services Administration and public witnesses.

LEAST COST UTILITY-RELATED ENERGY SERVICES

Committee on Energy and Commerce: Subcommittee on Energy Conservation and Power held a hearing on barriers to least cost utility-related energy services. Testimony was heard from public witnesses.

Hearings continue tomorrow.

REGULATORY PROCEDURES ACT

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations continued markup of H.R. 746, Regulatory Procedures Act of 1981.

Will continue tomorrow.

PATENT TERM RESTORATION ACT

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice continued hearings on H.R. 1937 and S. 255, Patent Term Restoration Act of 1981. Testimony was heard from public witnesses.

Hearings continue tomorrow.

PRIVATE IMMIGRATION BILLS

Committee on the Judiciary: Subcommittee on Immigration, Refugees, and International Law met to consider private immigration bills.

COAST GUARD MANAGEMENT

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and Navigation held a hearing on Coast Guard Management: Problems and Procedures. Testimony was heard from the following officials of the U.S. Coast Guard: Adm. John B. Hayes, Commandant; RAdm. Paul A. Yost, Chief of Staff; RAdm. William P. Kozlovsky, Comptroller; RAdm. Richard P. Cueroni, Chief, Office of Personnel; CWO2 Stephen B. Wehrenberg, Chief of Research and Assessment, U.S. Coast Guard Leadership and Management Program and Aime R. Bernard, National Commodore, U.S. Coast Guard Auxiliary.

FEDERAL WATER POLLUTION CONTROL ACT AMENDMENTS

Committee on Public Works and Transportation: Ordered reported as amended H.R. 4503, to amend the Federal Water Pollution Control Act to authorize funds for fiscal year 1982.

FOOD AND AGRICULTURE ACT

Committee on Rules: Heard testimony from Chairman de la Garza and Representatives Richmond, Aspin, Peyser, Bedell, Wampler, Coleman, Smith of Nebraska and Roth but took no action on H.R. 3603, Food and Agriculture Act of 1981.

ENERGY AND CONSERVATION DAYLIGHT SAVING ACT

Committee on Rules: Heard testimony from Representative Ottinger but took no action on H.R. 4437, Energy and Conservation Daylight Saving Act of 1981.

MILK PRICE SUPPORT

Committee on Rules: Granted an open rule providing one hour of debate on H.R. 4612, to temporarily delay the October 1, 1981, increase in the price support level for milk and to extend the time for conducting the referendum with respect to the national marketing quota for wheat for the marketing year beginning June 1, 1982. Testimony was heard from Chairman de la Garza and Representatives Wampler and Findley.

EMERGENCY MANAGEMENT INFORMATION AND TECHNOLOGY

Committee on Science and Technology: Subcommittee on Investigations and Oversight concluded hearings on Emergency Management Information and Technology. Testimony was heard from George M. Hicken, Project Manager, COINS, NSA and public witnesses.

AIR TRAFFIC CONTROL ENROUTE COMPUTER SYSTEM

Committee on Science and Technology: Subcommittee on Transportation, Aviation and Materials approved for full Committee action as amended H. Res. 202, expressing the sense of the House of Representatives that the Administrator of the Federal Aviation Administration should submit to the Committee on Science and Technology full R. & D. program planning documentation with respect to the modernization and replacement of the FAA air traffic control enroute computer system.

PILOT PROGRAM-INDEPENDENT TRUCKER TRAINING CONFERENCES

Committee on Small Business: Subcommittee on Export Opportunities and Special Small Business Problems held a hearing to review a recent joint agency pilot program of independent trucker training conferences. Testimony was heard from Michael Cardenas, Administrator, SBA; Reese H. Taylor, Chairman, ICC and Lester P. Lamm, Executive Director, Federal Highway Administration, Department of Transportation.

HEALTH CARE

Committee on Ways and Means: Subcommittee on Health held a hearing on proposals to stimulate competition in the financing and delivery of health care. Testimony was heard from Alice M. Rivlin, Director, CBO and public witnesses.

Hearings continue tomorrow.

Joint Meetings

DEFENSE PREPAREDNESS

Joint Economic Committee: Subcommittee on Monetary and Fiscal Policy held hearings on America's defense-related industry's ability to manufacture certain wartime products, receiving testimony from Ian J. Westwood-Booth, The Midvale Company, Philadelphia, Pennsylvania; John E. Fogarty, Standard Steel Company, Burnham, Pennsylvania; Ray Walk, Rayan Associates, Inc., Park Ridge, Illinois; Alfred Lutter, Jr., National Steel and Shipbuilding Company, San Diego, California; J. Moran, The Carlton Machine Tool Company, Cincinnati, Ohio; and Joseph B. Ryan, Delavan Corporation, Des Moines, Iowa.

Hearings were recessed subject to call.

FEDERAL PATENT POLICY

Joint Hearing: Senate Committee on Commerce, Science, and Transportation and House Committee on Science and Technology concluded joint hearings on S. 1657 and H.R. 4564, establishing a uniform Federal policy for the management and utilization of inventions developed under Federal contracts, after receiving testimony from Sherman Unger, General Counsel, and Gerald J. Mossinghoff, Commissioner of Patents and Trademarks, both of the Department of Commerce; George Keyworth, Director, Office of Science and Technology Policy; Milton J. Socolar, Acting Comptroller General, General Accounting Office; Admiral Hyman G. Rickover, Deputy Commander for Nuclear Propulsion, Naval Sea Systems Command, Department of the Navy; and Cruzan Alexander, Minnesota Mining and Manufacturing, St. Paul.

CONTINUING APPROPRIATIONS

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.J. Res. 325, making continuing appropriations for fiscal year 1982 for programs of the Federal government.

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Friday, October 1, 1981

Senate

Chamber Action

Routine Proceedings, pages 22639–22744

Bills Introduced: Twelve bills and five resolutions were introduced, as follows: S. 1688–1699, S. Con. Res. 37, and S. Res. 217–220.

Pages 22725–22726, 22735–22736, 22743–22744

Bills Reported: Reports were made as follows:

S. Res. 217, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S.J. Res. 100, authorizing the participation of the United States in a multinational force and observers to implement the Treaty of Peace Between Egypt and Israel. Referred to the Committee on the Budget.

S. 1503, authorizing the President to allocate supplies of crude oil and petroleum products during a severe petroleum supply shortage, with an amendment in the nature of a substitute (with minority and supplemental views) (Rept.No. 970199).

Page 22725

Measures Passed:

Kansas-Missouri Boundary Agreement: Senate passed H.R. 4048, granting the consent of Congress to the agreement between the States of Kansas and Missouri establishing their mutual boundary in the vicinity of the French Bottoms near Saint Joseph, Missouri, and Elwood, Kansas.

Page 22704

Authorizing Testimony and Representation by Senate Legal Counsel: Senate agreed to S. Res. 219, authorizing testimony by Herman Schwartz, and representation by the Senate Legal Counsel in the cases of *William P. Tavoulareas, et al.* v. *The Washington Post Co., et al.* and *William P. Tavoulareas, et al.* v. *Philip Piro,* Civil Action Nos. 80–3032, 80–2387, before the United States District Court for the District of Columbia.

Page 22743

Food Crisis in Poland: Senate agreed to S. Res. 220, urging the President to develop a policy strategy for Poland commensurate with U.S. humanitarian

concerns, national interests and domestic budgetary constraints, to include appropriate extension of additional agricultural credits for the purchase of U.S. foodstuffs; and urging the President to press for further economic assistance to Poland from the members of the world community, particularly Canada, our European allies and the Soviet Union, and from private relief organizations.

Pages 22743-22744

Telecommunications Competition and Deregulation: Senate began consideration of a motion to proceed to the consideration of S. 898, establishing as national policy the promotion of marketplace competition, deregulation, and reliance on the private sector to provide telecommunications services.

Page 22692

Veterans Disability Compensation, Housing, and Memorial Benefits Amendments of 1981: Senate concurred in the House amendments to S. 917, increasing the rates of disability compensation for disabled veterans and the rates of dependency and indemnity compensation for their survivors, with Baker (for Simpson) unprinted amendment No. 462, in the nature of a substitute.

Pages 22704-22722

Authority To Receive Messages: The Secretary of the Senate was authorized to receive and appropriately refer messages from the President and the House of Representatives during the recess of the Senate over until Monday, October 5, 1981.

Page 22704

Authority To Sign Measures: The President of the Senate, the President pro tempore, and the Acting President pro tempore were authorized to sign duly enrolled bills and joint resolutions during the recess of the Senate over until Monday, October 5, 1981.

Page 22704

Presidential Message: Senate received a message from the President reporting twenty-six deferrals of fiscal year 1982 funds, which was referred jointly to the Committees on Appropriations, Budget, Agriculture, Nutrition, and Forestry, Commerce, Science, and Transportation, Armed Services, Energy and Natural Resources, Labor and Human Resources, Foreign Relations, Finance, Environment and Public Works, and Judiciary (PM-80).

Page 22723

Confirmations: Senate confirmed the following nominations:

By 75 yeas to 19 nays, 1 voting present, Donald B. Funderburk, of North Carolina, to be Ambassador to the Socialist Republic of Romania.

Pages 22680-22689

Henry E. Thomas IV, of Virginia, to be an Assistant Secretary of Energy (International Affairs).

John E. Lamp, to be U.S. Attorney for the Eastern District of Washington.

Glen H. Davidson, to be U.S. Attorney for the Northern District of Mississippi.

George L. Phillips, to be U.S. Attorney for the Southern District of Mississippi.

Emery R. Jordan, to be U.S. Marshal for the District of Maine.

Cameron M. Batjer, of Nevada, to be a Commissioner of the U.S. Parole Commission.

J. Raymond Bell, of the District of Columbia, to be Chairman of the Foreign Claims Settlement Commission.

Page 22722

Nominations: Senate received the following nominations:

Richard J. Cardamone, of New York, to be U.S. Circuit Judge for the Second Circuit.

Robert D. Potter, to be U.S. District Judge for the Western District of North Carolina.

James R. Ambrose, of North Carolina, to be Under Secretary of the Army.

Jay R. Sculley, of Virginia, to be an Assistant Secretary of the Army.

One Air Force nomination in the rank of General.

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Messages From the President: Page 22723

Messages From the House: Page 22723

Communications: Pages 22723-22724

Statements on Introduced Bills: Pages 22726-22735

Amendments Submitted for Printing: Pages 22736-22737

Notices of Hearings: Page 22737

Committee Authority To Meet: Page 22737

Additional Statements: Pages 22737-22742

Nominations: Page 22744

Confirmations: Page 22744

Record Votes: One record vote was taken today. (Total—305)

Page 22689

Recess: Senate convened at 11 a.m., and recessed at 4:33 p.m., until 11 a.m., on Monday, October 5, 1981. (For Senate's program see remarks of Senator Baker in today's Record on pages 22704, 22744.)

Committee Meetings

AWACS AND F-15 SALES

Committee on Armed Services: Committee continued hearings in closed session on the military and technical implications of the Airborne Warning and Control System (AWACS) and the F-15 enhancements arms sales package to Saudi Arabia, receiving testimony from Caspar W. Weinberger, Secretary of De-

fense; Robert C. McFarlane, Counselor, Department of State; and James L. Buckley, Under Secretary of State for Security Assistance, Science and Technology.

Hearings were recessed subject to call.

FEDERAL COAL LEASES

Committee on Energy and Natural Resources: Subcommittee on Energy and Mineral Resources concluded hearings on S. 1542, prohibiting a company operating a common carrier railroad from holding Federal coal leases unless the coal is used for railroad purposes, after receiving testimony from Carl E. Bagge, National Coal Association, Washington, D.C.; George W. Abbott, Abbott and Mathews, Minden, Nevada; and James C. Wilson, Rocky Mountain Energy Company, Broomfield, Colorado.

OIL AND PETROLEUM ALLOCATIONS

Committee on Energy and Natural Resources: On Wednesday, September 30, the committee ordered favorably reported with an amendment in the nature of a substitute S. 1503, authorizing the President to allocate supplies of crude oil and petroleum products during a severe petroleum supply shortage.

AWACS AND F-15 SALES

Committee on Foreign Relations: Committee held open and closed hearings on the Airborne Warning and Control Systems (AWACS) and the F-15 enhancements arms sales package to Saudi Arabia, receiving testimony in open session from Alexander M. Haig, Secretary of State; Caspar W. Weinberger, Secretary of Defense; and General David C. Jones, Chairman, Joint Chiefs of Staff; and in closed session from Secretary Haig.

Hearings continue on Monday, October 5.

CRIMINAL CODE REFORM

Committee on the Judiciary: Committee concluded hearings on S.1630, reforming the Federal criminal laws and streamlining the administration of criminal justice, after receiving testimony from Delaware Attorney General Richard S. Gebelein, Wilmington, of behalf of the National Association of Attorneys General; and John Shattuck, David Landau, and Wade Henderson, all on behalf of the American Civil Liberties Union, John M. Finch and Howard A. Vine, both on behalf of the National Association of Manufacturers, and Neal Knox, National Rifle Association, all of Washington, D.C.

SCHOOL BUSING

Committee on the Judiciary: Subcommittee on Separation of Powers continued hearings on S.1647, restricting the power of Federal courts in the matters of court-ordered school busing, focusing on the social and educational impacts of forced busing, receiving testimony from William F. Harvey, Indiana University School of Law, Indianapolis; Gerald T. Dunne, St. Louis University School of Law, St. Louis, Missouri; Burt Neuborne, New York University School of Law, New York City; Daniel Pollitt, University of North Carolina Law School, Chapel Hill; Lino A. Graglia, University of Texas School of Law, Austin; Laurens Walker, University of Virginia School of Law, Charlottesville; Robert Eckhardt, Belnap and McCarthy, Washington, D.C.; and Robert W. Meserve, on behalf of the American Bar Association, and J. Harold Flannery, Foley, Hoag and Elliot, both of Boston, Massachusetts.

Hearings continue on Friday, October 16.

NOMINATION

Committee on Labor and Human Resources: Committee concluded hearings on the nomination of C. Everett Koop, of Pennsylvania, to be Medical Director in the Regular Corps of the Public Health Service and the Surgeon General of the Public Health Service, Department of Health and Human Services, after the nominee, who was introduced by Senators Heinz and Specter, testified and answered questions in his own behalf. Testimony was also received from Senator Hatfield; Giulio J. D'Angio, John J. Downes, and John Rhodes, all of the University of Pennsylvania, and Richard D. Wood, Children's Hospital of Philadelphia, all of Philadelphia, Pennsylvania; R. Jack Powell, on behalf of the Paralyzed Veterans of America, Bethesda, Maryland; Sandra Parrino, Rehabilitation International, U.S.A., New York City; Justin Dart, Jr., Texas Governor's Committee on Employment of the Handicapped, Austin; Pennsylvania Secretary of Health H. Arnold Muller, Harrisburg; Ira L. Myers, Alabama State Health Officer, Montgomery; and William H. McBeath, American Public Health Association, and Jane Wells-Schooley, on behalf of the National Organization for Women, both of Washington, D.C.

INTELLIGENCE MATTERS

Select Committee on Intelligence: Committee held a closed briefing on intelligence matters, but made no announcements.

Also, the Subcommittee on Legislation and the Rights of Americans held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Subcommittee will meet again on Monday, October 5.

House of Representatives

Chamber Action

Bills Introduced: 9 public bills, H.R. 4651–4659; 3 private bills, H.R. 4660–4662; and 8 resolutions, H.J. Res. 333, H. Con. Res. 194–197, and H. Res. 235–237 were introduced.

Page 22807

Bills Reported: Reports were filed as follows:

H.R. 3228, Competitive Export Subsidy Fund Act, amended (H. Rept. 97–261);

H. Res. 235, providing for the consideration of H.R. 3603, to provide price and income protection for farmers, assure consumers an abundance of food and fiber at reasonable prices, continue food assistance to low-income households (H. Rept. 97–262); and

H. Res. 236, providing for the consideration of H.R. 4437, to promote energy conservation by providing for daylight saving time on an expanded basis (H. Rept. 97–263).

Pages 22806–22807

Journal: By a yea-and-nay vote of 294 yeas to 71 nays with 1 voting "present", Roll No. 225, the House approved the Journal of Wednesday, September 30.

Pages 22745–22746

Presidential Message—Budget Deferrals: Received and read a message from the President wherein he reports twenty-six deferrals of fiscal year 1982 funds totaling $737.2 million affecting programs in the Departments of Agriculture, Commerce, Defense, Energy, Health and Human Services, Interior, Labor, State, Transportation, and Treasury, the Pennsylvania Avenue Development Corporation, and the Motor Carrier Ratemaking Study Commission, and Appalachian regional development programs—referred to the Committee on Appropriations and ordered printed (H. Doc. 97–95).

Pages 22751–22752

National Tourism: By a yea-and-nay vote of 288 yeas to 112 nays, Roll No. 226, the House voted to suspend the rules and agree to the conference report on S. 304, to establish a national tourism policy and an independent Government agency to carry out the national tourism policy—clearing the measure for the President.

Pages 22751–22752

Committee to Sit: Committee on Banking, Finance and Urban Affairs received permission to sit during proceedings of the House under the 5-minute rule today and on Friday, October 2.

Page 22752

D.C. Sexual Assault Reform: By a yea-and-nay vote of 281 yeas to 119 nays, with 1 voting "present", Roll No. 232, the House agreed to H. Res. 208, disapproving the action of the District of Columbia Council in approving the District of Columbia Sexual Assault Reform Act of 1981.

Agreed to the motion for the consideration of the resolution (by a yea-and-nay vote of 287 yeas to 110 nays, Roll No. 229).

Agreed to the motion to discharge the Committee on the District of Columbia from further consideration of the resolution (by a yea-and-nay vote of 279 yeas to 126 nays, Roll No. 228). Rejected a motion to table the motion to discharge (by a yea-and-nay vote of 117 yeas to 292 nays, Roll No. 227, after having been agreed to earlier by a division vote of 106 ayes and 98 noes).

Agreed to the motion to limit debate on the resolution to not more than two hours (by a yea-and-nay vote of 253 yeas to 141 nays, Roll No. 230).

Pages 22751–22752

Milk Price-Support: By a yea-and-nay vote of 328 yeas to 58 nays, Roll No. 233, the House passed H.R. 4612, to temporarily delay the October 1, 1981, increase in the price support level for milk and to extend the time for conducting the referendum with respect to the national marketing quota for wheat for the marketing year beginning June 1, 1982.

H. Res. 232, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Pages 22778–22779

Legislative Program: The Majority Leader announced the legislative program for the remainder of this week and for the week beginning October 5.

Page 22785

Meeting Hour: By unanimous consent, the House will meet at 10 a.m. on Tuesday, October 6. Agreed to adjourn from Friday, October 2, to Monday, October 5.

Page 22785

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of October 7.

Page 22785

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 22785

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on pages 22808–22817.

Quorum Calls—Votes: One quorum call and eight yea-and-nay votes developed during the proceedings of the House today and appear on pages 22745, 22751–22752, 22753, 22759–22760, 22761, 22763–22764.

Adjournment: Adjourned at 6:10 p.m.

Committee Meetings

SILVER MARKETS

Committee on Agriculture: Subcommittee on Conservation, Credit and Rural Development held a hearing on Joint agency report on silver markets. Testimony was heard from departmental and public witnesses.

QUARANTINE OF PLANTS; MEDFLY INFESTATION

Committee on Agriculture: Subcommittee on Department Operations, Research and Foreign Agriculture held a hearing on the following bills: H.R. 2159, to authorize the Secretary of Agriculture to pay compensation to producers of fruits or vegetables for economic losses resulting from the destruction or quarantine of plants or plant products carried out to control plant pests in emergencies; H.R. 4108, to provide greater protection against the introduction and dissemination of plant pests; and related bills concerning Medfly infestation. Testimony was heard from Representative Edwards of California; departmental and public witnesses.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to hold a hearing on CIA programs. Testimony was heard from departmental witnesses.

MILITARY PERSONNEL EDUCATIONAL ASSISTANCE PROGRAM

Committee on Armed Services: Subcommittee on Military Personnel and Compensation continued hearings on legislative proposals for a new educational assistance program for military personnel. Testimony was heard from recruiters and career counselors of each of the four military services.

Hearings continue October 7.

EXPANSION OF RESERVE REQUIREMENTS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Domestic Monetary Policy held a hearing on Expansion of Reserve Requirements to include other Transaction Accounts and Mechanisms. Testimony was heard from public witnesses.

OIL SHALE CORPORATION LOAN GUARANTEE CONTRACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization held a hearing on the Oil Shale Corporation Loan Guarantee Contract (TOSCO). Testimony was heard from representatives of the Department of Defense and the Department of Energy.

DEPOSIT INSURANCE FLEXIBILITY ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions Supervision, Regulation, and Insurance approved for full Committee action as amended H.R. 4603, to provide flexibility to the Federal Deposit Insurance Corporation, the Federal Savings and Loan Insurance Corporation, and the Federal supervisory agencies to deal with financially distressed depository institutions,

Prior to this action, the Subcommittee concluded hearings on this legislation. Testimony was heard from Paul A. Volcker, Chairman, Federal Reserve Board.

SECOND BUDGET RESOLUTION

Committee on the Budget: Continued hearings on the Second Budget Resolution for fiscal year 1982. Testimony was heard from David Stockman, Director, Office of Management and Budget.

OVERSIGHT-NATIONAL INSTITUTE OF HANDICAPPED RESEARCH

Committee on Education and Labor: Subcommittee on Select Education and the Subcommittee on Science Research and Technology of the Committee on Science and Technology held a joint oversight hearing on National Institute of Handicapped Research. Testimony was heard from public witnesses.

Hearings continue tomorrow.

LEAST COST UTILITY-RELATED ENERGY SERVICES

Committee on Energy and Commerce: Subcommittee on Energy Conservation and Power continued hearings on barriers to least cost utility-related energy services. Testimony was heard from public witnesses.

ACID PRECIPITATION

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on acid precipitation. Testimony was heard from Representatives Gregg, Vento and Mitchell of New York; Harry Hovey, Director, Division of Air Resources, Department of Environmental Conservation, State of New York; Warren Spannaus, Attorney General, State of Minnesota; Fred Johnson, Water Resources Coordinator, Fish Commission, State of Pennsylvania; Lawrence Kapiloff, Assemblyman, State of California and public witnesses.

Hearings continue tomorrow.

AWACS SALE

Committee on Foreign Affairs: Subcommittee on International Security and Scientific Affairs and the Subcommittee on Europe and the Middle East concluded joint hearings on the proposed sale of AWACS and F–15 enhancement package to Saudi Arabia. Testimony was heard from James L. Buckley, Under Secretary for Security Assistance Science and Technology, Department of State; Fred Ikle, Under Secretary of Defense for Policy; from the following of-

ficials of GAO: Milton J. Socolar, Acting Comptroller General; Gary Weeter, Project Manager and George Sousa, Technical Adviser and public witnesses.

DOD CONTRACTORS

Committee on Government Operations: Subcommittee on Legislation and National Security held a hearing on inaccurate controls over Government-furnished material to DOD contractors. Testimony was heard from Henry W. Connor, Senior Associate Director, Supply Maintenance and Distribution Group, Procurement Logistics and Readiness Division, GAO and Dr. Richard D. Webster, Deputy Assistant Secretary of Defense for Logistics and Materiel Management.

LEGISLATIVE SERVICE ORGANIZATIONS

Committee on House Administration: Ad Hoc Subcommittee on Legislative Service Organizations held a hearing to consider proposals for regulations for the Legislative Service Organizations. Testimony was heard from Members of Congress and a public witness.

OVERSIGHT

Committee on Interior and Insular Affairs: Subcommittee on Oversight and Investigations held an oversight hearing on proposals to obtain plutonium for new U.S. nuclear weapons from Commercial nuclear spent fuel. Testimony was heard from Charles Gilbert, Acting Deputy Assistant Secretary for Nuclear Materials, Department of Energy and public witnesses.

REGULATORY PROCEDURE ACT

Committee on the Judiciary: Subcommittee on Administration Law and Governmental Relations approved for full Committee action as amended H.R. 746, Regulatory Procedure Act of 1981.

PATENT TERM RESTORATION ACT

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice continued hearings on H.R. 1937 and S. 255, Patent Term Restoration Act of 1981. Testimony was heard from public witnesses.

Hearings continue October 7.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Crime held an oversight hearing on the Administration's proposal to abolish the Bureau of Alcohol, Tobacco and Firearms. Testimony was heard from John Walker, Assistant Secretary of the Treasury for Enforcement and public witnesses.

COASTAL ZONE MANAGEMENT

Committee on Merchant Marine and Fisheries: Ordered reported by H. Con. Res. 166, disapproving certain coastal zone management consistency regulations.

OVERSIGHT

Committee on Post Office and Civil Service: Subcommittee on Civil Service held an oversight hearing on Federal Equal Employment Opportunity activities. Testimony was heard from Donald J. Devine, Director, Office of Personnel Management and Rosslyn Kleeman, Associate Director, Federal Personnel and Compensation Division, GAO.

FEDERAL GOVERNMENT SPACE NEEDS; PUBLIC BUILDINGS ACT AMENDMENTS

Committee on Public Works and Transportation. Subcommittee on Public Buildings and Grounds continued hearings on projected space needs of the Federal Government and continued hearings on H.R. 1938, Public Buildings Act Amendments of 1981 and S. 533, Public Buildings Act of 1981. Testimony was heard from C. N. Mitchell, Director, Project and Facilities Management, Department of Energy and Dr. Kent Lloyd, Deputy Under-Secretary for Management, Department of Education.

FOOD AND AGRICULTURE ACT

Committee on Rules: Granted an open rule providing two hours of debate on H.R. 3603, Food and Agriculture Act of 1981.

ENERGY AND CONSERVATION DAYLIGHT SAVING ACT

Committee on Rules: Granted an open rule providing one hour of debate on H.R. 4437, Energy and Conservation Daylight Saving Act of 1981.

REPORTS

Committee on Science and Technology: Approved a report on Air Traffic Enroute Computer Modernization.

The Committee also considered a report on the West Valley Cooperative Agreement.

SYNTHETIC FUELS

Committee on Science and Technology: Subcommittee on Energy Development and Applications and the Subcommittee on Natural Resources, Agriculture Research and Environment held a hearing on Synthetic Fuels-Environmental Research and Development. Testimony was heard from public witnesses.

HEALTH CARE

Committee on Ways and Means: Subcommittee on Health continued hearings on proposals to stimulate competition in the financing and delivery of health care. Testimony was heard from Robert J. Rubin,

Assistant Secretary for Planning and Evaluation, Department of Health and Human Services and public witnesses.

Hearings continue tomorrow.

Joint Meeting

MILITARY PAY

Conferees continued to resolve their difference between the Senate- and House-passed versions of S. 1181, increasing the pay allowances and benefits for members of the uniformed services, but did not complete action thereon, and recessed subject to call.

Résumé of Congressional Activity

FIRST SESSION OF THE NINETY-SEVENTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 5 through September 30, 1981

	Senate	*House*	*Total*
Days in session	117	122	..
Time in session	724 hrs., 3'	422 hrs., 19'	..
Congressional Record:			
Pages of proceedings	10,906	6,728	17,634
Extension of Remarks	..	..	4,532
Public bills enacted into law	25	25	50
Private bills enacted into law	..	..	..
Bills in conference	4	2	..
Bills through conference	1	7	..
Measures passed, total	306	251	556
Senate bills	72	28	..
House bills	24	91	..
Senate joint resolutions	38	11	..
House joint resolutions	13	16	..
Senate concurrent resolutions	10	6	..
House concurrent resolutions	11	20	..
Simple resolutions	138	79	..
Measures reported, total	*320	*221	541
Senate bills	138	2	..
House bills	5	163	..
Senate joint resolutions	27	..	..
House joint resolutions	8	5	..
Senate concurrent resolutions	5	..	..
House concurrent resolutions	36	7	..
Simple resolutions	116	44	..
Special reports	19	29	..
Conference reports	2	10	..
Measures pending on calendar	87	63	..
Measures introduced, total	2,014	5,409	7,423
Bills	1,687	4,650	..
Joint resolutions	111	332	..
Concurrent resolutions	..	193	..
Simple resolutions	216	234	..
Quorum calls	9	13	..
Yea-and-nay votes	304	132	..
Recorded votes	..	79	..
Bills vetoed	..	..	..
Vetoes overridden	..	..	..

* These figures include all measures reported, even if there was no accompanying report. A total of 198 reports have been filed in the Senate, a total of 260 reports have been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 5 through September 30, 1981

Army nominations, totaling 9,004, disposed of as follows:

Confirmed	9,004

Navy nominations, totaling 23,535, disposed of as follows:

Confirmed	23,346
Unconfirmed	189

Air Force nominations, totaling 14,605, disposed of as follows:

Confirmed	11,897
Unconfirmed	2,708

Marine Corps nominations, totaling 11,150, disposed of as follows:

Confirmed	10,352
Unconfirmed	798

Civilian nominations, totaling 4,137, disposed of as follows:

Confirmed	3,129
Unconfirmed	978
Withdrawn	30

Summary

Total nominations received	62,431
Total confirmed	57,728
Total unconfirmed	4,673
Total withdrawn	30

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Friday, October 2, 1981

Senate

Chamber Action

Senate was not in session today. It will next meet at 11 a.m., on Monday, October 5.

Note: In the Daily Digest of Thursday, October 1, 1981, page D1172, S. 1697, temporarily delaying the October 1, 1981, increase in the price support level for milk and extending the time for conducting the referendum with respect to the national marketing quota for wheat for the marketing year beginning June 1, 1982, was inadvertently reported as having passed the Senate. The bill was introduced and referred to the Committee on Agriculture, Nutrition, and Forestry.

Committee Meetings

NOMINATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nomination of James J. Carey, of Illinois, to be a Federal Maritime Commissioner, after the nominee, who was introduced by Representative Porter, testified and answered questions in his own behalf.

ILLEGAL ALIENS—WORK AUTHORIZATION

Committee on the Judiciary: Subcommittee on Immigration and Refugee Policy continued hearings on proposals to impose sanctions on employers who knowingly hire undocumented aliens, receiving testimony from Doris M. Meissner, Acting Commissioner, Immigration and Naturalization Service, Department of Justice; Malcolm Lovell, Jr., Under Secretary of Labor; Sand Crank, Associate Commissioner for Operational Policy and Procedure, Social Security Administration, Department of Health and Human Services; Arthur S. Flemming, Chairman, U.S. Commission on Civil Rights; Perry Ellsworth, National Council of Agricultural Employers, Robert Neville, National Restaurant Association, John Huerta, Mexican American Legal Defense and Education Fund, John Shattuck, American Civil Liberties Union, Roger Conner, Federation for American Immigration Reform, David S. North, New Transcentury Foundation, Paul F. McCleary, Church World Service, on behalf of the Citizens Committee for Immigration Reform, and Sidney B. Rawitz, all of Washington, D.C.; Arnold Torres, League of United Latin American Citizens, Corpus Christi, Texas; Philip Martin, University of California, Davis; Ray Marshal, former Secretary of Labor, and Silvia Hewlett, both on behalf of the Economic Policy Council of the United Nations Association of the U.S., New York City; and Bernard Z. Brown, National Coalition of Apparel Industries, Los Angeles, California.

Subcommittee will meet again on Wednesday, October 14.

House of Representatives

Chamber Action

Bills Introduced: 12 public bills, H.R. 4663–4674; and 1 private bill, H.R. 4675 were introduced.

Page 22986

Bill Reported: One report was filed as follows: H.R. 4327, to amend the Immigration and Nationality Act, amended (H. Rept. 97–264). Page 22986

Journal: By a yea-and-nay vote of 273 yeas to 28 nays with 3 voting "present", Roll No. 234, the House approved the Journal of Thursday, October 1.

Pages 22859–22860

Veterans' Health Care: House agreed, with amendments to Senate amendments to H.R. 3499, to amend title 38, United States Code, to extend the Vietnam-era veterans' readjustment counseling program, to provide medical care for Vietnam veterans exposed to herbicide defoliants (including Agent Orange), to recover the cost of certain health care provided by the Veterans Administration—returning the measure to the Senate.

Pages 22860–22877

OPIC: House agreed to Senate amendments to House amendment to Senate amendment to H.R. 3136, to amend the Foreign Assistance Act of 1961 with respect to the activities of the Overseas Private Investment Corporation—clearing the measure for the President.

Page 22876
Pages 22879–22889

Veterans' Disability Compensation: House agreed to Senate amendments to House amendments to S. 917, Veterans' Compensation Amendments of 1981—clearing the measure for the President.

Pages 22888–22901

Voting Rights Extension: House completed all general debate on H.R. 3112, to amend the Voting Rights Act of 1965 to extend certain provisions for an additional ten years, to extend certain other provisions for an additional seven years; but came to no

resolution thereon. Proceedings under the 5-minute rule are schedule for Monday, October 5.

Pages 22901-22939

Food and Agriculture Act: House completed all general debate on H.R. 3603, to provide price and income protection for farmers, assure consumers an abundance of food and fiber at reasonable prices, and continue food assistance to low-income households; but came to no resolution thereon. Proceedings under the 5-minute rule are schedule for Wednesday, October 7.

H. Res. 235, the rule under which the bill is being considered, was agreed to earlier by a yea-and-nay vote of 343 yeas to 1 nay, Roll No. 235.

Pages 22939-22976

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on pages 22987-22995.

Quorum Calls—Votes: Two yea-and-nay votes developed during the proceedings of the House today and appear on pages 22859-22860, 22888-22890. There were no quorum calls.

Adjournment: Adjourned at 4:05 p.m.

Committee Meetings

DEPOSIT INSURANCE FLEXIBILITY ACT

Committee on Banking, Finance and Urban Affairs: Began markup of H.R. 4603, to provide flexibility to the Federal Deposit Insurance Corporation, the Federal Savings and Loan Insurance Corporation, and the Federal supervisory agencies to deal with financially distressed depository institutions.

Will continue October 5.

OVERSIGHT-NATIONAL INSTITUTE OF HANDICAPPED RESEARCH

Committee on Education and Labor: Subcommittee on Select Education and the Subcommittee on Science Research and Technology of the Committee on Science and Technology concluded joint oversight hearings on National Institute of Handicapped Research. Testimony was heard from Floyd Robeson, Director, Technology Division, NASA; Jack R. Sanderson, Assistant Director of Engineering, NSF; Robert P. Nimmo, Administrator, VA and Jean Tufts, Assistant Secretary for Special Education and Rehabilitative Services, Department of Education.

ACID PRECIPITATION

Committee on Energy and Commerce: Subcommittee on Health and the Environment continued hearings on acid precipitation. Testimony was heard from public witnesses.

Hearings continue October 6.

HEARINGS ON OVERSIGHT

Committee on Rules: Subcommittee on Legislative Process continued hearings on Congressional oversight, including the following measures: H.R. 2, Sunset Act of 1981; H.R. 58, Sunset Review Act of 1981; Section 1 of H. Res. 100, Committee Improvement Amendments of 1981 and H. Res. 218, to provide authority for the creation of an experimental 21-day period commencing in January 1982 during which standing committees of the House of Representatives would engage in the oversight of programs and laws within their jurisdiction in lieu of the consideration of legislation. Testimony was heard from Representative Moffett.

HEALTH CARE

Committee on Ways and Means: Subcommittee on Health concluded hearings on proposals to stimulate competition in the financing and delivery of health care. Testimony was heard from public witnesses.

Joint Meeting

EMPLOYMENT/UNEMPLOYMENT

Joint Economic Committee: Committee held hearings on the employment/unemployment figures for the month of September, receiving testimony from Janet L. Norwood, Commissioner of Labor Statistics, Department of Labor.

Committee recessed subject to call.

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Monday, October 5, 1981

Senate

Chamber Action

Routine Proceedings, pages 23030-23121

Bills Introduced: Five bills and three resolutions were introduced, as follows: S. 1700-1704, S.J. Res. 112, S. Con. Res. 38, and S. Res. 221.

Pages 23084-23085, 23081, 23110-23111

Measure Passed

Correction of Enrollment: Senate agreed to S. Con. Res. 38, authorizing technical correction in the enrollment of S. 917, Veterans Disability Compensation, Housing, and Memorial Benefits Amendments of 1981.

Page 23081

Telecommunications Competition and Deregulation Act of 1981: Senate began consideration of S. 898, establishing as national policy the promotion of marketplace competition, deregulation, and reliance

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on the private sector to provide telecommunications service, with a committee amendment in the nature of a substitute and additional amendments proposed thereto, as follows:

(1) Goldwater Amendment No. 541, to delete certain provisions relating to the authority of the Federal Communications Commission, State government, and local government with regard to cable television and to delete provisions relating to pole attachments.

Page 23054

(2) Packwood unprinted amendment No. 463, (printed Amendment No. 577) to provide municipalities with certain powers over cable television companies.

Page 23058

(3) Hollings unprinted amendment No. 464 (printed Amendment No. 578), to amend the Communications Act of 1934 to ensure that telephone users pay reasonable rates.

Page 23065

(4) Hollings unprinted amendment No. 465 (printed Amendment No. 579), to require partial outside ownership of the fully separated affiliate.

Page 23072

None of the amendments were disposed of and the Senate will continue consideration of the bill and amendments proposed thereto on tomorrow.

Pages 23035–23079

Vice Presidential Appointment: The Chair, on behalf of the Vice President, appointed Senators Mathias, Specter, and Biden, to attend the North Altantic Assembly, to be held in Munich, Germany, October 11–16, 1981.

Page 23080

Treaty Received: The injunction of secrecy was removed from the Constitution of the United Nations Industrial Development Organization (Treaty Document No. 97–19). The treaty which was received in the Senate today was considered as having been read the first time, and referred with accompanying papers to the Committee on Foreign Relations, and ordered to be printed.

Pages 23080–23081

Nominations: Senate received the following nominations:

William H. Ewing, Jr., to be U.S. Attorney for the Western District of Tennessee.

Robert W. Foster, to be U.S. Marshal for the Southern District of Ohio.

Page 23121

Messages From the President: Page 23084

Messages From the House: Page 23084

Measures Referred: Page 23084

Statements on Introduced Bills: Pages 23085–23110

Amendments Submitted for Printing: Pages 23111–23112

Notices of Hearings: Page 23112

Committee Authority To Meet: Page 231125

Additional Statements: Pages 231125–23113

Nominations: Page 23121

Recess: Senate convened at 11 a.m., and recessed at 6:05 p.m., until 11 a.m., on Tuesday, October 6, 1981. (For Senate program see remarks of Senator Baker in today's Record on pages 23121–23122.)

Committee Meetings

STRATEGIC DEFENSE SYSTEMS

Committee on Armed Services: Committee held hearings on the Administration's proposals for upgrading the U.S. strategic defense systems, focusing on improvements in command and control systems, modernization of strategic bombers, deployment of new submarine-launched missiles, and improvement of strength and accuracy of new land-based missiles, receiving testimony from Caspar W. Weinberger, Secretary of Defense, and General David C. Jones, Chairman, Joint Chiefs of Staff.

Hearings were recessed subject to call.

HIGH-LEVEL WASTE DISPOSAL

Committee on Energy and Natural Resources: Committee held joint hearings with the Committee on Environment and Public Works Subcommittee on Nuclear Regulations on S. 1662 and S. 637, bills establishing a Federal program for the interim storage and permanent disposal of high-level nuclear waste from civilian powerplants, receiving testimony from Holmes Brown, on behalf of the National Governor's Association, Edward Helminski, State Planning Council on Radioactive Waste Management, and Russell Jim, Council of Energy Resources Tribes, all of Washington, D.C.

Hearings continue tomorrow.

AWACS AND F–15 SALES

Committee on Foreign Relations: Committee resumed hearings on the Airborne Warning and Control Systems (AWACS) and the F–15 enhancements arms sales package to Saudi Arabia, receiving testimony on regional and foreign policy implications of the proposed sales from Alexander M. Haig, Jr., Secretary of State; and Harold H. Saunders, American Enterprise Institute, and former Assistant Secretary of State for Near Eastern and South Asian Affairs, Robert Tucker, Johns Hopkins School of Advanced International Studies, Thomas Dine, American-Israel Public Affairs Committee, Robert Thabit, National Association of Arab Americans, Robert M. Zweiman, Jewish War Veterans, and Robert F. Drinan, Americans for Democratic Action, all of Washington, D.C.

Also, committee met in closed session to receive a briefing on the proposed sales from officials of the Central Intelligence Agency.

Hearings continue tomorrow.

ABORTION

Committee on the Judiciary: Subcommittee on Constitution began hearings on S.J. Res 110, S.J. Res 17, S.J. Res 18, and S.J. Res 19, measures amending the Constitution to establish legislative authority in the Congress and the States with respect to abortion, receiving testimony on the constitutional and legal background of the abortion right from Senator Packwood; John Noonan, University of California, Berkeley; and Laurence Tribe, Harvard University, Cambridge, Massachusetts.

Hearings continue on Wednesday, October 14.

EXCLUSIONARY RULES

Committee on the Judiciary: Subcommittee on Criminal Law held hearings on S. 101 and S. 751, bills to eliminate or establish an alternative to the exclusionary rule in Federal criminal proceedings, receiving testimony from D. Lowell Jensen, Assistant Attorney General, Criminal Division, Department of Justice; Maryland State Attorney General Stephen H. Sachs, Annapolis; and Steven R. Schlesinger, Catholic Univesity, Washington, D.C.

Hearings continue on Thursday, November 12.

GOVERNMENT FILES

Committee on the Judiciary: Subcommittee on Security and Terrorism held hearings to discuss the retention of destruction of certain Federal government files, receiving testimony from Robert M. Warner, Archivist of the United States, and George Scaboo, Acting Assistant Archivist of the United States, both of the General Services Administration; Joseph R. Knazik, Chief, Investigations Evaluation Branch, Office of Personnel Management; Robert P. Finzel, Assistant Director, Records Management Division, Robert W. Scherrer, Chief, Record System Section, and Thomas B. Dudney, Management Analyst, all of the Federal Bureau of Investigations Department of Justice; and Franics J. McNamara, Hale Foundation, Washington, D.C.

Hearings were recessed subject to call.

NOMINATIONS

Committee on Labor and Human Resources: Committee approved for reporting the nominations of Gary L. Jones, of Virigina, to be Deputy Under Secretary for Planning and Budget, and Edward A. Curran, of Maryland, to be Director of the National Institute of Education, both of the Department of Education.

LONGSHOREMEN'S/HARBOR WORKERS' BENEFITS

Committee on Labor and Human Resources: Subcommittee on Labor concluded hearings on S. 1182, improving the administration of the Longshoremen's and Harbor Workers' Compensation Act by removing certain inequities, reducing incentives for fraud and abuse, and assuring immediate compensation benefits and competent medical treatment for injured employees, after receiving testimony from Robert B. Collyer, Deputy Under Secretary for Employment Standards Administration, and Ralph M. Hartman, Director, James De Marce, Assistant to the Director, and Neil Montone, Associate Director for Longshore and Harbor Workers' Compensation, all of the Office of Workers' Compensation Programs, all of the Department of Labor.

Subcommittee will consider S. 1182, listed above, on Wednesday, October 28.

INDUSTRIAL DEVELOPMENT BONDS

Committee on Small Business: Subcommittee on Urban and Rural Economic Development held hearings to discuss the use of small issue tax-exempt industrial development bonds to finance small business projects, receiving testimony from Senator Stevens; Representative Bedell; Vermont Governor Richard A. Snelling, Montpelier, on behalf of the National Governors Association; Roger Vaughan, Albany, New York; John Carson, Hartforn, Connecticut; Illinois State Representative Tim Donovan, and Ronald Bean, both of Springfield, Illinois; Thomas Williams, Juneau, Alaska; Robert Patterson, Boston, Massachusetts; Peter Cohalan, Suffolk County Executive, Hauppauge, New York; Ed Rutkowski, Erie County Executive, Buffalo, New York; Robert Smith, Smith Brothers' Insurance, South Windsor, Connecticut; and Hank Auffarth, Chemical Bank of New York, Kenneth Schuman, New York City Commissioner of Economic Development, and Deborah Ferolito, New York City Industrial Development Agency, all of New York City.

Hearings were recessed subject to call.

INTELLIGENCE MATTERS

Select Committee on Intelligence. Subcommittee on Legislation and the Rights of Americans resumed closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Subcommittee recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 16 public bills, H.R. 4676–4691; 3 private bills, H.R. 4692–4694; and 5 resolutions, H.J. Res. 334, H. Con. Res. 198 and 199, and H. Res. 238 and 239 were introduced.

Pages 23213–23214

Consent Calendar: On the call of the Consent Calendar, the House passed the following bills:

Sent to the Senate without amendment:

Miller Act bonds: H.R. 1026, to transfer responsibility for furnishing certified copies of Miller Act payment bonds from the Comptroller General to the officer that awarded the contract for which the bond was given.

Page 23122

Sent to the Senate, amended:

NOAA damage claims: H.R. 1029, to amend section 1 of the Act of June 5, 1920, as amended, to authorize the Secretary of Commerce to settle claims for damages of less than $2,500 arising by reason of acts for which the National Oceanic and Atmospheric Administration shall be found to be responsible. Agreed to amend the title.

Pages 23122–23123

Subcommittee To Sit: Subcommittee on Military Installations and Facilities of the Committee on Armed Services received permission to sit today during proceedings of the House under the 5-minute rule.

Page 23123

Voting Rights: By a recorded vote of 389 ayes to 24 noes, Roll No. 242, the House passed H.R. 3112, to amend the Voting Rights Act of 1965 to extend certain provisions for an additional ten years, and to extend certain other provisions for an additional seven years.

Rejected a motion to recommit the bill to the Committee on the Judiciary.

Agreed to the committee amendment in the nature of a substitute.

By a yea-and-nay vote of 350 yeas to 4 nays with 1 voting "present", Roll No. 236, the House agreed to resolve itself into the Committee of the Whole.

Agreed To:

An amendment that clarifies when bailout suits cannot be considered because of pending voting discrimination suits, prohibiting consideration of a bailout suit only when a voting discrimination suit awaiting final judgment had been filed prior to the filing of the bailout suit; and

An amendment that clarifies that nothing in the Voting Rights Act shall be construed to permit voting assistance to be given within the voting booth, unless the voter is blind, or physically incapacitated.

Rejected:

An amendment that sought to eliminate consent decrees, settlements, or agreements as bars to bailout (rejected by a recorded vote of 92 ayes to 285 noes, Roll No. 237);

An amendment that sought to permit bailout cases to be heard in an appropriate Federal district court in the jurisdiction seeking bailout rather than in the District Court for the District of Columbia (rejected by a recorded vote of 132 ayes to 277 noes, Roll No. 238);

An amendment that sought to permit a State to petition for bailout if two-thirds of the State's political subdivisions have obtained such a declaratory judgment and if the State has made reasonable efforts to assure the compliance of its political subdivisions with the Voting Rights Act (rejected by a recorded vote of 95 ayes to 313 noes, Roll No. 239);

An amendment that sought to eliminate the two-year waiting period before effecting the new bailout provisions;

A amendment that sought to extend the preclearance provisions to all States;

An amendment that sought to remove as a bar to bailout any objections that have been withdrawn by the Attorney General;

An amendment that sought to remove as a bar to bailout denials of declaratory judgment with respect to submissions that have been abandoned, withdrawn, or effectively superseded by acceptable action on the part of the State of political subdivision making such submission (rejected by a division vote of 18 ayes to 27 noes);

An amendment that sought to shift the burden of proof in bailout cases from the jurisdiction involved to the Government;

An amendment that sought to provide that, in meeting certain bailout requirements, a State or political subdivision would be required to show it has eliminated those voting violations the court found existed;

An amendment that sought to strike the "results" test provision;

An amendment that sought to strike the language assistance provision in the Voting Rights Act that requires jurisdictions with language minority groups which constitute at least 5 percent of the voting-age population to provide voting instructions in the minority language (rejected by a recorded vote of 128 ayes to 284 noes, Roll No. 240); and

An amendment that sought to exclude ballots from the language assistance provision of the Act (rejected by a recorded vote of 124 ayes to 285 noes, Roll No. 241).

Agreed to amend the title of the bill.

Pages 23127-23206

Amendments Order Printed: Amendments ordered printed pursuant to the rule appear on pages 23213-23214.

Quorum Calls—Votes: One yea-and-nay vote and six recorded votes developed during the proceedings of the House today and appear on pages 23127-23128, 23137, 23155, 23162-23163, 23177. There were no quorum calls.

Adjournment: Adjourned at 10:10 p.m.

Committee Meetings

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held a hearing on Strategic Programs Overview. Testimony was heard from the following officials of the Department of Defense: Caspar W. Weinberger, Secretary; Gen. David Jones, Chairman, Joint Chiefs of Staff; Richard D. Delauer, Under Secretary for Research and Engineering and Jack R. Borsting, Assistant Secretary (Controller).

NAVY DEPARTMENT'S RELOCATION STUDY

Committee on Armed Services: Subcommittee on Military Installations and Facilities held a hearing on the Navy Department's relocation study of certain Navy headquarters activities from leased space to government-owned space in the national capital region. Testimony was heard from Representatives Parris and Wolf; Chapman Cox, Deputy Assistant Secretary for Logistics, Department of the Navy; Jack Galuardi, Acting Commissioner, Public Buildings Service, GSA; Steve Detwiler, Chairman, Board of Supervisors, Arlington County, State of Virginia; Robert L. Gratton, Chairman, Arlington County, Visitors Commission, State of Virginia; Sarah Campbell, Acting Assistant Director for Policies and Plans, Department of Transportation, District of Columbia and a public witness.

MISCELLANEOUS MEASURES

Committee on Armed Services: Subcommittee on Military Installations and Facilities approved for full Committee action the following bills: H.R. 4543, to amend title 10, United States Code, to provide for the sharing with State and local governments of amounts received by the United States from the sale of timber produced on military installations; H.R. 4591, to amend the mineral leasing laws of the United States to provide for uniform treatment of certain receipts under such laws, and H.R. 3502, as amended to amend title 38, United States Code, to provide for greater coordination and sharing of the medical facilities of the Veterans' Administration and the Department of Defense.

DEPOSIT INSURANCE FLEXIBILITY ACT

Committee on Banking, Finance and Urban Affairs: Continued markup of H.R. 4603, to provide flexibility to the Federal Deposit Insurance Corporation, the Federal Savings and Loan Insurance Corporation, and the Federal supervisory agencies to deal with financially distressed depository institutions.

Will continue tomorrow.

URANIUM EFFICIENCY

Committee on Energy and Commerce: Subcommittee on Energy Conservation and Power and the Subcommittee on International Economic Policy and Trade of the Committee on Foreign Affairs held a joint hearing on economic, resource and security implications of improved uranium efficiency. Testimony was heard from public witnesses.

Hearings continue tomorrow.

CHILD HEALTH DAY

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on the President's Proclamation of Child Health Day. Testimony was heard from Thomas W. Pauken, Director, ACTION; Dr. Earl Fox, Chief, Bureau of Personal Health Service, Board of Health, State of Mississippi; William Kempiners, Director, Public Health, State of Illinois and public witnesses.

U.S. REFUGEE RESETTLEMENT POLICIES AND PROGRAMS

Committee on Foreign Affairs: Held a hearing on Foreign policy implications of U.S. refugee resettlement policies and programs. Testimony was heard from Walter J. Stoessel, Under Secretary of State for Political Affairs; Doris M. Meissner, Acting Commissioner, Immigration and Naturalization Service, Department of Justice; Philip Holman, Special Assistant to the Director, Office of Refugee Resettlement, Department of Health and Human Services; Harvey Feldman, Washington Representative, Office of the U.S. Representative to the United Nations and Alan Heil, Chief of News and Current Affairs Division, Voice of America.

ELECTRONIC MAIL

Committee on Government Operations: Subcommittee on Government Information and Individual Rights held a hearing entitled, "Should the Postal Service Offer Electronic Mail?" Testimony was heard from James Finch, Senior Assistant Postmaster General and public witnesses.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on Public Lands and National Parks held a hearing on the following bills: H.R. 1281, to provide for the conveyance of certain lands in Alaska comprising trade and trade manufacturing site A-056802 without regard to the 80-rod limitation provided by existing law; H.R. 2475, to withdraw certain lands in Mono County, Calif., from settlement, sale, location, or entry for the purpose of protecting the watershed supplying water to the city of Los Angeles, and to rescind such withdrawal for certain other lands in Mono County, Calif.; and H.R. 2863, to authorize the Secretary of Agriculture to sell the portion of the Tahoe National Forest known as Blythe Arena. Testimony was heard from Representatives Young of Alaska and Chappie; Edward L. Hastey, Associate Director, Bureau of Land Management, Department of the Interior and R. Max Peterson, Chief, U.S. Forest Service, USDA.

COMPREHENSIVE NUCLEAR WASTE MANAGEMENT POLICY ISSUES

Committee on Science and Technology: Subcommittee on Energy Research and Production held a hearing on Comprehensive Nuclear Waste Management Policy Issues. Testimony was heard from Shelby Brewer, Assistant Secretary for Nuclear Energy, Department of Energy; Dr. Thomas Cotton, Office of Technology Assessment and public witnesses.

Hearings continue October 7.

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Tuesday, October 6, 1981

Senate

Chamber Action

Routine Proceedings, pages 23251-23319

Bills Introduced: Six bills and three resolutions were introduced, as follows: S. 1705-1710, S.J. Res. 113, S. Con. Res. 39, and S. Res. 222.

Pages 23290, 23298-23299, 23303-23306

Bills Reported: Reports were made as follows:

H.R. 4612, temporarily delaying the October 1, 1981, increase in the price support level for milk and extending the time for conducting the referendum with respect to the national marketing quota for wheat for the marketing year beginning July 1, 1982.

S. 1672, increasing the membership of the United States Holocaust Memorial Council.

S. Res. 222, requesting additional funds for the Committee on the Judiciary for inquiries and investigations (S. Rept. No. 97-200). Referred to the Committee on Rules and Administration.

S. 391, establishing criminal penalties for the disclosure of classified information identifying an individual engaged in foreign intelligence activities for the United States Government, with amendments (S. Rept. No. 97-201).

Page 23298

Measure Passed:

Death of President Sadat: Senate agreed to S. Con. Res. 39, expressing the deep regret of the Senate over the assassination of President Anwar el-Sadat of the Arab Republic of Egypt.

Pages 23290-23293

Telecommunications Competition and Deregulation Act of 1981: Senate continued consideration of S. 898, establishing as national policy the promotion of marketplace competition, deregulation, and reliance on the private sector to provide telecommunications service, and a committee amendment in the nature of a substitute, taking action on amendments proposed thereto as follows:

Adopted:

(1) Bradley unprinted amendment No. 466, including "consolidated statistical areas" for densely populated areas.

Page 23270

(2) Bradley unprinted amendment No. 467, providing that, in establishing practices to ascertain and apportion exchange costs between exchange telecommunications services and exchange access and to ensure the universal availability of basic telephone service at reasonable charges, the Commission may consider the establishment of charges at rates which will provide a level of revenue to exchange carriers no less than the level of revenue exchange carriers received during calendar year 1980.

Page 23271

(3) Thurmond unprinted amendments No. 468, en bloc, establishing procurement policies for fully separated affiliates; clarifying provisions dealing with patents independently developed by a fully separated affiliate; preventing cross subsidization; providing authority for the Commission to request information with regard to dealings between certain carriers and affiliates; clarifying transitional provisions and provisions relating to the governing board of a fully separated affiliate; minimizing the availability of funds for cross subsidization; assuring that a fully separated affiliate bears its fair share of costs of marketing; clarifying provisions relating to protocols and information; revising provisions relating to the assets evaluation board, full separation, inside wiring and customer premises, and interconnection for exchange access; assuring the rights of way to competitors of A.T. & T.; and providing for special procurement and open market sales.

Page 23271

(4) By 52 yeas to 40 nays, 1 voting present, Cannon-Packwood unprinted amendment No. 469, providing municipalities with certain powers over cable television companies.

Page 23277

(5) By 59 yeas to 34 nays, 1 voting present, Goldwater modified Amendment No. 541, deleting certain provisions relating to the authority of the Federal Communications Commission, State government, and local government with regard to cable television and deleting provisions relating to pole attachments.

Page 23279

(6) By 86 yeas to 4 nays, Bradley-Williams unprinted amendment No. 470, providing that it shall be the policy of the Commission to assign channels for the very high frequency television broadcasting in a manner that ensures that not less than one such channel shall be licensed to a commercial station located in each State, if technically feasible.

Page 23281

(7) Hollings Amendment No. 578, amending the Communications Act of 1934 to ensure that telephone users pay reasonable rates.

Page 23283

(8) Cannon unprinted amendment No. 471 (to Hollings Amendment No. 578), in the nature of a substitute.

Page 23283

Rejected:

By 26 yeas to 68 nays, Hollings modified Amendment No. 579, to require partial outside ownership of the fully separated affiliate.

Page 23286

The Senate will continue consideration of the bill and additional amendments proposed thereto on Wednesday, October 7.

Page 23289

Pages 23270–23289

Authority for Committee To File: The Committee on Banking, Housing, and Urban Affairs was authorized to file a report on S. 708, on Friday, October 9, between 9 a.m. and 3 p.m.

Page 23293

President Pro Tempore Appointment: The Chair on behalf of the President pro tempore appointed Senator Cannon to the Technology Assessment Board.

Page 23297

Presidential Message: Senate received a message from the President transmitting report extending the period of maximum efficient rate production of the naval petroleum reserves for a period of three years from April 4, 1982, the expiration of the current statutorily mandated period of production, which was referred to the Committee on Armed Services. (PM–81).

Page 23297

Confirmations: Senate confirmed the following nominations:

Lee M. Thomas, of South Carolina, to be an Associate Director of the Federal Emergency Management Agency.

Gary L. Jones, of Virginia, to be Deputy Under Secretary for Planning and Budget, Department of Education.

Edward A. Curran, of Maryland, to be Director of the National Institute of Education.

Page 23327

Nominations: Senate received the following nominations:

Geoffrey Swaebe, of California, to be the Representative to the European Office of the United Nations, with the rank of Ambassador.

Clinton D. McKinnon, of California, to be a Member of the Civil Aeronautics Board.

Routine list of Air Force nominations.

Pages 23319–23329

Messages From the President: Page 23297

Messages From the House: Page 23297

Measures Referred: Page 23297

Measures Ordered Placed on Calendar: Page 23297

Communications: Pages 23297–23298

Statements on Introduced Bills: Pages 23299–23304

Amendments Submitted for Printing: Page 23306

Notices of Hearings: Page 23306

Additional Statements: Pages 23306–23319

Nominations: Pages 23319–23327

Confirmations: Page 23327

Record Votes: Four record votes were taken today. (Total—309)

Pages 23279, 23281, 232823, 23289

Adjournment: Senate convened at 11 a.m., and adjourned at 6:43 p.m., until 11 a.m., on Wednesday, October 7, 1981. (For Senate's program see remarks of Senator Baker in today's Record on page 23319.)

Committee Meetings

MILK PRICE SUPPORT

Committee on Agriculture, Nutrition, and Forestry: Committee ordered favorably reported H.R. 4612, temporarily delaying the October 1, 1981, increase in the price support level for milk and extending the time for conducting the referendum with respect to the national marketing quota for wheat for the marketing year beginning June 1, 1982, in lieu of S. 1697.

NOMINATIONS

Committee on Armed Services: Committee approved for reporting the nominations of James R. Ambrose, of North Carolina, to be Under Secretary of the Army, Jay R. Sculley, of Virginia, to be Assistant Secretary of the Army for Research, Development, and Acquisition, and 3,590 routine nominations in the Navy, Air Force, and Marine Corps.

Prior to this action, the committee concluded hearings on the aforementioned nominations, after the nominees testified and answered questions in their own behalf. Mr. Ambrose was introduced by Senator Cohen, and Mr. Sculley was introduced by Senator Harry F. Byrd, Jr.

BUDGET REDUCTIONS

Committee on the Budget: Committee concluded hearings on the proposed additional budget reductions of the President's economic program, after receiving testimony from David A. Stockman, Director, Office of Management and Budget.

HIGH-LEVEL WASTE DISPOSAL

Committee on Energy and Natural Resources: Committee concluded joint hearings with the Committee on Environmental and Public Works' Subcommittee on Nuclear Regulation on S. 1662 and S. 637, bills establishing a Federal program for the interim storage and permanent disposal of high-level nuclear waste from civilian powerplants, after receiving testimony from Shelby Brewer, Assistant Secretary of Energy for Nuclear Energy; Nunzio J. Palladino, Chairman, and John F. Ahearne, Peter A. Bradford, Victor Gilinsky, and Thomas M. Roberts, all Commissioners, all of the Nuclear Regulatory Commission; John Hernandez, Deputy Administrator, Environmental Protection Agency; James Devine, Assistant Director of Engineering Geology, U.S. Geological Survey, Department of the Interior; Thomas A. Cotton, Director, Office of Technology Assessment Radioactive Waste Management Study; Sherwood H. Smith, Jr., representing the American Nuclear Energy Council, Edison Electric Institute, and Utility Nuclear Waste Management Group, and David Berick, on behalf of the Environmental Policy Center, both of Washington, D.C.; Eric Van Loon, Union of Concerned Scientists, Cambridge, Massachusetts; and Edwin A. Wiggin, Atomic Industrial Forum, Inc., Bethesda, Maryland.

OUTER CONTINENTAL SHELF—OIL AND GAS DEVELOPMENT

Committee on Energy and Natural Resources: Subcommittee on Energy Conservation and Supply concluded oversight hearings on the Department of the Interior's proposed five-year plan of oil and gas exploration and development in the Outer Continental Shelf, after receiving testimony from Donald P. Hodel, Under Secretary of the Interior, and Robin West, Assistant Secretary of the Interior for Policy, Budget and Administration; Charles J. DiBona, on behalf of the American Petroleum Institute, and Lee J. Weddig, National Fisheries Institute, both of Washington, D.C.; Arthur O. Spaulding, Western Oil and Gas Association, Los Angeles, California; Arthur J. Rocque, Jr., Connecticut Department of Environmental Protection, Hartford, on behalf of the Coastal States Organization; and Frances Bienecke, National Resources Defense Council, Inc., New York City.

AWACS AND F-15 SALES

Committee on Foreign Relations: Committee continued hearings on the Airborne Warning and Control System (AWACS) and the F-15 enhancements arms sales package to Saudi Arabia, receiving testimony from Stansfield Turner, former Director, Central Intelligence Agency; General George Keegan (Ret.), former Assistant Chief of Staff for Air Force Intelligence; and Anthony H. Cordesman, The Woodrow Wilson Center, Washington, D.C.

Hearings continue tomorrow.

BUDGET AND IMPOUNDMENT CONTROL ACT

Committee on Governmental Affairs: Committee held oversight hearings to review the Congressional Budget and Impoundment Control Act of 1974 (P.L. 93-344), focusing on enforcement, credit budgeting, off-budget spending, control of entitlements, multiyear budgeting, and reconciliation, receiving testimony from Senators Domenici and Hatfield; Representatives Bolling and Whitten; and David A. Stockman, Director, Office of Management and Budget.

Hearings continue on Tuesday, October 20.

BLOCK GRANTS

Committee on Governmental Affairs: Subcommittee on Intergovernmental Relations concluded oversight hearings on the implementation of block grant programs, focusing on the need for better management and more flexibility in the administration of grant programs, after receiving testimony from Barton D. Russell, National Association of Towns and Townships, George Gross, National League of Cities, John J. Gunther, U.S. Conference of Mayors, Stephen Farber, National Governors' Association, William G. Holland, on behalf of the National Conference of State Legislatures, Bernard Hillenbrand, National Association of Counties, and Donald W. Beatty, Municipal Finance Officers Association, all of Washington, D.C.; Becky Malkerson, First Bank Systems, Minneapolis, Minnesota, on behalf of the United Way of America; William O. Beach, Montgomery County, Tennessee, on behalf of the National Association of Regional Councils; and Charles

K. Trible, Virginia Auditor of Public Accounts, Richmond, on behalf of the National Association of State Auditors, Comptrollers, and Treasurers.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following business items:

S. 391, establishing criminal penalties for the disclosure of classified information identifying an individual engaged in foreign intelligence activities for the United States government, with amendments;

S. 1672, increasing the membership of the United States Holocaust Memorial Council;

An original resolution requesting additional funds for the committee for inquiries and investigations; and

The nominations of Kenneth W. McAllister to be U.S. Attorney for the Middle District of North Carolina, Rodney S. Webb to be U.S. Attorney for the District of North Dakota, George W. F. Cook to be U.S. Attorney for the District of Vermont, Melvin E. Jones to be U.S. Marshal for the Middle District of Alabama, Ralph D. Morgan to be U.S. Marshal for the Southern District of Indiana, John A. Smietanka to be U.S. Attorney for the Western District of Michigan, Samuel T. Currin to be U.S. Attorney for the Eastern District of North Carolina, Thomas C. Greene to be U.S. Marshal for the Northern District of Alabama, Leonard R. Gilman to be U.S. Attorney for the Eastern District of Michigan, and Lynn H. Duncan to be U.S. Marshal for the Northern District of Georgia.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of William L. Garwood, of Texas to be U.S. Circuit Judge for the Fifth Circuit, H. Franklin Waters, to be U.S. District Judge for the Western District of Arkansas, Hayden W. Head, Jr., to be U.S. District Judge for the Southern District of Texas, and James R. Nowlin, to be U.S. District Judge for the Western District of Texas, after the nominees testified and answered questions in their own behalf. Mr. Waters was introduced by Senators Pryor and Bumpers; and Messrs. Garwood, Head, and Nowlin were introduced by Senator Tower, and Representatives Kazen and Loeffler.

NOMINATIONS

Committee on Labor and Human Resources: Committee concluded hearings on the nominations of William M. Bell, of Michigan, to be a Member of the Equal Employment Opportunity Commission, and Michael J. Connally, of Michigan, to be General Counsel of the Equal Employment Opportunity Commission, after the nominees testified and answered questions in their own behalf. Testimony was also received from David Montoya, National Image, Inc., Simpsonville, Maryland; and Ellen Cassidy, Working Women, Inc., and Maudine Cooper, Leadership Conference on Civil Rights, both of Washington, D.C.

MISSING CHILDREN

Committee on Labor and Human Resources: Subcommittee on Investigations and General Oversight held hearings to explore the cause and effect of missing children, focusing on home environment, local law enforcement agencies, and citizen action groups, receiving testimony from Captain Paul Michna, Houston Police Department, Houston, Texas; Sergeant Richard Ruffino, Bergen County Sheriffs Department, Hackensack, New Jersey; Julie Patz, New York City; John and Reve Walsh, Hollywood, Florida; Camille Bell, Atlanta, Georgia; and Kristin Cole Brown, New Paltz, New York.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 11 public bills, H.R. 4695–4705; 2 private bills, H.R. 4706 and 4707; and 6 resolutions, H.J. Res. 335 and 336, H. Con. Res. 200 and 201, and H. Res. 240 and 241, were introduced.

Page 23447

Reports Filed: Reports were filed as follows:

Conference report on S. 1181, to amend titles 10 and 37, United States Code, to increase the pay and allowances and benefits of members of the uniformed services and certain dependents (H. Rept. 9–265); and

H. Res. 240, providing for the consideration of H.R. 3403, to amend the Hazardous Materials Transportation Act to authorize appropriations for fiscal years 1982, and 1983, and to provide for the establishment of regional training centers to assist in improving the emergency response and enforcement capabilities of State and local personnel (H. Rept. 97–266).

Page 23447

Journal: By a yea-and-nay vote of 369 yeas to 18 nays, with 2 voting "present", Roll No. 243, the House approved the Journal of Monday, October 5.

Page 23328

Private Calendar: On the call of the Private Calendar, the House took the following actions:

Sent to the Senate without amendment: H.R. 1608, 3127, 1231, and 1977.

Sent to the Senate, amended: H.R. 1635, 1796, 1624, and 3478.

Passed over without prejudice: H.R. 1547 and 1352.

Pages 23329-23331

Late Report: Conferees received permission to have until midnight tonight to file a conference report on S. 1181, to amend titles 10 and 37, United States Code, to increase the pay and allowances and benefits of members of the uniformed services and certain dependents.

Agreed that it be in order to consider the conference report on S. 1181 on Wednesday, October 7, or any day thereafter.

Page 23331

Justice Department Authorization: House disagreed to the Senate amendment to H.R. 4608, to continue in effect any authority provided under the Department of Justice Appropriation Authorization Act, Fiscal Year 1980, for a certain period—returning the measure to the Senate.

Page 23332

Committees to Sit: Committee on Science and Technology received permission to sit today during proceedings of the House during the 5-minute rule; and

Subcommittee on Energy Research and Production of the Committee on Science and Technology received permission to sit during proceedings of the House under the 5-minute rule on Wednesday, October 7.

Pages 23332-23333

Labor, HHS and Education Appropriations: House passed H.R. 4560, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 1982.

Rejected a motion to recommit the bill to the Committee on Appropriations (rejected by a yea-and-nay vote of 168 yeas to 249 nays, Roll No. 248).

By a yea-and-nay vote of 360 yeas to 40 nays, with 1 voting "present", Roll No. 244, the House agreed to resolve itself into the Committee of the Whole.

Agreed To:

An amendment that reduces by $74 million funding for work incentive programs and salaries and expenses for Federal staff (agreed to by a recorded vote of 383 ayes to 30 noes, Roll No. 245);

An amendment that deletes language requiring GSA to delegate space acquisition authority to Social Security;

An amendment that deletes provision for the Commissioner of Social Security to appoint individuals to conduct hearings without meeting qualifications of the Administrative Procedure Act;

An amendment that prohibits use of funds for the implementation and/or enforcement of quotas based on race, creed, color, national origin, or sex;

An amendment that extends the schedule for the 1981–1982 academic year for Pell grants to the 1982–1983 academic year;

An amendment that allows Medicaid and Medicare recipients to receive prescription drugs, notwithstanding lack of FDA ruling on drug effectiveness (agreed to by a recorded vote of 271 ayes to 148 noes, Roll No. 246);

An amendment that prohibits use of funds to promulgate Federal Mine Safety and Health Act regulations relating to surface mining of stone, clay, colloidal phosphate, sand, or gravel (agreed to by a recorded vote of 254 ayes to 165 noes, with 1 voting "present", Roll No. 247);

An amendment that authorizes funding for Medicare and Medicaid training programs;

An amendment that prohibits expenditure of funds to implement any regulations that have been expressly vetoed by Congress in accordance with law;

An amendment that prohibits use of funds to employ personal cooks, chauffeurs, or servants for government officials or the purchase of any passenger automobile that delivers less than 22 estimated miles per gallon of gasoline; and

An amendment that prohibits payment of CETA funds to individuals who publicly advocate the violent overthrow of the Federal Government, or have done so in the previous five years.

A point of order was sustained against language that sought to limit grants for OSHA education programs that are not established or effective.

Rejected:

An amendment that sought to prohibit use of funds to reduce minimum benefits of Social Security recipients;

An amendment that sought to reduce by $20 million the funding for major family planning programs under the Public Health Service Act;

An amendment that sought to transfer $11.8 million in funding for employment for older Americans from the grant to public agencies and public or private nonprofit organizations category to the grant to State category;

An amendment that sought to reduce by $122.5 million funding for community services block grants;

An amendment that sought to exempt firms with 25 people or less from OSHA rules and regulations, providing their safety record is better than average;

An amendment that sought to transfer $20 million of CETA funds for funding of training programs under the Trade Act;

An amendment that sought to reduce by $73 million the funding for bilingual education programs (rejected by a division vote of 8 ayes to 64 noes);

An amendment that sought to increase by $9 million the funding for the Center for Disease Control for Preventive Health Service programs for tuberculosis;

An amendment that sought to increase by $176 million funding for CETA youth employment programs (rejected by a division vote of 6 ayes to 44 noes); and

A motion to strike out the enacting clause.

Pages 23334-23378

Anwar Sadat: By a yea-and-nay vote of 411 yeas, Roll No. 249, the House agreed to H. Con. Res. 200, to express the deep regret of the Congress of the United States over the assassination of President Anwar el-Sadat of the Arab Republic of Egypt. Subsequently, this passage was vacated and S. Con. Res. 39, a similar Senate-passed resolution was passed in lieu—clearing the measure.

Pages 23417-23429

District Work Period: House agreed to H. Con. Res. 201, providing for an adjournment of the House from October 7 to October 13, 1981.

Page 23428

Veterans' Disability Compensation: House agreed to S. Con. Res. 38, authorizing a technical correction in the enrollment of S. 917, Veterans' Compensation Amendments of 1981—clearing the measure.

Page 23428

Presidential Message—Naval Petroleum Reserves: Received and read a message from the President wherein he transmits a report on Naval petroleum reserves production and advises his intent to extend the period of maximum efficient rate production for a three-year period from April 4, 1982—referred to the Committee on Armed Services and ordered printed.

Page 23429

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on pages 23447-23448.

Quorum Calls—Votes: Four yea-and-nay votes and three recorded votes developed during the proceedings of the House today and appear on pages 23328, 23334-23335, 23360-23361, 23377-23378, 23386-23387, 23404, 23419. There were on quorum calls.

Adjournment: Adjourned at 7:53 p.m.

Committee Meetings

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to hold hearings on Air Force Update and Navy Update. Testimony was heard from Gen. Lew Allen, Chief of Staff, U.S. Air Force; Adm. Thomas B. Hayward, Chief of Naval Operations; and Gen. Robert H. Barrow, Commandant, U.S. Marine Corps.

STRATEGIC PROGRAMS

Committee on Armed Services: Held a hearing on the President's recommendations on Strategic programs. Testimony was heard from the following officials of the Department of Defense: Caspar W. Weinberger, Secretary; Gen. David C. Jones, Chairman, Joint Chiefs of Staff; and Richard D. DeLauer, Under Secretary for Research and Engineering.

Committee recessed subject to call.

DEPOSIT INSURANCE FLEXIBILITY ACT

Committee on Banking, Finance and Urban Affairs: Ordered reported as amended H.R. 4603, to provide flexibility to the Federal Deposit Insurance Corporation, the Federal Savings and Loan Insurance Corporation, and the Federal supervisory agencies to deal with financially distressed depository institutions.

HOUSING INDUSTRY

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development continued hearings on the future of the housing industry and the future of federal housing policy. Testimony was heard from public witnesses.

Hearings continue tomorrow.

OVERSIGHT

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education held an oversight hearing on Title I of the Elementary and Secondary Education Act. Testimony was heard from public witnesses.

OSHA

Committee on Education and Labor: Subcommittee on Health and Safety continued oversight hearings on the Occupational Safety and Health Act (labeling standard). Testimony was heard from public witnesses.

OVERSIGHT

Committee on Education and Labor: Subcommittee on Labor Standards held an oversight hearing on the failure of the workers' compensation system to effectively compensate workers disabled by occupational diseases, and the resulting drain on the Social Security system and other publicly funded income and medical programs. Testimony was heard from public witnesses.

URANIUM EFFICIENCY

Committee on Energy and Commerce: Subcommittee on Energy Conservation and Power and the Subcommittee on International Economic Policy and Trade of the Committee on Foreign Affairs concluded

joint hearings on economic, resource and security implications of improved uranium efficiency. Testimony was heard from James Ratliff, TVA; from the following officials of the Office of the Assistant Secretary for Nuclear Energy, Department of Energy: Thomas Dillon, Executive Director and Peter Lang, Office of Light, Water Reactor Technology; Roger Matson, Director, Division of Systems Integration, Office of Nuclear Reactor Regulation, NRC; Louis Nosenzo, Arms Control and Disarmament Agency and public witnesses.

ACID PRECIPITATION

Committee on Energy and Commerce: Subcommittee on Health and the Environment continued hearings on acid precipitation. Testimony was heard from public witnesses.

AWACS SALE

Committee on Foreign Affairs: Began consideration of H. Con. Res. 194, disapproving the proposed sales to Saudi Arabia of E–3A airborne warning and control system (AWACS) aircraft, conformal fuel tanks for F–15 aircraft, AIM–9L Sidewinder missiles, and Boeing 707 aerial refueling aircraft.

Will continue tomorrow.

TAIWAN AGENTS IN THE UNITED STATES

Committee on Foreign Affairs: Subcommittee on Asian and Pacific Affairs and the Subcommittee on Human Rights and International Organizations held a hearing on Illegal Activities of Taiwan Agents in the United States? Testimony was heard from a public witness.

AMERICAN FEDERALISM

Committee on Government Operations: Subcommittee on Intergovernmental Relations and Human Resources concluded hearings on current condition of American Federalism. Testimony was heard from James G. Watt, Secretary of the Interior.

AID

Committee on Government Operations: Subcommittee on Legislation and National Security held a hearing on AID's administrative and management problems in providing foreign economic assistance. Testimony was heard from M. Peter McPherson, Administrator, AID and Samuel W. Bowlin, Associate Director, International Division, GAO.

CSA

Committee Government Operations: Subcommittee on Manpower and Housing held a hearing on CSA closure decision-transfer functions to HHS. Testimony was heard from Morton E. Henig, Associate Director, Human Resources Division, GAO and public witnesses.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Contracts and Printing met to consider pending business.

ROYALTY MANAGEMENT SYSTEM—GEOLOGICAL SURVEY

Committee on Interior and Insular Affairs: Subcommittee on Mines and Mining and the Subcommittee on Oversight and Investigations continued joint hearings on the Royalty Management System of the U.S. Geological Survey. Testimony was heard from Dan Miller, Assistant Secretary of the Interior, other departmental and public witnesses.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations approved for full Committee action the following bills: H.R. 4468, to amend chapter 84, section 1752 of title 18, United States Code, to authorize the Secretary of the Treasury to establish zones of protection for certain persons protected by the U.S. Secret Service; H.R. 33, as amended, to grant a Federal charter to the Italian American War Veterans of the United States; H.R. 3232, as amended, to incorporate the American Council of Learned Societies; H.R. 3837, as amended, to recognize the organization known as Former Members of Congress; and H.R. 894, as amended, to incorporate the United States Submarine Veterans of World War II.

The Subcommittee also met to consider private claims bills.

OVERSIGHT—SPEEDY TRIAL ACT

Committee on the Judiciary: Subcommittee on Crime held an oversight hearing on the implementation of the Speedy Trial Act. Testimony was heard from John Feikens, Chief Judge, U.S. District Court, Detroit, Michigan; Robert F. Peckham, Chief Judge, U.S. District Court, San Francisco, California; Robert J. Ward, Judge, U.S. District Court, New York, New York; Kenneth Caruso, Special Assistant to Associate Attorney General, Department of Justice and public witnesses.

VIRGIN ISLANDS NONIMMIGRANT ALIEN ADJUSTMENT ACT

Committee on the Judiciary: Subcommittee on Immigration, Refugees, and International Law approved for full Committee action as amended, H.R. 3517, Virgin Islands Nonimmigrant Alien Adjustment Act of 1981.

OCEAN COMMERCE TRANSPORTATION SYSTEM

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine held a hearing on H.R.

4374, to improve the international ocean commerce transportation system of the United States. Testimony was heard from Alan Green, Jr., Chairman, Federal Maritime Commission and public witnesses.

Hearings continue tomorrow.

AIR TRAFFIC CONTROL SYSTEM

Committee on Post Office and Civil Service: Held a hearing on the air traffic control system. Testimony was heard from J. Lynn Helms, Administrator, FAA, Department of Transportation and Maj. Gen. Richard Burpee, Director of Operations, Headquarters, U.S. Air Force.

FEDERAL GOVERNMENT SPACE NEEDS; PUBLIC BUILDINGS ACT AMENDMENTS

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds continued hearings on projected space needs of the Federal Government and continued hearings on H.R. 1938, Public Buildings Act Amendments of 1981 and S. 533, Public Buildings Act of 1981. Testimony was heard from Albert A. Peters, Jr., Director, Office of Facilities Engineering, Department of Health and Human Services; Kevin D. Rooney, Assistant Attorney General for Administration, Department of Justice and Dr. Robert L. Fairman, Assistant Secretary for Administration, Department of Transportation.

Hearings continue tomorrow.

HAZARDOUS MATERIALS TRANSPORTATION ACT AMENDMENTS

Committee on Rules: Granted an open rule providing one hour of debate on H.R. 3403, Hazardous Materials Transportation Act Amendments of 1981. Testimony was heard from Chairman Howard and Representatives Anderson, Broyhill and Shuster.

AIR TRAFFIC CONTROL ENROUTE COMPUTER SYSTEM; WEST VALLEY REPORT; ENGINEERING MANPOWER CONCERNS

Committee on Science and Technology: Ordered reported as amended H. Res. 202, expressing the sense of the House of Representatives that the Administrator of the Federal Aviation Administration should submit to the Committee on Science and Technology full R. & D. program planning documentation with respect to the modernization and replacement of the FAA air traffic control enroute computer system.

The Committee approved the West Valley Cooperative Agreement Report.

The Committee held a hearing on Engineering Manpower Concerns. Testimony was heard from Senator Schmitt; Dr. Lewis Branscomb, Chairman, National Science Board, NSF; Gen. Robert T. Marsh, Commander, A. F. Systems Command, Andrews Air Force Base and public witnesses.

Hearings continue tomorrow.

SEVERE STORMS ADVISORY COMMITTEE

Committee on Science and Technology: Subcommittee on Natural Resources, Agriculture Research and Environment held a hearing on H.R. 3769, to establish a Severe Storms Advisory Committee to review, on an annual basis, the severe storms research and operations activites of the Federal Government. Testimony was heard from Dr. Richard Hallgren, Director, National Weather Service, National Oceanic and Atmospheric Administration, Department of Commerce; Robert C. Crawford, Assistant Associate Director, Office of Civil Preparedness, National Preparedness Programs Directorate, Federal Emergency Management Agency and public witnesses.

8(a) ARMY-SBA PILOT PROGRAM

Committee on Small Business: Ordered reported H.R. 4500, to extend through fiscal year 1983 SBA pilot programs under section 8 of the Small Business Act.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met to consider pending business.

Joint Meetings

U.S./U.K. ECONOMIC POLICIES

Joint Economic Committee: Committee concluded hearings to evaluate economic policies of the United States and the United Kingdom, after receiving testimony from Allen Meltzer, Carnegie-Mellon University, Pittsburgh, Pennsylvania; and David Laidler, University of Western Ontario, London, Ontairo, Canada.

AUTHORIZATIONS—MILITARY PROCUREMENT

Conferees continued, in closed session, to resolve their differences between the Senate- and House-passed versions of S. 815, authorizing funds for fiscal year 1982 for military procurement programs of the Department of Defense, but did not complete action thereon, and recessed subject to call.

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Wednesday, October 7, 1981

Senate

Chamber Action

Routine Proceedings, pages 23543–23702

Bills Introduced: Twenty-two bills and eleven resolutions were introduced, as follows: S. 1711–1732,

S.J. Res 114, S. Con. Res. 40–41, and S. Res. 223–230.

Pages 23583, 23605–23606, 23671–23677

Bills Reported: Reports were made as follows:

S. 1024, authorizing funds through fiscal year 1986 for the construction and safety of Federal highways, with amendments (additional views filed). (S. Rept. No. 97–202)

S. Res. 223, waiving section 402(a) of the Congressional Budget Act with respect to the consideration of S. 1024, listed above. Referred to the Committee on the Budget.

S. Res 224, waiving section 303(a) of the Congressional Budget Act of 1974 for consideration of S. 1024, listed above. Referred to the Committee on the Budget.

S. Res. 225, authorizing supplemental expenditures by the Select Committee on Intelligence for the procurement of consultants. Referred to the Committee on Rules and Administration. (S. Rept. No. 97–203)

S. 1716, authorizing funds for fiscal years 1982, 1983, 1984, and 1985, for the municipal wastewater treatment construction grant programs of the Clean Water Act (Rep. No. 97–204).

S. Res 226, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 1716, above.

S. 1119, revising the boundary of Crater Lake National Park in Oregon (Rept. No. 97–205).

S. 188, conveying certain lands in Gallatin National Forest, Montana, to a named individual upon payment of the fair market value, with an amendment (Rept. No. 97–206)

S. 146, authorizing the Secretary of the Interior to assist in the preservation of historic Camden, South Carolina, with an amendment (Rept. No. 97–207).

S. 794, designating the General Crook Trail and the Beale Wagon Road in Arizona for determination and designation as national historic trails, with an amendment in the nature of a substitute (Rept. No. 97–208).

S. Res. 217, waiving section 402(a) of the Congressional Budget Act of 1974, with respect to the consideration of S.J. Res. 100, authorizing the participation of the United States in a multinational force and observers to implement the Treaty of Peace Between Egypt and Israel.

S. Con. Res. 4, with respect to implementing the objectives of the International Year of Disabled Persons, 1981.

Page 23605

Measures Passed:

Extension for Wheat Referendum: Senate passed S. 1712, extending the time for conducting the referendum with respect to the national marketing quota for wheat for the marketing year beginning June 1, 1982, from October 15, 1981, to November 15, 1981.

Pages 23578–23579

Nonlegislative Work Period: Senate agreed to H. Con. Res. 201, providing for an adjournment of the House of Representatives from October 7 to October 13, 1981, after agreeing to Baker unprinted amendment No. 474, providing for an adjournment of the Senate from October 7 to October 14, 1981.

Pages 23567–23568

Mideast Treaty Implementation: Senate passed S.J. Res. 100, authorizing the participation of the United States in a multinational force and observers to implement the Treaty of Peace Between Egypt and Israel, after agreeing to committee amendments and the following amendment proposed thereto:

Robert C. Byrd (for Pell) unprinted amendment No. 476, providing that the President should give careful consideration to assigning responsibility for the coordination of United States support of the Multinational Force and Observers to the Director of the U.S. Arms Control and Disarmament Agency consistent with his statutory responsibilities.

Pages 23696–23697

Budget Act Waiver: Senate agreed to S. Res. 217, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S.J. Res. 100, above.

Page 23677

International Year of Disabled Persons, 1981: Senate agreed to S. Con. Res. 4, that the President should take all steps within his authority to implement, within the United States, the objective of the International Year for Disabled Persons (1981), as proclaimed by the United Nations General Assembly Resolution 31/123 of December 16, 1987, as well as the goals of the Federal Interagency Committee which coordinates the activities for the International Year of Disabled Persons within the Federal Government.

Pages 23698–23700

United States Holocaust Memorial Council: Senate passed S. 1672, increasing the membership of the United States Holocaust Memorial Council, after agreeing to Baker (for Boschwitz) unprinted amendment No. 477, providing that the rate of pay not exceed the maximum rate payable for 65–18 of the General Schedule.

Pages 23700–23701

Telecommunications Competition and Deregulation Act of 1981: By 90 yeas to 4 nays, Senate passed S. 898, establishing as national policy and promotion of marketplace competition, deregulation, and reliance on the private sector to provide telecommunications service, after agreeing to a committee amendment in the nature of a substitute and taking

action on additional amendments proposed thereto as follows:

Adopted:

(1) Packwood unprinted amendment No. 473, revising certain provisions relating to exchange access, employee protection, customer-premises equipment, records and accounts, and provisions dealing with certain foreign carriers; clarifying cross reference with regard to access charges; clarifying the definition of "reciprocal rights," clarifying provisions relating to interconnection requirements, and domestic satellite systems; providing that exchange access shall be provided by a dominant-regulated carrier under tariff; providing a definition of "private land mobile services"; assuring the continuation of reasonable rates in Alaska; and clarifying that the separation requirements between a dominant-regulated carrier and its affiliates do not apply during times of public peril, disaster or national emergency but do apply to routine purchases by the Department of Defense and to provide the opportunity for congressional oversight whenever information filed by a carrier under section 214 is not made available to the public.

Page 23562

(2) Stevens unprinted amendment No. 475, clarifying provisions relating to electronic mail.

Page 23573

Rejected:

(1) By 38 yeas to 54 nays, 1 voting present, Boschwitz unprinted amendment No. 472, to delete the remaining section dealing with cable television.

Page 23557

(2) Specter (for Tower) amendment No. 580, to clarify interconnection with the services of a fully separated affiliate and to prohibit leasing of transmission facilities or services by the parent from the fully separated affiliate.

Page 23568

Pages 23558–23578

Social Security Minimum Benefits: Senate considered briefly, H.R. 4331, restoring minimum benefits under the Social Security Act.

The Senate will resume consideration of the bill on Wednesday, October 14.

Pages 23701–23702

Uniformed Services Pay Benefits Act—Conference Report: Senate agreed to the conference report on S. 1181, increasing the pay allowances and benefits for members of the uniformed services.

Pages 23566–23567

Justice Department Authorization: Senate insisted on its amendment to H.R. 4608, continuing in effect any authority provided under the Department of Justice Authorization Act, 1980, until November 1, 1981.

Page 23696

Authority To Receive Messages: The Secretary of the Senate was authorized to receive and appropriately refer messages from the President and the House of Representatives during the recess of the Senate over until Wednesday, October 14, 1981.

Page 23567

Authority To Sign Measures: The President of the Senate, President pro tempore, and the acting President pro tempore were authorized to sign duly enrolled bills and joint resolutions during the recess of the Senate over until Wednesday, October 14, 1981.

Page 23567

Confirmations: Senate confirmed the following nominations:

John A. Smietanka, to be U.S. Attorney for the Western District of Michigan.

Kenneth W. McAllister, to be U.S. Attorney for the Middle District of North Carolina.

Samuel T. Currin, to be U.S. Attorney for the Eastern District of North Carolina.

Rodney Scott Webb, to be U.S. Attorney for the District of North Dakota.

George W. F. Cook, to be U.S. Attorney for the District of Vermont.

Leonard R. Gilman, to be U.S. Attorney for the Eastern District of Michigan.

Thomas C. Greene, to be U.S. Marshal for the Northern District of Alabama.

Melvin E. Jones, to be U.S. Marshal for the Middle District of Alabama.

Lynn H. Duncan, to be U.S. Marshal for the Northern District of Georgia.

Ralph D. Morgan, to be U.S. Marshal for the Southern District of Indiana.

Harold E. Shear, of Connecticut, to be Administrator of the Maritime Administration.

James J. Carey, of Illinois, to be a Federal Maritime Commissioner.

James R. Ambrose, of North Carolina, to be Under Secretary of the Army.

Jay R. Sculley, of Virginia, to be an Assistant Secretary of the Army.

20 Navy nominations in the rank of Admiral.

1 Air Force nomination in the rank of General.

Routine lists of nominations in the Navy, Air Force, Marine Corps, and Coast Guard.

Page 23703

Nominations: Senate received the following nominations:

Robert N. Miller, to be U.S. Attorney for the District of Colorado.

Alan H. Nevas, to be U.S. Attorney for the District of Connecticut.

Ronald D. Lahners, to be U.S. Attorney for the District of Nebraska.

Robert D. Olson, Sr., to be U.S. Marshal for the District of Alaska.

Ralph L. Boling, to be U.S. Marshal for the Western District of Kentucky.

Charles Pennington, Jr., to be U.S. Marshal for the Eastern District of Kentucky.

Laurence C. Beard, to be U.S. Marshal for the Eastern District of Oklahoma.

Kernan H. Bagley, to be U.S. Marshal for the District of Oregon.

Jean B. S. Gerard, of New York, for the rank of Ambassador during tenure of her service as Permanent Representative to the United Nations Educational, Scientific, and Cultural Organization.

Page 23703

Messages From the President: Page 23703

Messages From the House: Page 23703

Measures Referred: Page 23703

Communications: Page 23703

Statements of Introduced Bills: Pages 23606-23670

Amendments Submitted for Printing: Page 23677

Notices of Hearings: Pages 23677-23678

Additional Statements: Pages 23678-23694

Nominations: Page 23703

Confirmations: Page 23703

Record Votes: Two record votes were taken today. (Total—311).

Pages 23561, 23578

Adjournment: Senate convened at 11 a.m., and in accordance with H. Con. Res. 201, adjourned at 5:47 p.m., until 12 Noon, on Wednesday, October 14, 1981. (For Senate's program see remarks of Senator Baker in today's Record on page 23703.)

Committee Meetings

DEFENSE PRODUCTION ACT

Committee on Banking, Housing, and Urban Affairs: Committee held oversight hearings on the financial programs of the Defense Production Act, focusing on loan guarantees to TOSCO Corporation for TOSCO's part in the Colony Shale Oil project in western Colorado, receiving testimony from Jan W. Mares, Assistant Secretary of Energy for Fossil Energy; George Marienthal, Principal Director, Logistics and Material Management, Office of the Secretary of Defense; John D. Lyon, TOSCO Corporation, Los Angeles, California; Thomas Dilorezo, George Mason University, Fairfax, Virginia; Robert Roach, Environmental Policy Center, Washington, D.C.; and Kevin Markey, Denver, Colorado, on behalf of Friends of the Earth.

Hearings were recessed subject to call.

NOMINATIONS

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nominations of Malcolm M. B. Sterett, of Maryland, and Frederic N. Andre, of Indiana, each to be a Member of the Interstate Commerce Commission, after the nominees testified and answered questions in their own behalf.

NORTH/SOUTH SUMMIT

Committee on Foreign Relations: Committee met in closed session to receive a briefing on the forthcoming North/South Summit in Cancun, Mexico, on October 22 and 23, 1981, from officials of the Departments of State and Treasury, but made no announcements.

Committee recessed subject to call.

CRIMINAL JUSTICE

Committee on the Judiciary: Committee held oversight hearings on the Public Integrity Section of the Department of Justice, focusing on the criminal justice system, grand jury system, and the discipline and conduct of Federal judges, receiving testimony from Evan Hultman, Hultman & Zimmerman, Waterloo, Iowa.

Hearings were recessed subject to call.

PROCUREMENT OF CONSULTANTS

Select Committee on Intelligence: Committee approved for reporting an original resolution (S. Res. 225) authorizing supplemental expenditures by the Select Committee on Intelligence for the procurement of consultants.

House of Representatives

Chamber Action

Bills Introduced: 21 public bills, H.R. 4708–4728; 2 private bills, H.R. 4229 and 4730; and 6 resolutions, H.J. Res. 337–339, and H. Res. 242–244 were introduced.

Pages 23540-23541

Bills Reported: Reports were filed as follows:

H. R. 861, to amend the National Trails System Act by designating additional national scenic and historic trails, amended (H. Rept. 97–267);

H. Con. Res. 194, disapproving the proposed sales to Saudi Arabia of E–3A airborne warning and control system (AWACS) aircraft, conformal fuel tanks for F–15 aircraft, AIM–9L Sidewinder missiles, and Boeing 707 aerial refueling aircraft (H. Rept. 97–268); and

H. Con. Res. 166, disapproving certain coastal zone management consistency regulations (H. Rept. 97–269).

Page 23540

Journal: By a yea-and-nay vote of 359 yeas to 20 nays with 1 voting "present", Roll No. 250, the House approved the Journal of Tuesday, October 6.

Pages 23477-23478

Committee Resignations: Read and accepted letters of resignation from Representative Anthony wherein he resigns from the Committees on Agriculture and the Budget.

Page 23477

Committee Elections: Agreed to H. Res. 242, electing Representative Anthony to the Committee on Ways and Means, and Representative Smith of Pennsylvania to the Committee on Armed Services.

Page 23478

Late Report: Committee on Public Works and Transportation received permission to have until midnight Friday, October 9, to file a report on H.R. 4503, to amend the Federal Water Pollution Control Act to authorize funds for fiscal year 1982.

Page 23478

Subcommittee to Sit: Subcommittee on Administrative Law and Governmental Relations of the Committee on the Judiciary received permission to sit during the proceedings of the House under the 5-minute rule on Tuesday, October 13.

Page 23481

Commercial Fisherman Reimbursement: House agreed to Senate amendments to House amendments to S. 1191, to extend for 1 year the authority of the Secretary of Commerce to reimburse commerical fishermen of the United States for certain losses incurred as the result of the seizure of their vessels by foreign nations—clearing the measure for the President.

Pages 23481-23482

Armed Forces Pay: By a recorded vote of 417 ayes to 1 no, Roll No. 252, the House agreed to the conference report on S. 1181, to amend titles 10 and 37, United States Code, to increase the pay and allowances and benefits of members of the uniformed services and certain dependents—clearing the measure for senate action.

Earlier, the House ordered the previous question by a yea-and-nay vote of 416 yeas, Roll. No. 251.

Pages 23482-23486

Late Report: Committee on Foreign Affairs received permission to have until midnight tonight to file a report on H. Con. Res. 194, disapproving the proposed sales to Saudi Arabia of E-3A airborne warning and control system (AWACS) aircraft, conformal fuel tanks for F-15 aircraft, AIM-9L Sidewinder missiles, and Boeing 707 aerial refueling aircraft.

Page 23486

Committee to Sit: Committee on Foreign Affairs received permission to sit today during the proceedings of the House under the 5-minute rule.

Pages 23486-23487

Food and Agriculture Act: House considered H.R. 3603, to provide price and income protection for farmers, assure consumers an abundance of food and fiber at reasonable prices, continue food assistance to low-income households; but came to no resolution thereon. Proceedings under the 5-minute rule are scheduled to continue on Wednesday, October 14.

Agreed To:

A series of amendments en bloc that reduce the total expenditure by $1 billion bringing the provisions in compliance with the allocations of the first concurrent budget resolution of fiscal year 1982 (agreed to by a recorded vote of 400 ayes to 14 noes, Roll No. 253); and

Committee amendments en bloc of a technical nature.

Rejected:

An amendment that sought to lower the minimum dairy price support level from 75 percent to 70 percent of parity and establish an absolute support level no less than the parity level for the preceding year or below $13.10 per hundredweight with the Secretary having the discretion not to increase the level of parity if outlays were to exceed $750 million (rejected by a recorded vote of 153 ayes to 243 noes, Roll No. 255); and

An amendment to the foregoing amendment that sought to set the minimum level of dairy price support at 70 percent of the parity price with an absolute support level no less than $13.10 per hundredweight (rejected by a recorded vote of 123 ayes to 277 noes, Roll No. 254).

Pages 23486-23517

Wheat Marketing Quota: House passed S. 1712, to extend the time for conducting the referendum with respect to the national marketing quota for wheat for the marketing year beginning June 1, 1982—clearing the measure for the President.

Page 23517

District Work Period: House agreed to Senate amendments to H. Con. Res. 201, providing for an adjournment of the House from October 7 to October 13, 1981—clearing the measure.

Page 23428

Legislative Program: The Majority Leader announced the legislative program for the week beginning October 13.

Page 23517

Resignations—Appointments: Notwithstanding any adjournment of the House until Tuesday, October 13, the Speaker was authorized to accept resig-

nations, and to appoint commissions, boards, and committees authorized by law or by the House.

Page 23518

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of October 14.

Page 23518

Late Report: Committee on Merchant Marine and Fisheries received permission to have until midnight tonight to file a report on H. Con. Res. 166, disapproving certain coastal zone management consistency regulations.

Page 23519

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on pages 23541–23542.

Quorum Calls—Votes: Two yea-and-nay votes and four recorded votes developed during the proceedings of the House today and appear on pages 23477–23478, 23484, 23485, 23500, 23514–23515

There were no quorum calls.

Adjournment: Met at 10 a.m. and, pursuant to the provisions of H. Con. Res. 201, adjourned at 3:35 p.m. until noon on Tuesday, October 13.

Committee Meetings

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to hold a hearing on Army Update. Testimony was heard from Gen. E. C. Meyer, Chief of Staff, U.S. Army.

The Subcommittee also held a hearing on fiscal year 1982 Defense Budget Overview. Testimony was heard from Jack Borsting, Comptroller, Department of Defense.

DEFENSE ACQUISITION PROCESS

Committee on Armed Services: Subcommittee on Investigations continued hearings on changes which should be made to improve the Defense Acquisition Process. Testimony was heard from Richard D. DeLauer, Under Secretary for Research and Engineering, Department of Defense.

Subcommittee recessed subject to call.

MILITARY PERSONNEL EDUCATIONAL ASSISTANCE PROGRAM

Committee on Armed Services: Subcommittee on Military Personnel and Compensation continued hearings on legislative proposals for a new educational assistance program for military personnel. Testimony was heard from a panel of high school guidance counselors.

DOD'S PROCUREMENT POLICIES

Committee on Armed Services: Subcommittee on Procurement and Military Nuclear Systems, Defense Procurement Procedures Panel continued hearings on the Department of Defense's procurement policies and practices. Testimony was heard from a public witness.

HOUSING INDUSTRY

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development continued hearings on the future of the housing industry and the future of federal housing policy. Testimony was heard from public witnesses.

Hearings continue October 14.

OVERSIGHT

Committee on Education and Labor: Subcommittee on Employment Opportunities concluded oversight hearings on equal employment opportunity and affirmative action. Testimony was heard from Malcolm Lovell, Under Secretary of Labor and J. Clay Smith, Jr., Acting Deputy General Counsel, Equal Employment Opportunity Commission.

FOREIGN LANGUAGE PROGRAMS; CARL ALBERT CONGRESSIONAL RESEARCH AND STUDIES CENTER ENDOWMENT ACT

Committee on Education and Labor: Subcommittee on Postsecondary Education approved for full Committee action as amended the following bills: H.R. 3231, to further the national security of the United States and the Nation's economy by providing grants for foreign language programs to improve foreign language study for elementary and secondary school students and to provide for per capita grants to reimburse institutions of higher education for part of the costs of providing foreign language instruction and H.R. 3598, to authorize funds for the Carl Albert Congressional Research and Studies Center.

AWACS SALE

Committee on Foreign Affairs: Ordered reported H. Con. Res. 194, disapproving the proposed sales to Saudi Arabia of E–3A airborne warning and control system (AWACS) aircraft, conformal fuel tanks for F–15 aircraft, AIM–9L Sidewinder missiles, and Boeing 707 aerial refueling aircraft.

REPORTS

Committee on Government Operations: Approved the following reports: "Continued Failure of Departments and Agencies to Take Effective Action on Audit Findings;" "The Effect of Inaccurate Inflation Projections on Department of Defense Budgets;" "Outlook for Multistate Regional Intelligence Projects," and "Licensing Speedup, Safety Delay: NRC Oversight."

CSA

Committee Government Operations: Subcommittee on Manpower and Housing continued hearings on CSA closure decision-transfer functions to HHS. Testimony was heard from Robert L. Trachtenberg, Acting Deputy Director, Office of Community Services, Department of Health and Human Services and Roger Dierman, Deputy Associate Administrator, Office of Policy and Management Systems, GSA.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Accounts met to consider pending business.

CRIMINAL CODE REVISION ACT

Committee on the Judiciary: Referred to the Subcommittee on Criminal Justice H.R. 1647, Criminal Code Revision Act of 1981, with instructions that the bill be reported to the full Committee on or before January 31, 1982.

OVERSIGHT—SCHOOL DESEGREGATION

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued oversight hearings on School Desegregation. Testimony was heard from Dr. Arthur S. Flemming, Chairman, Commission on Civil Rights.

Hearings continue October 14.

PATENT TERM RESTORATION ACT

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice continued hearings on H.R. 1937 and S. 255, Patent Term Restoration Act of 1981. Testimony was heard from public witnesses.

OCEAN COMMERCE TRANSPORTATION SYSTEM

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine continued hearings on H.R. 4374, to improve the international ocean commerce transportation system of the United States. Testimony was heard from public witnesses.

Hearings continue October 19.

OVERSIGHT

Committee on Post Office and Civil Service: Held an oversight hearing on the U.S. Military Postal System. Testimony was heard from Brig. Gen. Donald J. Delandro, Executive Director, Military Postal Service Agency and Harry C. Penttala, Assistant Postmaster General, U.S. Postal Service.

FEDERAL GOVERNMENT SPACE NEEDS; PUBLIC BUILDINGS ACT AMENDMENTS

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds continued hearings on projected space needs of the Federal Government and continued hearings on H.R. 1938, Public Buildings Act Amendments of 1981 and S. 533, Public Buildings Act of 1981. Testimony was heard from Judith L. Tardy, Assistant Secretary for Administration, Department of Housing and Urban Development; John E. Schrote, Deputy Assistant Secretary for Administration, USDA and William A. Salmond, Assistant Administrator for Construction, VA.

CONGRESSIONAL REVIEW OF REDERAL REGULATIONSI40Committee on Rules:

Subcommittee on Rules of the House held a hearing on legislation (H.R. 1, H.R. 97, H.R. 1776, and H.R. 3740) providing procedures for congressional review or disapproval of regulations issued by federal agencies. Testimony was heard from Theodore B. Olson, Assistant Attorney General, Office of Legal Counsel, Department of Justice and Public witnesses. Hearings continue October 21.

ENGINEERING MANPOWER CONCERNS

Committee on Science and Technology: Concluded hearings on Engineering Manpower Concerns. Testimony was heard from Harry S. Havens, Assistant Comptroller General, GAO; Dr. Frank Press, President, National Academy of Sciences and Dr. Courtland Perkins, President, National Academy of Engineering.

COMPREHENSIVE NUCLEAR WASTE MANAGEMENT POLICY ISSUES

Committee on Science and Technology: Subcommittee on Energy Research and Production concluded hearings on Comprehensive Nuclear Waste Management Policy Issues. Testimony was heard from public witnesses.

OVERSIGHT

Committee on Small Business: Subcommittee on Export Opportunities and Special Small Business Problems held an oversight hearing on Regulatory Flexibility Act. Testimony was heard from the following officials of SBA: Michael Cardenas, Administrator and Frank Swain, Chief Counsel for Advocacy.

Hearings continue October 20.

SMALL BUSINESS INNOVATION DEVELOPMENT ACT

Committee on Small Business: Subcommittee on General Oversight approved for full Committee action as amended H.R. 4326, Small Business Innovation Development Act of 1981.

CENTRALIZED DEVELOPMENT CENTER; TARGET COMPUTER SYSTEM

Committee on Veterans' Affairs: Subcommittee on Oversight and Investigations held a hearing on Centralized Development Center at Austin, Texas and the TARGET computer system. Testimony was

heard from Representative Pickle; Elizabeth Burkhart, Associate Deputy Administrator for Information Management, VA; Michael Zimmerman, Associate Director, Human Resources Division, GAO and public witnesses.

Joint Meeting

DEFENSE SPENDING/ECONOMY

Joint Economic Committee: Subcommittee on Economic Goals and Intergovernmental Policy held hearings on the effects of defense spending on the economy, receiving testimony from Murray L. Weidenbaum, Chairman, Council of Economic Advisors.

Hearings continue on Tuesday, October 13.

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Tuesday, October 13, 1981

Senate

Chamber Action

The Senate was not in session today. It will next meet at 12 noon, on Wednesday, October 14.

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 3 public bills, H.R. 4731–4733 were introduced.

Page 23784

Report Filed: One report was filed as follows: H.R. 4503, to amend the Federal Water Pollution Control Act to authorize funds for fiscal year 1982, amended (H. Rept. 97–270, filed on October 9).

Page 23785

Suspensions: House voted to suspend the rules and pass the following bills:

Sugar import duty: H.R. 1184, amended, to amend the Tariff Schedules of the United States regarding the rate of duty that may be proclaimed by the President with respect to sugar imports;

Pages 23752–23754

Omnibus tariffs and duties: H.R. 4566, amended, to reduce certain duties, to suspend temporarily certain duties, and to extend certain existing suspensions of duties;

Pages 23754–23758

Uniform margin requirements: H.R. 4145, amended, to amend the Securities Exchange Act of 1934 to provide uniform margin requirements in transactions involving the acquisition of securities of certain United States corporations by non-United States persons where such acquisition is financed by non-United States lenders, and to specify a private right of action for violations of margin requirements. Agreed to amend the title. The Clerk was directed to make certain technical corrections in the engrossment of the bill;

Page 23762

Independent Safety Board Act amendments: H.R. 3404, amended, to amend the Independent Safety Board Act of 1974 to authorize appropriations for fiscal years 1981, 1982, and 1983. Subsequently, this passage was vacated and S. 1000, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill;

Pages 23763–23766

Franking: S. 1224, to amend the provisions of title 39, United States Code, relating to the use of the frank—clearing the measure for the President;

Pages 26766–23771

Immigration amendments: H.R. 4327, amended, to amend the Immigration and Nationality Act; and

Pages 23771–23777

Earthquake hazards and fire prevention: H.R. 3356, amended, to amend the Earthquake Hazards Reduction Act of 1977 and the Federal Fire Prevention and Control Act of 1974 to authorize the appropriation of funds to the Director of the Federal Emergency Management Agency to carry out the earthquake hazards reduction programs and the fire prevention and control program. Subsequently, this passage was vacated and S. 999, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill.

Pages 23777–23781

Referrals: Three Senate-passed measures were referred to the appropriate House committees.

Pages 23784–23785

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 23786.

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Adjourned at 1:48 p.m.

Committee Meetings

NUCLEAR WASTE MANAGEMENT LEGISLATION

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment began markup of Title I of H.R. 3809, to provide for repositories for the disposal of high-level radioactive waste, transuranic waste, and spent nuclear fuel, to amend provisions of the Atomic Energy Act of 1954 relating to low-level waste, to modify the Price-Anderson provisions of the Atomic Energy Act of 1954 and certain other provisions pertaining to facility licensing and safety.

Will continue tomorrow.

TORT CLAIMS

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations held a hearing on the following bills: H.R. 24, to amend title 28 of the United States Code to provide for an exclusive remedy against the United States in suits based upon acts or omissions of U.S. employees, to provide a remedy against the United States with respect to constitutional torts, to establish procedures whereby a person injured by a constitutional tort may initiate and participate in a disciplinary inquiry with respect to such tort; H.R. 3060, to amend section 3006A of title 18 of the United States Code to provide protection against personal liability to the officers and employees of certain defender organizations providing representation under the Criminal Justice Act, and H.R. 3799, to amend title 28, United States Code, to provide that the Federal tort claims provisions of that title are the exclusive remedy in medical malpractice actions and proceedings resulting from federally authorized National Guard training activities. Testimony was heard from Representative Montgomery; Edward C. Schmults, Deputy Attorney General, Department of Justice; Brig. Gen. Herbert R. Temple, Jr., Department of Defense and public witnesses.

ANIMALS IN MEDICAL RESEARCH

Committee on Science and Technology: Subcommittee on Science, Research and Technology held a hearing on the use of Animals in Medical Research and Testing. Testimony was heard from Representatives Roe and Schroeder; from the following representatives of the Department of Health and Human Services: Dr. William F. Raub, Associate Director for Extramural Research and Training, NIH; Dr. Joe R. Held, Director, Division of Research Services, NIH and Dr. W. Gary Flamm, Associate Director for Regulatory Evaluation, Division of Toxicology, FDA; from the following representatives of the USDA: James O. Lee, Jr., Associate Administrator, Animal and Plant Health Inspection Service and Dr. Dale F. Schwindaman, Senior Staff Veterinarian of the Animal Care Staff; Dr. James D. Ebert, Vice President, National Academy of Sciences and public witnesses.

Hearings continue tomorrow.

CABLE TV INDUSTRY—SMALL BUSINESS PARTICIPATION

Committee on Small Business: Subcommittee on SBA and SBIC Authority, Minority Enterprise, and General Small Business Problems continued hearings on whether small and minority businesses are participating in the cable television industry today, and what their prospects are for the future. Testimony was heard from public witnesses.

Joint Meeting

DEFENSE SPENDING

Joint Economic Committee: Subcommittee on Economic Goals and Intergovernmental Policy resumed hearings on the effects of the Administration's defense spending program on the American economy, focusing on inflation, physical capacity, manpower constraints and the implications for investment in both the defense and civilian manufacturing sectors, receiving testimony from Charles L. Schultze, Brookings Institution, and former Chairman, Council of Economic Advisers, and George F. Brown, Jr., Data Resources Inc., both of Washington, D.C.; and Jacques S. Gansler, The Analytic Sciences Corporation, Arlington, Virginia.

Hearings were recessed subject to call.

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Wednesday, October 14, 1981

Senate

Chamber Action

Routine Proceedings, pages 23914–24030

Bills Introduced: Five bills were introduced, as follows: S. 1733–1737.

Page 23997

Bills Reported: Reports were made as follows:

Filed on October 9, during the adjournment of the Senate:

S. 708, clarifying the intent and modifying certain provisions of the Foreign Corrupt Practices Act of 1977, with an amendment in the nature of a substitute (with additional views). (S. Rept. No. 97–209).

Page 23998

Social Security Minimum Benefits: Senate resumed consideration of H.R. 4331, restoring minimum benefits under the Social Security Act, taking action on amendments proposed thereto, as follows:

Adopted:

(1) Dole unprinted amendment No. 478 (in the nature of a substitute) providing for interfund borrowing among the Social Security Trust Funds, and restoring the minimum benefit for certain individuals.

Page 23926

(2) Pell unprinted amendment No. 480, requiring the Comptroller General of the United States to undertake a study of the Social Security Administration for the purpose of determining the management efficiency, employee productivity, and technical capacities (including computer hardware and programming) of such Administration, and the extent of current information of the characteristics of recipients, and to report the results of such study not later than 180 days after the date of the enactment of the Act, including any recommendations for improvements in any of the operations studied.

Page 23950

(3) Eagleton Amendment No. 582, providing for a special statement of requests for new budget authority, estimates of outlays and revenues, and estimates of deficits or surplus for the Federal Old-Age and Survivors Insurance Trust Fund, the Federal Disability Insurance Trust Fund, and the Federal Hospital Insurance Trust Fund.

Page 23955

(4) Danforth-Chiles unprinted amendment No. 481, providing that, notwithstanding the provisions of section 552a of Title 5, United States Code, or any other provision of Federal or State law, any agency of the United States Government or of any State (or political subdivision thereof) shall make available to the Secretary, upon written request, the name and social security account number of any individual confined to a jail, prison, or other penal institution or correctional facility under the jurisdiction of such agency pursuant to his conviction of an offense which constituted a felony under applicable law, which the Secretary may require to carry out the provisions of the subsection.

Page 23967

(5) Domenici unprinted amendment No. 482, providing that the Secretary of Health and Human Services shall report to the Congress within 90 days after the date of the enactment of the Act with respect to the actions being taken to prevent payments from being made under title II of the Social Security Act to deceased individuals, including to the extent possible the use of the death records available under the medicare program to screen the cash benefit rolls for such deceased individuals.

Page 23969

(6) Baucus unprinted amendment No. 483, providing penalties for the misuse of social security numbers.

Page 23970

Pending:

(1) Pressler unprinted amendment No. 479 (printed Amendment No. 585), to provide that any future legislative changes in the Social Security Act will not reduce the current dollar amount of monthly Old Age Survivors and Disability Insurance benefits to which individuals are entitled for the month of enactment.

Page S11378

(2) Eagleton Amendment No. 581, to establish a trust fund which is financed from revenues from the repeal of section 602 of the Economic Recovery Tax Act of 1981 and which is used as a reserve for the social security trust fund. Page 23955

Senate will continue consideration of the bill and amendments proposed thereto on Thursday, October 15. The yeas and nays have been ordered on the pending Pressler and Eagleton amendments.

Page 23971

Pages 23925–29971

Treaty Received: The injunction of secrecy was removed from an Agreement Extending for Eight Months the Treaty of Friendship with Spain (Treaty Doc. No. 97–20). The Treaty, which was received in the Senate on October 9, 1981, was considered as having been read the first time, and referred with accompanying papers to the Committee on Foreign Relations and ordered to be printed.

Page 24012

Confirmation: Senate confirmed the nomination of Matthew N. Novick, of the District of Columbia, to be Inspector General, Environmental Protection Agency.

Page 24012

Nominations: During the adjournment of the Senate, on October 9, Senate received the following nominations:

Carlos C. Campbell, of Virginia, to be an Assistant Secretary of Commerce.

Lilla B. C. Tower, of Texas, to be Director of the Institute for Museum Services.

Robert C. McEwen, of New York, to be a Commissioner on the International Joint Commission, United States and Canada.

Gerald D. Fines, to be U.S. Attorney for the Central District of Illinois.

W. Hunt Dumont, to be U.S. Attorney for the District of New Jersey.

Charles R. Brewer, to be U.S. Attorney for the Western District of North Carolina.

Lincoln C. Almond, to be U.S. Attorney for the District of Rhode Island.

John P. Alderman, to be U.S. Attorney for the Western District of Virginia.

Blaine Skinner, to be U.S. Marshal for the District of Idaho.

J. Jerome Perkins, to be U.S. Marshal for the Northern District of Indiana.

Donald W. Wyatt, to be U.S. Marshal for the District of Rhode Island.

Delaine Roberts to be U.S. Marshal for the District of Wyoming.

Robert A. Jantzen, of Arizona, to be Director of the U.S. Fish and Wildlife Service.

Received October 14:

Emmett R. Cox, to be U.S. District Judge for the Southern District of Alabama.

Cynthia H. Hall, to be U.S. District Judge for the Central District of California.

Clarence A. Beam, to be U.S. District Judge for the District of Nebraska.

Elsie L. Munsell, to be U.S. Attorney for the Eastern District of Virginia.

Frank Shakespeare, of Connecticut, to be a Member of the Board for International Broadcasting.

Page 24012

Messages From the President: Page 23994

Messages From the House: Page 23995

Measures Referred: Page 23995

Measures Ordered Held at Desk: Page 23995

Communications: Pages 23995-23996

Statements on Introduced Bills: Pages 23997-23998

Amendments Submitted for Printing: Page 23999

Notices of Hearings: Pages 23999-24000

Committee Authority To Meet: Page 24000

Additional Statements: Pages 24000-24012

Nominations: Page 24012

Confirmations: Page 24012

Recess: Senate convened at 12 Noon, and recessed at 5:56 p.m., until 10 a.m., on Thursday, October 15, 1981. (For Senate's program see remarks of Senator Baker in today's Record on page 24012.)

Committee Meetings

COMMODITY FUTURES TRADING

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agricultural Research and General Legislation concluded hearings on the Commodity Futures Trading Commission's pilot program in options trading for non-agriculture commodities, after receiving testimony from Philip M. Johnson, Chairman, Commodity Futures Trading Commission.

AWACS AND F-15 SALES

Committee on Foreign Relations: Committee resumed hearings on the Airborne Warning and Control System (AWACS) and the F-15 enhancements arms sales package to Saudi Arabia, receiving testimony from Senator Moynihan; and Representatives Green and Fithian.

Hearings continue tomorrow.

U.S.S.R. ENERGY EXPORTS

Committee on Governmental Affairs: Subcommittee on Energy, Nuclear Proliferation and Government Processes concluded oversight hearings on Soviet energy exports and Western European energy security, focusing on the implications of the proposed Soviet Siberian natural gas pipeline, after receiving testimony from W. Kenneth Davis, Deputy Secretary of Energy; Lionel Olmer, Under Secretary of Commerce for International Trade; and Robert D. Hormats, Assistant Secretary of State for Economic and Business Affairs.

EXTRADITION LAWS

Committee on the Judiciary: Committee concluded hearings on S. 1639, reforming and modernizing the extradition laws of the United States, after receiving testimony from Daniel McGovern, Deputy Legal Adviser, Department of State; Michael Abbell, Director, Office of International Affairs, Criminal Division, Department of Justice; and M. Cherif Bassiouni, DePaul University, and William M. Hannay, both of Chicago, Illinois.

ABORTION

Committee on the Judiciary: Subcommittee on the Constitution resumed hearings on S.J. Res. 110, S.J. Res. 17, S.J. Res. 18, and S.J. Res. 19, measures amending the Constitution to establish legislative authority in the Congress and the States with respect to abortion, receiving testimony on myths and realities of abortion in America from Carl Tyler, Center for Disease Control, Atlanta, Georgia; Thomas Hilgers, Creighton University, Omaha, Nebraska; Irving Cushner, U.C.L.A. School of Medicine, Los Angeles, California; and Bernard Nathanson, on behalf of the National Abortion Rights Action League, New York City.

Hearings continue on Monday, October 19.

ILLEGAL ALIENS—ASYLUM ADJUDICATION

Committee on the Judiciary: Subcommittee on Immigration and Refugee Policy resumed hearings on proposed revisions to the immigration and naturalization laws of the United States, focusing on the growing number of asylum appeals pending and procedures for settling asylum claims, receiving tes-

timony from Stephen E. Palmer, Jr., Acting Assistant Secretary of State for Human Rights and Humanitarian Affairs; Doris M. Meissner, Acting Commissioner, Immigration and Naturalization Service, Department of Justice; Chief Judge David Milhollan, Board of Immigration Appeals, Falls Church, Virginia; Dale F. Swartz, National Coalition for Refugee Reform, and Richard Boswell, George Washington University, both of Washington, D.C.; David Martin, University of Virginia School of Law, Charlottesville; John Scanlan, Notre Dame University School of Law, Notre Dame, Indiana; Stanley Mailman, representing the Lawyers Committee for International Human Rights, New York City; Ira Kurzban, Miami, Florida; and Dale M. Schwartz, Atlanta, Georgia.

Hearings continue on Friday, October 16.

NOMINATIONS

Committee on Labor and Human Resources: Committee concluded hearings on the nominations of Lenora Cole-Alexander, of the District of Columbia, to be Director of the Women's Bureau, Department of Labor, Rosemary M. Collyer, of Colorado, to be a Member of the Federal Mine Safety and Health Review Commission, John F. Cogan, of California, to be an Assistant Secretary of Labor, and Ford B. Ford, of California, to be Assistant Secretary of Labor for Mine Safety and Health, after the nominees testified and answered questions in their own behalf.

House of Representatives

Chamber Action

Bills Introduced: 12 public bills, H.R. 4734–4745; 3 private bills, H.R. 4746–4748; and 2 resolutions, H.J. Res. 340, and H. Con. Res. 202 were introduced.

Pages 23909–23910

Bills Reported: Reports were filed as follows:

H. Res. 202, expressing the sense of the House of Representatives that the Administrator of the Federal Aviation Administration should submit to the Committee on Science and Technology full research and development program planning documentation with respect to the modernization and replacement of the Federal Aviation Administration air traffic control en route computer system, amended (H. Rept. 97–271); and

H.R. 4603, to provide flexibility to the Federal Deposit Insurance Corporation, the Federal Savings and Loan Insurance Corporation, and the Federal supervisory agencies to deal with financially distressed depository institutions, amended (H. Rept. 272).

Page 23909

Earthquake Hazards and Fire Protection: By unanimous consent the Clerk was authorized in the engrossment of the House amendment to S. 999, to authorize appropriations for the Federal Fire Prevention and Control Act of 1974, to change the figure $34,425,000 in section 101(b) to $35,425,000.

Page 23795

AWACS: By a yea-and-nay vote of 301 yeas to 111 nays with 1 voting "present", Roll No. 257, the House agreed to H. Con. Res. 194, disapproving the proposed sales to Saudi Arabia of E–3A airborne warning and control system (AWACS) aircraft, conformal fuel tanks for F–15 aircraft, AIM–9L Sidewinder missiles, and Boeing 707 aerial refueling aircraft.

By a yea-and-nay vote of 353 yeas to 16 nays, Roll No. 256, the House agreed to resolve itself into the Committee of the Whole.

Pages 23796–23873

International Investment: House passed and cleared for the President S. 1687, to make a technical amendment to the International Investment Survey Act of 1976.

Page 23873

Subcommittee to Sit: Subcommittee on Energy Research and Production of the Committee on Science and Technology received permission to sit during the proceedings of the House under the 5-minute rule on Thursday, October 15.

Pages 23873–23874

Hungarian Freedom Fighters: House passed H.J. Res. 268, to designate October 23, 1981, as "Hungarian Freedom Fighters Day".

Page 23874

Food and Agriculture Act: House considered H.R. 3603, to provide price and income protection for farmers, assure consumers an abundance of food and fiber at reasonable prices, continue food assistance to low-income households; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Thursday, October 15.

Agreed To:

An amendment that directs the Secretary to submit to Congress within one year his recommendations as to the design and administration of the Federal dairy support program and milk marketing orders which will guarantee regional production self-sufficiency and food security in order to better balance the supply of and demand for fluid milk and milk products within specific regions; and

An amendment that authorizes and encourages the Secretary to enter into agreement with representatives of the Soviet Union to effect certain

direct sales of dairy products purchased and held by the Federal government.

Rejected:

An amendment that sought to keep in effect the year-end support price of the previous fiscal year in any fiscal year where the Secretary estimates that net government purchases of dairy products will equal or exceed 4 billion pounds milk equivalent; and

An amendment that sought to keep in effect the year-end support price of the previous fiscal year in any fiscal year where the Secretary estimates that net government purchases of dairy products will equal or exceed 4.5 billion pounds milk equivalent (rejected by a recorded vote of 153 ayes to 255 noes, Roll No. 258).

A point of order was sustained against an amendment that sought to express the sense of Congress that casein imports be limited to the average of the last five years of imports.

Pages 23880–23901

Hazardous Materials: House agreed to H. Res. 240, providing for the consideration of H.R. 3403, to amend the Hazardous Materials Transportation Act to authorize appropriations for fiscal years 1982 and 1983, to provide for the establishment of regional training centers to assist in improving the emergency response and enforcement capabilities of State and local personnel.

Pages 23901–23902

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on pages 23911–23913.

Quorum Calls—Votes: Two yea-and-nay votes and one recorded vote developed during the proceedings of the House today and appear on pages 23796–23797, 23872–23873, 23895–23896. There were no quorum calls.

Adjournment: Adjourned at 5:40 p.m.

Committee Meetings

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a briefing on fiscal year 1982 Budget revisions. The Subcommittee was briefed by the following officials of the Department of Transportation: J. Lynn Helms, Administrator, FAA; Arthur E. Teele, Jr., Administrator, Urban Mass Transportation Administration; Robert W. Blanchette, Administrator, Federal Railroad Administration; Adm. John B. Hayes, Commandant, U.S. Coast Guard and Ray A. Barnhart, Administrator, Federal Highway Administration.

UNIFORM CODE OF MILITARY JUSTICE

Committee on Armed Services: Subcommittee on Military Personnel and Compensation approved for full Committee action a clean bill to be introduced in lieu of H.R. 4689, to amend the Uniform Code of Military Justice.

Prior to this action, the Subcommittee held a hearing on this legislation. Testimony was heard from Robinson O. Everett, Chief Judge, U.S. Court of Military Appeals; Maj. Gen. Hugh J. Clausen, The Judge Advocate General of the Army and a public witness.

HOUSING INDUSTRY

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development continued hearings on the future of the housing industry and the future of federal housing policy. Testimony was heard from Jerry L. Jordan, Member, Council of Economic Advisers and a public witness.

Hearings continue tomorrow.

OVERSIGHT—PENNSYLVANIA AVENUE DEVELOPMENT CORPORATION

Committee on the District of Columbia: Subcommittee on Government Operations and Metropolitan Affairs held an oversight hearing on the plans and progress of the Pennsylvania Avenue Development Corporation. Testimony was heard from the following officials of the Pennsylvania Avenue Development Corporation: Max N. Berry, Chairman and W. Anderson Barnes, Executive Director; James O. Gibson, Assistant City Administrator for Planning and Development, District of Columbia Government and public witnesses.

BILINGUAL VOCATIONAL TRAINING

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education held a hearing on bilingual vocational training under the reauthorization of the Vocational Education Act. Testimony was heard from Ron Hall, Acting Chief, Policy Coordination and Service Unit, Office of Bilingual Education and Minority Language Affairs, Department of Education and public witnesses.

HEALTH STANDARDS FOR AIR POLLUTANTS

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on health standards for air pollutants (Clean Air Act). Testimony was heard from public witnesses.

Hearings continue tomorrow.

MINERAL LAND LEASING ACT

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing to receive documents subpenaed in conjunction with hearings on the Mineral Lands Leasing Act. Testi-

mony was heard from James G. Watt, Secretary of the Interior.

PAYMENTS IN LIEU OF TAXES

Committee on Government Operations: Subcommittee on Intergovernmental Relations and Human Resources held a hearing on the following bills: H.R. 324, to provide for payments in lieu of real property taxes, with respect to certain real property owned by the Federal Government, and related bills; H.R. 928, to provide for payments in lieu of taxes to local governments by the Administrator of General Services based upon the amount of certain tax exempt property owned by the United States and foreign governments within such locality, and related bills; and H.R. 368, Real Property Tax Compensation Act of 1981. Testimony was heard from Representative Lent; Edwin L. Harper, Deputy Director, OMB and public witnesses.

Hearings continue October 20.

NUCLEAR WASTE MANAGEMENT LEGISLATION

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment continued markup of Title I of H.R. 3809, to provide for repositories for the disposal of high-level radioactive waste, transuranic waste, and spent nuclear fuel, to amend provisions of the Atomic Energy Act of 1954 relating to low-level waste, to modify the Price-Anderson provisions of the Atomic Energy Act of 1954 and certain other provisions pertaining to facility licensing and safety.

Will continue October 22.

COURT OF APPEALS FOR THE FEDERAL CIRCUIT ACT

Committee on the Judiciary: Ordered reported as amended H.R. 4482, Court of Appeals for the Federal Circuit Act of 1981.

OVERSIGHT—SCHOOL DESEGREGATION

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued oversight hearings on School Desegregation. Testimony was heard from Representative Beard and public witnesses.

Hearings continue October 19.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Crime held an oversight hearing on look alike drugs. Testimony was heard from Marion Hambrick, Assistant Administrator for Operations, Drug Enforcement Administration, Department of Justice, Michael O'Pake, State Senator, Pennsylvania; from the following officials of the FDA, Department of Health and Human Services: Joseph P. Hile, Associate Commissioner for Regulatory Affairs and Thomas Scarlett, General Counsel and from the following officials of the U.S. Postal Service: William T. Murphy, Assistant Chief Inspector and David W. Madden, Inspector in Charge, Special Investigations Division.

OVERSIGHT—IMMIGRATION REFORM

Committee on the Judiciary: Subcommittee on Immigration, Refugees, and International Law held an oversight hearing on Immigration Reform, with emphasis on temporary workers. Testimony was heard from Malcolm Lovell, Under Secretary, Department of Labor; Ambassador Diego Asencio, Assistant Secretary for Consular Affairs, Department of State; A. James Barnes, General Counsel, USDA; Alan C. Nelson, Deputy Commissioner, Immigration and Naturalization Service, Department of Justice and public witnesses.

Hearings continue tomorrow.

FISHERY CONSERVATION AND MANAGEMENT ACT AMENDMENTS

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment continued hearings on Fishery Conservation and Management Act Amendments legislation. Testimony was heard from Representative Panetta; William Gordon, Acting Deputy Assistant Administrator for Fisheries, National Marine Fisheries Service, Department of Commerce; Ronald Skoog, Commissioner, Department of Fish and Game, State of Alaska and public witnesses.

Subcommittee recessed subject to call.

PROSPECTUS; FEDERAL GOVERNMENT SPACE NEEDS; PUBLIC BUILDINGS ACT AMENDMENTS

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds approved an alteration prospectus.

The Subcommittee also continued hearings on projected space needs of the Federal Government and continued hearings on H.R. 1938, Public Buildings Act Amendments of 1981 and S. 533, Public Buildings Act of 1981. Testimony was heard from William R. Johnson, Managing Director, ICC; Roger P. Craig, Assistant Postmaster General, Real Estate and Buildings Department, U.S. Postal Service; Ersa H. Poston, Vice-Chair, Merit Systems Protection Board and Robert L. Davis, Deputy Assistant Secretary for Administration and Management, Department of Labor.

Hearings continue tomorrow.

GENETIC SCREENING

Committee on Science and Technology: Subcommittee on Investigations and Oversight held a hearing on Genetic Screening and the Handling of High Risk Groups in the Work Place. Testimony was heard

from Dr. Paul Rockey, Director, Public Health Hospital, Seattle, Washington, Public Health Service, Department of Health and Human Services and public witnesses.

Hearings continue tomorrow.

ANIMALS IN MEDICAL RESEARCH

Committee on Science and Technology: Subcommittee on Science, Research and Technology concluded hearings on the use of Animals in Medical Research and Testing. Testimony was heard from public witnesses.

SMALL ISSUE INDUSTRIAL DEVELOPMENT BONDS

Committee on Small Business: Subcommittee on Tax, Access to Equity Capital, and Business Opportunities held a hearing on Small Issue Industrial Development Bonds. Testimony was heard from public witnesses.

VETERANS EMPLOYMENT PROGRAMS IN THE U.S. POSTAL SERVICE

Committee on Veterans' Affairs: Subcommittee on Education, Training and Employment held a hearing on veterans employment programs in the U.S. Postal Service. Testimony was heard from Nancy L. George, Assistant Postmaster General, Employee Relations Department, U.S. Postal Service and representatives of various Veterans' organizations.

AVIATION EXCISE TAXES AND THE AIRPORT AND AIRWAY TRUST FUND

Committee on Ways and Means: Held a hearing on legislative proposals relating to aviation excise taxes and the Airport and Airway Trust Fund. Testimony was heard from Representatives Mineta, Glickman and Goldwater; David G. Glickman, Deputy Assistant Secretary for Tax Policy, Department of the Treasury; from the following officials of the Department of Transportation: Darrell M. Trent, Deputy Secretary and J. Lynn Helms, Administrator, FAA and public witnesses.

♦♦♦♦♦♦♦♦♦♦♦♦

Thursday, October 15, 1981

Senate

Chamber Action

Routine Proceedings, pages 24074–24143

Bills Introduced: Seven bills and one resolution were introduced, as follows: S. 1738–1744, and S. Con. Res. 42.

Pages 24127, 24131

Bills Reported: Reports were made as follows:

S. Con. Res. 37, disapproving the proposed sales to Saudi Arabia of the Airborne Warning and Control System (AWACS) and the F–15 enhancements arms sales package.

Page 24127

Measure Passed:

Social Security Minimum Benefits: By unanimous vote of 95 yeas, Senate passed H.R. 4331, restoring minimum benefits under the Social Security Act, after taking action on further amendments proposed thereto, as follows:

Adopted:

(1) By unanimous vote of 96 yeas, Pressler Amendment No. 585, providing that any future legislative changes in the Social Security Act will not reduce the current dollar amount of monthly Old Age Survivors and Disability Insurance benefits to which individuals are entitled for the month of enactment.

Page 24165

(2) Dole unprinted amendment No. 485, applying the social security tax to all employer-financed sick pay (in the first six months) except that paid as insurance.

Page 24107

(3) Moynihan unprinted amendment No. 486, requiring counterfeit-proof social security cards.

Page 24107

(4) Dole (for Stafford) unprinted amendment No. 487, providing for extension of taxes which are transferred into the Highway Trust Fund.

Page 24108

(5) Moynihan (for Levin and Dole) unprinted amendment No. 488, requiring that the statutory deadline for implementing AFDC home health aide demonstration projects be met for projects in at least seven states.

Page 24109

Rejected:

(1) Eagleton Amendment No. 581, to establish a trust fund which is financed from revenues from the repeal of section 602 of the Economic Recovery Tax Act of 1981 and which is used as a reserve for the social security trust fund. (By 65 yeas to 30 nays, Senate tabled the amendment.)

Page 24087

(2) Robert C. Byrd unprinted amendment No. 484 (to Pressler Amendment No. 585), to require the Director of the Office of Management and Budget to submit a full and complete list of reductions in budget authority and outlays and increases in revenues to the Congress. (By 50 yeas to 47 nays, Senate tabled the amendment.)

Page 24087

Pages 24085–24121

Nomination: Senate received the nomination of John W. Gill, Jr., to be U.S. Attorney for the Eastern District of Tennessee.

Page 24143

Presidential Message: Senate received a message from the President on the Alaska Highway Pipeline Route for the Alaska Natural Gas Transportation System, and a proposed waiver of law to clear away governmental obstacles to proceeding with private financing, which was referred to the Committee on Energy and Natural Resources. (PM–82)

Page 24127

Messages From the President: Page 24127

Messages From the House: Page 24127

Communications: Page 24127

Statements on Introduced Bills: Pages 24127–24130

Amendments Submitted for Printing: Pages 24131–24132

Notices of Hearings: Pages 24132–14133

Committee Authority To Meet: Page 24133

Additional Statements: Pages 24133–24141

Nominations: Page 24143

Record Votes: Four record votes were taken today. (Total—315)

Pages 24096–24097, 24105, 24106, 24120

Recess: Senate convened at 10 a.m., and recessed at 6:12 p.m., until 11 a.m., on Friday, October 16, 1981. (For Senate's program see remarks of Senator Baker in today's Record on page 24143.)

Committee Meetings

APPROPRIATIONS—DISTRICT OF COLUMBIA

Committee on Appropriations: Subcommittee on the District of Columbia approved for full committee consideration with amendments H.R. 4522, appropriating funds for fiscal year 1982 for the District of Columbia government.

BUSINESS MEETING

Committee on Armed Services: Committee approved a committee amendment to be offered to S. 1408, authorizing funds for fiscal year 1982 for military construction programs of the Department of Defense (pending on Senate calendar), and approved a committee report on the military and technical implications of the Airborne Warning and Control System (AWACS) and the F–15 enhancements arms sales package to Saudi Arabia.

1984 OLYMPIC GAMES/COMMEMORATIVE COINS

Committee on Banking, Housing, and Urban Affairs: Committee ordered favorably reported S. 1230, authorizing the minting of special coins commemorating the 1984 summer Olympic games in Los Angeles, California, with an amendment in the nature of a substitute.

BUDGET REDUCTIONS

Committee on the Budget: Committee concluded hearings on the proposed additional budget reductions of the President's economic recovery program, after receiving testimony from David A. Stockman, Director, Office of Management and Budget.

EPA

Committee on Environment and Public Works: Committee concluded oversight hearings in review of those programs administrated by the Environmental Protection Agency, on fulfilling EPA's Congressional mandated responsibilities, and on the proposed budget for the agency, after receiving testimony from Anne M. Gorsuch, Administrator, Environmental Protection Agency.

AWACS F–15 SALES

Committee on Foreign Relations: Committee ordered favorably reported the following business items:

S. Con. Res. 37, disapproving the proposed sales to Saudi Arabia of the Airborne Warning and Control System (AWACS) and the F–15 enhancements arms sales package; and

The nomination of Richard F. Staar, of California, to be U.S. Representative for Mutual and Balanced Force Reductions Negotiations, with the rank of Ambassador.

Prior to this action, the committee concluded hearings on S. Con. Res. 37, listed above, after receiving testimony from James L. Buckley, Under Secretary of State for Security Assistance, Science and Technology, and Robert C. McFarlane, Counselor, Department of State; and Maj. General Richard V. Secord, Deputy Assistant Secretary of Defense for Near Eastern, African and South Asian Affairs.

GSA SURPLUS PROPERTY

Committee on Governmental Affairs: Subcommittee on Civil Service, Post Office, and General Services concluded hearings on the following bills:

S. 1444, directing the Administrator of General Services to donate to a State or local government certain property loaned to such government by the Defense Civil Preparedness Agency, after receiving testimony from Senator Thurmond; John E. Dickey, Assistant Associate Director, and Joseph Mealy, Chief, Emergency Management Systems Support, both of the State and Local Programs and Support Directorate, and George W. Jett, General Counsel, all of the Federal Emergency Management Agency; and W. H. Dubose, Macon-Bibb County Civil De-

fense, Macon, Georgia, representing the U.S. Civil Defense Council;

S. 1422, authorizing the Administrator of General Services to donate surplus Federal property to any State for the construction and modernization of criminal justice facilities, after receiving testimony from Senator Grassley; Jeffrey Harris, Deputy Associate Attorney General, Department of Justice; and William F. Brennan, on behalf of the American Correctional Association, College Park, Maryland; and

The substance of S. 1664, allowing for supplies within the Department of Defense to be transferred to the Federal Emergency Management Agency, and to authorize FEMA to loan to State and local governments property transferred to such agency from other Federal agencies as excess property, after receiving testimony from Senator Roth; Messrs. Dickey, Mealy, Jett, and Dubose; and Wayne Ellingsworth, Sussex County Department of Preparedness, Georgetown, Delaware.

Testimony was also received on all the aforementioned bills and S. 134, authorizing the Administrator of General Services to assign to the Secretary of the Army for disposal certain surplus real property for use in the development and operation of a public harbor, from William R. Campbell, Deputy Commissioner, Earl Jones, Assistant Commissioner for Real Property, and Frank Roche, Assistant Commissioner for Personal Property, all of the Federal Property Resources Service, General Services Administration.

OSHA STANDARDS—STATE IMPLEMENTATION

Committee on Governmental Affairs: Subcommittee on Intergovernmental Relations resumed hearings on State implementation of certain Federal regulations, focusing on standards of the Occupational Safety and Health Administration, receiving testimony from Thorne G. Auchter, Assistant Secretary of Labor for Occupational Safety and Health; Russell B. Swanson, Minnesota Commissioner for Labor and Industry, St. Paul; Lowell B. Jackson, Wisconsin Secretary of Industry, Madison; William MacKenzie, 3M Corporation, Minneapolis, Minnesota; and Richard F. Boggs, Occupational Safety and Health Organization of Resources Counselors, and James Lapping, AFL-CIO, both of Washington, D.C.

Hearings continue on Tuesday, November 24.

FREEDOM OF INFORMATION

Committee on the Judiciary: Subcommittee on the Constitution held hearings on S. 1730, revising certain provisions of the Freedom of Information Act by providing protectable interest in national security information, law inforcement investigations, business confidentiality, and personal property, receiving testimony from Jonathon C. Rose, Assistant Attorney General, Office of Legal Policy, Department of Justice; David M. Worthen, Assistant Chief Medical Director for Academic Affairs, Veterans' Administration; Roger Milgrim, Milgrim, Thomajan, Jacobs and Lee, New York City; and Paul L. Perito, representing Advanced Health Systems, Inc., Jerald A. Jacobs, representing the American Intra-Ocular Implant Society/Intraocular Lens Manufacturers, and Jack C. Landau, on behalf of the Reporter's Committee for Freedom of the Press, all of Washington, D.C.

Hearings were recessed subject to call.

INTELLIGENCE MATTERS

Select Committee on Intelligence: Subcommittee on Legislation and the Rights of Americans resumed closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Subcommittee recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 24 public bills, H.R. 4749–4772; and 3 resolutions, H. Con. Res. 203, and H. Res. 245 and 246 were introduced.

Pages 24228–24229

Bills Reported: Reports were filed as follows:

Report entitled "West Valley Cooperative Agreement" (H. Rept. 97–273); and

H.R. 1797, amended; and H.R. 3126, amended; both private bills (H. Repts. 97–274 and 97–275, respectively).

Page 24228

Presidential Message—Alaska Natural Gas Pipeline: Received and read a message from the President wherein he transmits his findings and proposed waiver of laws that impede private financing of the pipeline project—referred to the Committee on Energy and Commerce and the Committee on Interior and Insular Affairs and ordered printed (H. Doc. 97–100).

Page 24148

Food and Agriculture Act: House continued consideration of H.R. 3603, to provide price and income protection for farmers, assure consumers an abundance of food and fiber at reasonable prices, and continue food assistance to low-income households; but came to no resolution thereon. Proceedings under the 5-minute rule are scheduled to continue on Tuesday, October 20.

Pending when the Committee of the Whole rose was an amendment that seeks to establish an Export

Grain Bank and to permit the Secretary to set a minimum export price for United States grain.

By a yea-and-nay vote of 380 yeas to 3 nays with 1 voting "present", roll No. 259, the House agreed to resolve itself into the Committee of the Whole.

Agreed to:

An amendment that increases the loan rate for wheat producers who participate in the set-aside program;

An amendment that limits the amount of cropland set-aside that could be mandated in areas where summer fallow has been practiced for three of the past five years;

An amendment that establishes a corn set-aside of no less than 15 percent when carryover supplies of corn exceed 18 percent of the previous year's usage and sets higher loan rates;

An amendment that strikes language relating to upland cotton imports;

An amendment that extends provisions relating to price supports for cotton to extra long staple cotton;

An amendment that eliminates the peanut quota and allotment system and replaces it with a loan price support to be set at the Secretary's discretion (agreed to by a recorded vote of 250 ayes to 159 noes, Roll No. 260); and

An amendment that strikes the sugar support program (agreed to by a recorded vote of 213 ayes to 190 noes with 1 voting "present", Roll No. 261, after having been previously rejected by a division vote of 28 ayes to 66 noes).

Rejected:

An amendment that sought to prescribe payments for feed grain producers if the Secretary required participation in a land diversion program as a condition of eligibility for loans or purchases; and

An amendment that sought to establish a cotton set-aside of no less than 15 percent when projected cotton carryover exceeds 4.2 million bales and to provide for increased loan rates.

Pages 24149–24219

Legislative Program: Majority Whip announced the legislative program for the week of October 19. Agreed to adjourn from Thursday to Monday.

Pages 24219–24220

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of October 21.

Page 24220

JFK Center Authorization: House agreed to H. Res. 225, providing for the consideration of H.R. 3377, authorizing appropriations to the Secretary of the Interior for services necessary to the nonperforming arts functions of the John F. Kennedy Center for the Performing Arts.

Page 24219

NRC Authorization: House agreed to H. Res. 217, providing for the consideration of H.R. 2330, to authorize appropriations to the Nuclear Regulatory Commission in accordance with section 261 of the Atomic Energy Act of 1954, as amended, and section 305 of the Energy Reorganization Act of 1974, as amended.

Pages 24220–24221

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page H7428.

Quorum Calls—Votes: One yea-and-nay vote and two recorded votes developed during the proceedings of the House today and appear on pages 24148–24149, 24179–24180, 24210. There were no quorum calls.

Adjournment: Adjourned at 5:57 p.m.

Committee Meetings

LAND CONVEYANCE; TIMBER SALES CONTRACT EXTENSION

Committee on Agriculture: Subcommittee on Forests, Family Farms, and Energy approved for full Committee action as amended H.R. 3881, to direct the Secretary of Agriculture to release on behalf of the United States a reversionary interest in certain lands conveyed to the Arkansas Forestry Commission, and to direct the Secretary of the Interior to convey certain mineral interests of the United States in such lands to such Commission.

The Subcommittee also held a hearing on timber sales contract extension. Testimony was heard from departmental and public witnesses.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on Contracting for Design and Construction. Testimony was heard from Robert A Stone, Deputy Assistant Secretary of Defense (Facilities, Environment and Economic Adjustment); Maj. Gen. Drake Wilson, Director of Military Programs, Office of the Chief of Engineers; RAdm. William M. Zobel, Commander, Naval Facilities Engineering Command and Brig. Gen. Clifton D. Wright, Deputy Director, Engineering and Services, Headquarters USAF.

DOD'S PROCUREMENT POLICIES

Committee on Armed Services: Subcommittee on Procurement and Military Nuclear Systems, Defense Procurement Procedures Panel continued hearings on the Department of Defense's procurement policies and practices. Testimony was heard from Brig. Gen. Charles F. Drenz, Deputy Director, Contract Administration Services, Defense Logistics Agency, U.S. Army and Brig. Gen. Joseph H. Connolly, Director, Contracting and Acquisition Policy for the

Deputy Chief of Staff for Research, Development and Acquistion, U.S. Air Force.

Hearings continue October 22.

HOUSING INDUSTRY

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development continued hearings on the future of the housing industry and the future of federal housing policy. Testimony was heard from public witnesses.

STUDENT FINANCIAL AID PROGRAMS

Committee on Education and Labor: Subcommittee on Postsecondary Education held an oversight hearing on student financial aid programs. Testimony was heard from public witnesses.

HEALTH STANDARDS FOR AIR POLLUTANTS

Committee on Energy and Commerce: Subcommittee on Health and the Environment concluded hearings on health standards for air pollutants (Clean Air Act). Testimony was heard from Robert Abrams, Attorney General, State of New York and public witnesses.

RECORD CARRIER POLICY

Committee on Energy and Commerce: Subcommittee on Telecommunications, Consumer Protection and Finance held a hearing on Legislative Reform of Record Carrier Policy. Testimony was heard from public witnesses.

U.S. POLICY IN INDOCHINA REGION

Committee on Foreign Affairs: Subcommittee on Asian and Pacific Affairs held a hearing on U.S. Policy in the Indochina Region Since Vietnam's Occupation of Kampuchea. Testimony was heard from public witnesses.

Hearings continue October 21.

SOUTH AFRICA

Committee on Foreign Affairs: Subcommittee on International Economic Policy and Trade and the Subcommittee on Africa continued joint hearings on the following bills: H.R. 3008, requiring U.S. persons who control enterprises in South Africa to comply with certain fair employment principles, prohibiting any new loans by U.S. financial or lending institutions to the South African Government or to South African corporations or other entities owned or controlled by the South African Government, requiring reports with respect to loans to other South African entities, and prohibiting the importation of South African krugerrands or other South African gold coins and H.R. 3597, directing the President to exercise authorities contained in the International Emergency Economic Powers Act to issue regulations prohibiting investment in South Africa. Testimony was heard from Princeton Lyman, Deputy Assistant Secretary of State for African Affairs; Joseph Dennin, Deputy Assistant Secretary of Commerce for Finance, Investment and Services and Thomas Leddy, Acting Assistant Secretary of the Treasury for International Trade.

LEGISLATIVE SERVICE ORGANIZATIONS

Committee on House Administration: Ad Hoc Subcommittee on Legislative Service Organizations approved for full Committee action regulations for the Legislative Service Organizations.

INDIAN LEGISLATION

Committee on Interior and Insular Affairs: Held a hearing on the following bills: H.R. 4364, to declare that the United States holds in trust for the Pascua Yaqui of Arizona certain land in Pima County, Ariz., and H.R. 4365, to provide that per capita payments to Indians may be made by tribal governments. Testimony was heard from Roy Sampsel, Deputy Assistant Secretary for Indian Affairs, Department of the Interior and public witnesses.

COPYRIGHT LEGISLATION

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice approved for full Committee action the following bills: H.R. 3530, as amended, Piracy and Counterfeiting Amendments of 1981 and H.R. 4441, to amend title 17 of the United States Code with respect to the fees of the Copyright Office.

OVERSIGHT—IMMIGRATION REFORM

Committee on the Judiciary: Subcommittee on Immigration, Refugees, and International Law continued oversight hearings on Immigration Reform, with emphasis on proposals for legalization of persons in the U.S. without legal authority. Testimony was heard from Doris Meissner, Acting Commissioner, Immigration and Naturalization Service, Department of Justice; Linda McMahon, Associate Commissioner, Office of Family Assistance, Social Security Administration, Department of Health and Human Services and public witnesses.

Hearings continue October 21.

PROTECTION ISLAND AND BANDON MARSH NATIONAL WILDLIFE REFUGES

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held a hearing on the following bills: H.R. 1486, to establish the Protection Island National Wildlife Refuge, Jefferson County, State of Washington, and H.R. 2241, to provide for the establishment of the Bandon Marsh National Wildlife Refuge, Coos County, State of Oregon. Testimony was heard from Representatives Bonker, Weaver,

Dicks and Pritchard; F. Eugene Hester, Acting Director, U.S. Fish and Wildlife Service, Department of the Interior and public witnesses.

MISCELLANEOUS MEASURE

Committee on Post Office and Civil Service: Subcommittee on Human Resources approved for full Committee action as amended H.R. 3141, to authorize an Under Secretary of Commerce for Economic Affairs.

Prior to this action, the Subcommittee held a hearing on this legislation. Testimony was heard from Joseph R. Wright, Jr., Deputy Secretary of Commerce.

FEDERAL GOVERNMENT SPACE NEEDS; PUBLIC BUILDINGS ACT AMENDMENTS

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds continued hearings on projected space needs of the Federal Government and continued hearings on H.R. 1938, Public Buildings Act Amendments of 1981 and S. 533, Public Buildings Act of 1981. Testimony was heard from Edward J. Minkel, Assistant to the Chairman for Management, FCC; Robert C. Goffus, Comptroller, Federal Emergency Management Agency and David S. Nathan, Deputy Assistant Secretary for Acquisition, Grants and Information Management, Department of Commerce.

LIMITATIONS ON OUTSIDE EARNED INCOME

Committee on Rules: Continued hearings on proposals to amend Rule XLVII—Limitations on Outside Earned Income, including consideration of H. Res. 237, to repeal rule XLVII (relating to "limitations on outside income") of the Rules of the House of Representatives. Testimony was heard from a public witness.

NUCLEAR WASTE RESEARCH, DEVELOPMENT, AND DEMONSTRATION ACT

Committee on Science and Technology: Subcommittee on Energy Research and Production began consideration of H.R. 4697, Nuclear Waste Research, Development, and Demonstration Act of 1981.

Will continue October 21.

GENETIC SCREENING

Committee on Science and Technology: Subcommittee on Investigations and Oversight concluded hearings on Genetic Screening and the Handling of High Risk Groups in the Work Place. Testimony was heard from public witnesses.

HIGH INTEREST RATES

Committee on Small Business: Subcommittee on Tax, Access to Equity Capital, and Business Opportunities held a hearing to investigate the Impact of High Interest Rates on Small Business Capital Formation. Testimony was heard from public witnesses.

DEBT COLLECTION ACT

Committee on Ways and Means: Held a hearing on H.R. 4613, Debt Collection Act of 1981. Testimony was heard from Joseph T. Davis, Assistant Commissioner, IRS, Department of the Treasury; Edwin L. Harper, Deputy Director, Office of Management and Budget and John A. Svahn, Commissioner, Social Security Administration, Department of Health and Human Services.

Joint Meetings

U.S.S.R.—ALLOCATION OF RESOURCES

Joint Economic Committee: Subcommittee on International Trade, Finance, and Security Economics held closed hearings on the allocation of resources in the Soviet Union, receiving testimony from Henry S. Rowen, Chairman, National Intelligence Center, Central Intelligence Agency.

Subcommittee recessed subject to call.

AUTHORIZATIONS—MILITARY PROCUREMENT

Conferees continued, in closed session, to resolve their differences between the Senate- and House-passed versions of S. 815, authorizing funds for fiscal year 1982 for military procurement programs of the Department of Defense, but did not complete action thereon, and recessed subject to call.

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Friday, October 16, 1981

Senate

Chamber Action

Routine Proceedings, pages 24265–24326

Bills Introduced: One bill was introduced, as follows: S. 1745.

Page 24290

Milk Price Supports: Senate proceeded to consider a motion to proceed to the consideration of H.R. 4612, temporarily delaying the October 1, 1981, increase in the price support level for milk and extending the time for conducting the referendum with respect to the national marketing quota for wheat for the marketing year beginning July 1, 1982.

Senate will continue consideration of the motion to proceed on Monday, October 19.

Pages 24124–24306

Federal Fire Prevention and Control: Senate concurred in the House amendments to S. 999, authorizing funds for fiscal years 1982, 1983, and 1984 for the U.S. Fire Administration, with Baker (for Packwood) unprinted amendment No. 489, in the nature of a substitute.

Pages 24304–24306

Veterans Health Care: Senate concurred in the House amendments to the Senate amendments to H.R. 3499, improving certain programs provided by the Federal government to veterans, clearing the measure for the President.

Pages 24306–24325

Confirmations: Senate confirmed the nomination of Richard A. Staar, of California, for the rank of Ambassador during his tenure of service as Representative for Mutual and Balanced Force Reductions Negotiations.

Page 24327

Nominations: Senate received the following nominations:

Robert M. Garrick, of California, to be a Member of the Board of Directors of the Communications Satellite Corporation.

John R. Van de Water, of California, to be a Member of the National Labor Relations Board.

Evan G. Galbraith, of Connecticut, to be Ambassador to France.

Kenneth L. Adelman, of Virginia, John S. Cooper, of Kentucky, Benjamin A. Gilman, of New York, Andy Ireland, of Florida, and Jeane J. Kirkpatrick, of Maryland, each to be a Representative to the Thirty-sixth Session of the General Assembly of the United Nations; and Bruce F. Caputo, of New York, George Christopher, of California, Charles M. Lichenstein, of the District of Columbia, William C. Sherman, of Virginia, and Jose S. Sorzano, of Virginia, each to be an Alternate Representative to the Thirty-sixth Session of the General Assembly of the United Nations.

Routine list of Foreign Service nominations.

Pages 24326–24327

Presidential Message: Senate received a message from the President transmitting the Annual Report of Railroad Retirement Board for fiscal year 1980. Referred to the Committee on Labor and Human Resources. (PM–83)

Page 24297

Messages From the President: Page 24297

Messages From the House: Page 24297

Measures Referred: Page 24297

Measures Ordered Placed on Calendar: Page 24297

Communications: Page 24298

Statements on Introduced Bills: Pages 24300–24302

Notices of Hearings: Page 24301

Committee Authority To Meet: Pages 24301–24302

Additional Statements: Pages 24302–24303

Nominations: Pages 24326–24327

Confirmations: Page 24327

Recess: Senate convened at 11 a.m., and recessed at 3:02 p.m., until 12 noon on Monday, October 19, 1981. (For Senate's program see remarks of Senator Baker in today's Record on page 24326.)

Committee Meetings

NOMINATION

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on the nomination of Edgar F. Callahan, of Illinois, to be a Member of the National Credit Union Administration Board, after the nominee, who was introduced by Senator Dixon, testified and answered questions in his own behalf.

VESSEL SERVICE TO DUTCH HARBOR, ALASKA

Committee on Commerce, Science, and Transportation: Subcommittee on Merchant Marine concluded hearings on S. 1682, allowing certain subsidized liner vessel operators in foreign commerce of the United States to participate in trade between Dutch Harbor, Unalaska Island, Alaska, and the contiguous United States, after receiving testimony from Alaska State Representative Eric Sutcliffe, and Phil Tutiakoff, Dutch Harbor Development Corporation, both of Unalaska, Alaska; Flore Lekanof, St. George Tanay Corporation, Perry Eaton, Community Enterprise Development Corporation of Alaska, Emil Notti, on behalf of the Alaska Federation of Natives, Agafon Krukoff, the Aleut Corporation, and Clem Tillion, all of Anchorage, Alaska; William B. Hubbard, American President Lines, Ltd., Oakland, California; Thomas Garside, Crowley Maritime Corporation, James J. Haagen, Northland Services, Inc., Robert B. McMillen, and Everett W. Trout, both of the Totem Ocean Trailer Express, Inc., Gordon McMillan, Coastal Alaska Lines, Inc., Sidney Campbell, Foss Launch & Tug Co., Max D. Soriano, Western Pioneer, Inc. and A. Jerome Anderson, Clipperton, Inc., all of Seattle, Washington; Charles Hiltzheimer, Sea-Land Industries Investments, Inc., Edison, New Jersey; Allan Gallant, Alaska Commercial Company, Kent, Washington; Fran Rose, Committee for Better Alaskan Transportation, and Ralph S. Jones, Alaska Shell, Inc., both of Akutan, Alaska; Michael D. Bollen, Pacific Pearl, Inc., Bellevue, Washington; John Binkley, Northwest Navigation, and Vic Jansen, Knik Construction Company, both of Bethel, Alaska; Carl Snavely, on behalf of the Non-Subsidized Vessel Carriers, and Deming Coles,

79-059 O - 86 - 22 (Pt. 26)

on behalf of the Office of the Governor of Alaska, both of Washington, D.C.; Larry Merculieff, Pribilof Inter-organizational Council, St. Paul Island, Alaska; Frank Cowden, Dutch Harbor, Alaska; and Dan Flynn, United Fishermen of Alaska, Juneau.

ENERGY BLOCK GRANTS

Committee on Energy and Natural Resources: Committee concluded hearings on S. 1544, authorizing funds for fiscal years 1982, 1983, and 1984, for State and local energy block grant programs, after receiving testimony from James Duffus III, Senior Group Director, and David Cahalen, Group Director, both of the Energy and Minerals Division, and Larry H. Endy, Group Director, General Government Division, all of the General Accounting Office; John Gibbons, Director, Office of Technology Assessment; Edward Lyle, Alliance to Save Energy, Mark Cooper, Consumer Energy Council of America, Donald Myers, American University, on behalf of the American Council of Education, and Anthony Maggiore, National Community Action Agency Executive Directors Association, all of Washington, D.C.; and Cynthis Praul, California Energy Commission, Sacramento.

NOMINATION

Committee on Environment and Public Works: Committee concluded hearings on the nomination of John A. Todhunter, of Maryland, to be Assistant Administrator for Pesticides and Toxic Substances, Environmental Protection Agency, after the nominee testified and answered questions in his own behalf. Testimony was also received from Jacqueline M. Warren, Natural Resources Defense Council, Inc., New York City.

TAX PROPOSALS

Committee on Finance: Subcommittee on Taxation and Debt Management concluded hearings on the following measures:

S. 608, S. 1479, and S. 1580, bills allowing individual taxpayers an income tax deduction for adoption expenses, after receiving testimony from Senators Hatfield, Jepsen, and Metzenbaum; William E. McKay, on behalf of the National Committee for Adoption, Paul Bankard, North American Council on Adoptable Children, Inc., and Douglas Johnson, National Right to Life Committee, all of Washington, D.C.; Pat Buchanan, Latin America Parents Association, Seaford, New York; Robert Bogart, American Can Company, Greenwich, Connecticut; and Susan Koralik, Hewitt Associates, New York City;

S. 425, permitting the issuance of tax-exempt mortgage revenue bonds for qualifying veterans under the direction of the Oregon Department of Veterans Affairs, after receiving testimony from Staryl Austin, Oregon Department of Veterans Affairs, Salem;

S. 1348 and S. 1656, bills revising requirements for tax-exempt mortgage subsidy bonds relating to eligibility of issues, new homeowners, purchase price, arbitrage, mortgage assumptions, targeted areas, and registration of issues, after receiving testimony from Senator Sasser; Moon Landrieu, former Secretary of Housing and Urban Development, Richard K. Helmbrecht, Council of State Housing Agencies, Paul C. Brophy, representing the National Association of Housing and Redevelopment Officials, and John Arbib, representing the National Association of Home Builders, all of Washington, D.C.; A. L. McNitt, Nevada Housing Division, Carson City; Gregg Smith, Oregon Housing Division, Salem; Grady Haynes, Tennessee Housing Development Agency, Murfreesboro; James Dinerstein, Minnesota Housing Finance Agency, St. Paul; James Holmes, Holmes & Graven, Minneapolis, Minnesota; and William Witte, Office of Housing and Community Development, San Francisco, California, representing the United States Conference of Mayors.

Testimony was received on all the aforementioned bills from John E. Chapoton, Assistant Secretary of the Treasury for Tax Policy.

NORTH/SOUTH SUMMIT

Committee on Foreign Relations: Committee met in closed session to receive a further briefing on the forthcoming North/South Summit in Cancun, Mexico, on October 22 and 23, 1981, from Myer Rashish, Under Secretary of State for Economic Affairs; and Beryl Sprinkle, Under Secretary of the Treasury for Monetary Affairs.

Committee recessed subject to call.

SCHOOL BUSING

Committee on the Judiciary: Subcommittee on Separation of Powers concluded hearings on S. 1647, restricting the power of Federal courts in the matters of court-ordered school busing, focusing on the social and educational impacts of forced busing, after receiving testimony from Senators Roth and Helms; Representative Fiedler; William B. Reynolds, Assistant Attorney General, Department of Justice; James B. McMillan, U.S. District Court, and Jane B. Scott, on behalf of the National Association for Neighborhood Schools, Inc., both of Charlotte, North Carolina; Thomas Atkins, on behalf of the National Association for the Advancement of Colored People, New York City; Carolyn G. Hutto, Louisville School Board, Louisville, Kentucky; Suzanne Hittman, Seattle School Board, Seattle, Washington; and Herb Rule, Little Rock School Board, Little Rock, Arkansas.

Subcommittee will begin mark up of S. 1647, listed above on Friday, October 23.

ASYLUM ADJUDICATION

Committee on the Judiciary: Subcommittee on Immigration and Refugee Policy resumed hearings on proposed revisions to the immigration and naturalization laws of the United States, focusing on the procedures for settling asylum claims, and the structure of review of administrative decisions and the exercise of discretion within the Immigration and Naturalization Service, receiving testimony from Doris M. Meissner, Acting Commissioner, and Joseph W. Monsanto, Acting Chief Immigration Judge, both of the Immigration and Naturalization Service, and David L. Milhollan, Chairman, Board of Immigration Appeals, all of the Department of Justice; Aaron Bodin, Director, Division of Labor Certification, Department of Labor; Charles C. Foster, American Immigration Lawyers Association, Houston, Texas; Leon Wildes, on behalf of the National Association of Immigration and Nationality Lawyers, and Anthony de Gaeto, Association of Immigration Judges, both of New York City; Ralph Farb, Bethesda, Maryland; and Maurice Roberts, *Interpreter Releases,* and Sam Bernsen, both of Washington, D.C.

Hearings continue on Thursday, October 22.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Monday, October 19.

Committee Meetings

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on Public Lands and National Parks held a hearing on the following bills: H.R. 1716, to authorize the Secretary of the Interior to assist in the preservation of historic Camden in the State of South Carolina; H.R. 3630, to correct the boundary of Crater Lake National Park in the State of Oregon, and H.R. 4713, to designate certain lands in the Cumberland Island National Seashore, Ga., wilderness. Testimony was heard from Representatives Ginn and Smith of Oregon; Ira Hutchison, Deputy Director, National Park Service, Department of the Interior and public witnesses.

HEARINGS ON OVERSIGHT

Committee on Rules: Subcommittee on Legislative Process continued hearings on Congressional oversight, including the following measures: H.R. 2, Sunset Act of 1981; H.R. 58, Sunset Review Act of 1981; Section 1 of H. Res. 100, Committee Improvement Amendments of 1981 and H. Res. 218, to provide authority for the creation of an experimental 21-day period commencing in January 1982 during which standing committees of the House of Representatives would engage in the oversight of programs and laws within their jurisdiction in lieu of the consideration of legislation. Testimony was heard from Representatives Gephardt, Mineta, Danielson, Bevill and Alexander.

SOCIAL SECURITY TRUST FUNDS INVESTMENT

Committee on Ways and Means: Subcommittee on Social Security held a hearing on the investment of the Social Security Trust Funds. Testimony was heard from Mark Stalnecker, Deputy Assistant Secretary for Federal Finance, Department of the Treasury and Robert J. Myers, Deputy Commissioner for Programs, Social Security Administration, Department of Health and Human Services.

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Monday, October 19, 1981

Senate

Chamber Action

Routine Proceedings, pages 24329–24381

Bills Introduced: Four bills and one resolution were introduced, as follows: S. 1746–1749, and S.J. Res. 115.

Page 24362

Bills Reported: Reports were made as follows:

Special report of the Permanent Subcommittee on Investigations entitled "Home Health Care Fraud and Abuse" (S. Rept. No. 97–210).

S. 754, requiring that most-favored-nation treatment be granted only to the products of countries which have not expropriated U.S. citizens' property without compensation therefor, without recommendation (S. Rept. No. 97–211).

Pages 24361–24362

Measure Passed:

Milk Price Supports: Senate passed H.R. 4612, temporarily delaying the October 1, 1981, increase in the price support level for milk and extending the time for conducting the referendum with respect to the national marketing quota for wheat for the marketing year beginning July 1, 1982.

Pages 24352–24356

Executive Report: Senate received Executive Report accompanying Ex. I, 95–2, Additional Proto-

col I to the Treaty for the Prohibition of Nuclear Weapons in Latin America (the Treaty of Tlatelolco), signed May 26, 1977 (Exec. Report No. 97–23).

Page 24362

Nominations: Senate received the following nominations:

Ronald P. Wertheim, to be an Associate Judge of the Superior Court of the District of Columbia.

F. Keith Adkinson, of West Virginia, to be a Federal Trade Commissioner.

Francis S. M. Hodsoll, of Virginia, to be Chairman of the National Endowment for the Arts.

Page 24381

Messages From the President: Page 24359

Measures Ordered Held at Desk: Page 24381

Statements on Introduced Bills: Pages 24362–24364

Notices of Hearings: Page 24365

Committee Authority To Meet: Page 24365

Additional Statements: Pages 24365–24381

Nominations: Page 24381

Recess: Senate convened at 12 Noon, and recessed at 5:25 p.m., until 10:30 a.m., on Tuesday, October 20, 1981. (For Senate's program, see remarks of Senator Baker in today's Record on page 24381.)

Committee Meetings

FINANCIAL INSTITUTIONS

Committee on Banking, Housing, and Urban Affairs: Committee began hearings on S. 1686, S. 1703, S. 1720, and S. 1721, bills promoting competition among certain financial institutions, expanding their range of services, and protecting the depositors and creditors of such institutions, receiving testimony from Representative Dorgan; and Donald T. Regan, Secretary of the Treasury.

Hearings continue tomorrow.

HYDROELECTRIC DEVELOPMENT

Committee on Energy and Natural Resources: Subcommittee on Water and Power and Subcommittee on Energy Regulation held joint oversight hearings on the Federal Energy Regulatory Commission's process for regulating and licensing hydroelectric projects, receiving testimony from Thomas Frey, New York State Power Authority, New York City; Tim Weston, Pennsylvania Department of Environmental Resources, and William Matson, Pennsylvania Rural Electric Association, both of Harrisburg, Pennsylvania; Henry J. Ellis, Public Service Company of New Hampshire, Manchester, representing the Edison Electric Institute; John A. Rosholt, National Water Resources Association, Twin Falls, Idaho; John W. Baird and Russell D. Smith, both representing the Quincy-Columbia Basin Irrigation District, Ephrata, Washington; Joyce V. Gould and Harry Visser, both of the Sunnyside Irrigation District, Sunnyside, Washington; Robert H. Campbell, Roberts and Shefelman, Seattle, Washington; Carl Boronkay, on behalf of the Metropolitan Water District of Southern California, Los Angeles; Peter Brown, Energy Law Institute, Franklin Pierce Law Center, Concord, New Hampshire; Gary Magnuson, on behalf of the California Department of Water Resources, Sacramento; and Morgan D. Dubrow, National Rural Electric Cooperative Association, Gordon A. Marker, National Alliance for Hydroelectric Energy, Alan H. Richardson, American Public Power Association, John T. Ferguson II, on behalf of the American Paper Institute, and Robert L. McCarty, representing the Colorado River Water Conservation District, all of Washington, D.C.

Hearings continue on Thursday, October 29.

ENERGY TAX CREDITS

Committee on Finance: Subcommittee on Energy and Agricultural Taxation concluded hearings on S. 750 and S. 1288, bills providing energy tax credits for industrial and commerical business to encourage investment in new energy conserving equipment, after receiving testimony from David G. Glickman, Deputy Assistant Secretary of the Treasury for Tax Policy; Linda Parke Gallagher and William U. Chandler, on behalf of the Environmental Policy Center, Gerald W. Houck, American Iron and Steel Institute, Terry P. Gallagher, American Petroleum Refiners Association/Asamera Oil, Inc., representing the American Petroleum Refiners Association, Dennis P. Bedell, American Mining Congress, James A. Harris, representing Tennessee Synfuels Associates, Michael S. Koleda and William Boardman, both representing the National Council of Synthetic Fuels, Morris Hershson, National Barrel and Drum Association, Michael J. Zimmer, Cogeneration Coalition, Inc., Richard B. Stanger, Nossaman, Krueger & Marsh, and John W. Wilson, Renewable Energy Institute, all of Washington, D.C.; Jack J. Zukerman, CSL Energy Controls, Los Angeles, California; Thomas K. Singer, Kaiser Aluminum & Chemical Corporation, Oakland, California; Clay Poole, Owens-Corning Fiberglas Corporation, Toledo, Ohio; Richard Hughes, Union Carbide Corporation, Endicott Peabody, National Mass Retailing Institute, and M. J. Mighdoll and Edward L. Merrigan, both of the National Association of Recycling Industries, all of New York City; George L. Cobb, PPG Industries, Inc., Pittsburgh, Pennsylvania; Paul Coats, Kahler Corporation, Rochester, Minnesota, representing the American Hotel & Motel Association; Fred Krautkramer, Mequon, Wisconsin, representing the National Restaurant As-

sociation; David N. Freedman, Giant Food, Inc., Landover, Maryland, representing the Food Marketing Institute; Frank D. Register, National Association of Retailer Grocers of the United States, Reston, Virginia; John Bailey, Honeywell, Inc., Minneapolis, Minnesota; David L. Thomas, Mustang Production Corporation, Oklahoma City, Oklahoma; Floyd Tuominen, American Hoist & Derrick, St. Paul, Minnesota, representing the Waste Equipment Manufacturers Institute; and David Ludvigson, Pacific Gas & Electric Company, San Francisco, California, representing the Edison Electric Institute.

RECOVERY OF ATTORNEY'S FEES

Committee on Finance: Subcommittee on Oversight of the Internal Revenue Service concluded hearings on S. 1673, and S. 752, bills allowing the payment of reasonable court costs to a prevailing party in a civil tax action, and the implementation of the Equal Access to Justice Act (P.L. 96–481), after receiving testimony from John E. Chapoton, Assistant Secretary for Tax Policy, and Roscoe L. Egger, Jr., Commissioner of the Internal Revenue Service, both of the Department of the Treasury; Michael Coleman, Mobile, Alabama; Edwin I. Davis, Houston, Texas; Leonard J. Henzke, Jr., on behalf of the Shriners Hospital for Crippled Children, Tampa, Florida; and E. Timothy Holzheimer, Houser & Taylor, representing the American Institute of Certified Public Accountants, John S. Nolan, American Bar Association, James D. McKevitt, National Federation of Independent Business, David Keating, National Taxpayers Union, and Thomas J. Donohue, Citizens Choice, all of Washington, D.C.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of Alan M. Hardy, of Virginia, to be Ambassador to the Republic of Equatorial Guinea, David C. Miller, Jr., of Maryland, to be Ambassador to the United Republic of Tanzania, and Thomas R. Pickering, of New Jersey, to be Ambassador to the Federal Republic of Nigeria, after the nominees testified and answered questions in their own behalf.

FEDERAL EMPLOYEE HEALTH BENEFITS—POSTAL WORKERS

Committee on Governmental Affairs: Subcommittee on Civil Service, Post Office and General Services concluded oversight hearings on the status of the Federal Employee Health Benefit program negotiations between the Office of Personnel Management and the American Postal Workers Union, after receiving testimony from Donald J. Devine, Director, Office of Personnel Management; Moe Biller, American Postal Workers Union, and James LaPenta, National Post Office Mail Handlers/Laborers' International Union of North America, both of the AFL–CIO, Washington, D.C., accompanied by others.

ALTERNATIVE SERVICE DELIVERY—HOUSING

Committee on Governmental Affairs: Subcommittee on Intergovernmental Relations held hearings to discuss alternative housing programs, focusing on mechanisms for sheltering low-income and elderly people, receiving testimony from Steve Savas, Assistant Secretary of Housing and Urban Development for Policy Development; Ira S. Lowry, The Rand Corporation, Santa Monica, California; Kenneth Glover, South Shore Bank, Chicago, Illinois; Rhona Zevin, Seattle Director for Housing Policy, Seattle, Washington; George B. Hoffman, Brooklyn Center Elderly Co-op, Brooklyn Center, Minnesota; William Linder, New Community Corporation, Newark, New Jersey; and William A. Whiteside, Neighborhood Reinvestment Housing Corporation, Cushing N. Dolbeare, National Low Income Housing Coalition, and Shelia Royster, Jubilee Housing, Inc., all of Washington, D.C.

Hearings were recessed subject to call.

MILITARY PERSONNEL/CIVILIAN EMPLOYEES' CLAIMS

Committee on the Judiciary: Subcommittee on Agency Administration concluded hearings on S. 1460 and S. 1739, bills increasing the maximum amount that the United States may pay in settlement of a claim under the Military Personnel and Civilian Employees' Claims Act, after receiving testimony from Thomas M. Tracy, Assistant Secretary of State for Administration; Major General Thomas B. Bruton, Judge Advocate General, U.S. Air Force, and Captain A. W. Eoff II, Chief, Navy Claims, Colonel James A. Mounts, Jr., Commander, Army Claims, Colonel Ramutis R. Semeta, Chief, Air Force Claims and Tort Litigation, and Major Dennis L. Lister, Chief, Marine Corps Claims, all of the Office of the Judge Advocate General; and Rear Admiral Edwin H. Daniels, Chief Counsel, and Commander Richard J. Beaver, Chief of Coast Guard Claims, Office of the Judge Advocate General, both of the U.S. Coast Guard.

ABORTION

Committee on the Judiciary: Subcommittee on the Constitution resumed hearings on S.J. Res 110, S.J. Res. 17, S.J. Res. 18, and S.J. Res. 19, measures amending the Constitution to establish legislative authority in the Congress and the States with respect to abortion, receiving testimony on myths and realities of abortion in America from Richard T. Schmidt, University of Cincinnati, Cincinnati, Ohio; George M. Ryan, Jr., University of Tennessee, Memphis, on behalf of the American College of Obstetricians and Gyne-

cologists; Jasper F. Williams, Jr., Bernard Hospital, Chicago, Illinois; and Haig Kazazian, Johns Hopkins University, and Terry Beresford, Professional Training Institute of Planned Parenthood of Maryland, both of Baltimore, Maryland.

Hearings continue on Wednesday, November 4.

NOMINATIONS

Committee on Labor and Human Resources: Committee approved for reporting the nominations of John F. Cogan, of California, to be an Assistant Secretary of Labor, and Lenora Cole-Alexander, of the District of Columbia, to be Director of the Women's Bureau, Department of Labor.

House of Representatives

Chamber Action

Bills Introduced: 4 public bills, H.R. 4773–4776; and 1 resolution, H.J. Res. 341 were introduced.

Page 24405

Report Filed: One report was filed as follows: H.R. 1638, to provide for the control of illegally taken fish and wildlife, amended (H. Rept. 97–276).

Page 24405

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Foley as Speaker pro tempore for today.

Page 24382

Presidential Message—Railroad Retirement: Received and read a message from the President wherein he transmits the Annual Report of Railroad Retirement Board for fiscal year 1980—referred to the Committee on Energy and Commerce.

Page 24382

FAA Air Traffic System: House voted to suspend the rules and agreed to H. Res. 202, amended, expressing the sense of the House of Representatives that the Administrator of the Federal Aviation Administration should submit to the Committee on Science and Technology full research and development program planning documentation with respect to the modernization and replacement of the Federal Aviation Administration air traffic control en route computer system. Agreed to amend the title.

Pages 24384–24389

JFK Center Authorization: House completed all general debate on H.R. 3377, authorizing appropriations to the Secretary of the Interior for services necessary to the nonperforming arts functions of the John F. Kennedy Center for the Performing Arts; but came to no resolution thereon. Proceedings under the 5-minute rule are scheduled for Wednesday, October 21.

Pages 24389–24390

NRC Authorization: House completed all general debate on H.R. 2330, to authorize appropriations to the Nuclear Regulatory Commission in accordance with section 261 of the Atomic Energy Act of 1954, as amended, and section 305 of the Energy Reorganization Act of 1974, as amended; but came to no resolution thereon. Proceedings under the 5-minute rule are scheduled for Wednesday, October 21.

Pages 24389–24399

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on pages H7451–H7452.

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Adjourned at 2:08 p.m.

Committee Meetings

VA VIETNAM VETERANS' READJUSTMENT COUNSELING PROGRAM

Committee on Government Operations: Subcommittee on Government Information and Individual Rights held a hearing on VA Vietnam Veterans' Readjustment Counseling Program. Testimony was heard from the following officials of the VA: Morris B. Silverstein, Deputy Inspector General; Dr. Donald L. Custis, Chief Medical Director and Donald F. Crawford, Chief, Outreach Services Division and public witnesses.

OVERSIGHT—SCHOOL DESEGREGATION

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued oversight hearings on School Desegregation. Testimony was heard from public witnesses.

Hearings continue October 21.

MISCELLANEOUS TAX MEASURES

Committee on Ways and Means: Subcommittee on Select Revenue Measures held a hearing on legislative proposals relating to Section 280A of the Internal Revenue Code and other minor tax bills. Testimony was heard from John E. Chapoton, Assistant Secretary of the Treasury for Tax Policy and public witnesses.

Joint Meeting

PRIVATE SECTOR/FOREIGN AID

Joint Economic Committee: Committee on Trade, Productivity and Economic Growth concluded hearings to examine the Administration's policy of placing greater reliance on the private sector in our foreign economic assistance programs, after receiving testi-

mony from Robert D. Hormats, Assistant Secretary of State for Economic and Business Affairs; M. Peter McPherson, Administrator, Agency for International Development; Craig Nalen, Overseas Private Investment Corporation; Joseph Alibrandi, Whittaker Corporation, Los Angeles, California; Paul Gibson, Interact, San Francisco, California; and George Andrews, Morrison-Knudson, Boise, Idaho.

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Tuesday, October 20, 1981

Senate

Chamber Action

Routine Proceedings, pages 24480–24574

Bills Introduced: Six bills and one resolution were introduced, as follows: S. 1750–1755, and S. Res. 231.

Pages 24526, 24543–24544

Bills Reported: Reports were made as follows:

S. 175, a private relief bill (Rept. No. 97–212).

S. 235, a private relief bill (Rept. No. 97–213).

S. 278, a private relief bill (Rept. No. 97–214).

S. 555, a private relief bill (Rept. No. 97–215).

S. 593, a private relief bill (Rept. No. 97–216).

S. 174, a private relief bill, with an amendment (Rept. No. 97–217).

S. 1143, a private relief bill, with an amendment in the nature of a substitute (Rept. No. 97–218).

S. 1144, a private relief bill, with an amendment in the nature of a substitute (Rept. No. 97–219).

S. 167, a private relief bill, with amendments (Rept. No. 97–220).

S. 367, a private relief bill, with amendments (Rept. No. 97–221).

S. 1093, a private relief bill, with amendments (Rept. No. 97–222).

S. 215, a private relief bill, with an amendment in the nature of a substitute (Rept. No. 97–223).

S. 220, a private relief bill, with an amendment (Rept. No. 97–224).

S. 244, a private relief bill, with an amendment (Rept. No. 97–225).

S. 280, a private relief bill, with an amendment (Rept. No. 97–226).

S. 340, a private relief bill, with an amendment (Rept. No. 97–227).

S. 191, a private relief bill, with amendments (Rept. No. 97–228).

S. 236, a private relief bill, with amendments (Rept. No. 97–229).

H.R. 661, a private relief bill (Rept. No. 97–230).

H.R. 688, a private relief bill (Rept. No. 97–231).

H.R. 783, a private relief bill (Rept. No. 97–232).

H.R. 1469, a private relief bill (Rept. No. 97–233).

H.R. 1480, a private relief bill (Rept. No. 97–234).

H.R. 1550, a private relief bill (Rept. No. 97–235).

H.R. 1785, a private relief bill (Rept. No. 97–236).

H.R. 2010, a private relief bill (Rept. No. 97–237).

H.R. 2185, a private relief bill (Rept. No. 97–238).

H.R. 2573, a private relief bill (Rept. No. 97–239).

H.R. 2975, a private relief bill (Rept. No. 97–240).

H.J. Res. 268, designating October 23, 1981, as "Hungarian Freedom Fighters Day."

Page 24525

Measure Passed:

Hungarian Freedom Fighters Day: Senate passed H.J. Res. 268, designating October 23, 1981, as "Hungarian Freedom Fighters Day."

Pages 24573–24574

International Security and Development Cooperation Act of 1981: Senate began further consideration of S. 1196, authorizing funds for fiscal year 1982 for certain foreign development and security assistance programs, for the Peace Corps, for the Overseas Private Investment Corporation (OPIC) and directing OPIC to support developmental projects having trade benefits for the U.S., separating the Peace Corps from the ACTION Agency, and prohibiting the provision of military personnel to and the furnishing of security assistance to El Salvador, taking action on additional amendments proposed thereto as follows:

Adopted:

(1) Zorinsky modified Amendment No. 571, providing that of the funds authorized to be appropriated to carry out the Act for the fiscal year 1982, $13,275,000 under part I and $20,000,000 under chapter 4 of part II of the Act shall be available only for Nicaragua under certain conditions.

Page 24488

(2) Glenn unprinted amendment No. 491, requiring the President to transmit to the Congress, as part of the presentation materials for foreign assistance programs proposed for each fiscal year, a classified report describing the nuclear programs and related activities of Pakistan, including an assessment of (1) the extent and effectiveness of IAEA safeguards at Pakistan's nuclear facilities; and (2) the capability, actions, and intentions of the Government of Pakistan with respect to the manufacture or acquisition of a nuclear explosive device.

Page 24507

(3) Glenn Amendment No. 559, limiting the period during which the President may waive a prohibition on furnishing assistance to Pakistan.

Page 24513

Rejected:

By 28 yeas to 70 nays, Danforth unprinted amendment No. 490, to exempt certain programs under Public Law 480 from the requirements of cargo preference laws.

Page 24495

Pending is Glenn Amendment No. 560, to require a prohibition on furnishing assistance to India or Pakistan if such country detonates a nuclear device.

Page 24514

Senate will continue consideration of the bill and amendments thereto on Wednesday, October 21.

Page 24514

Pages 24356–24515

AWACS—Agreement: A unanimous consent agreement was reached for the consideration of H. Con. Res. 194, disapproving the proposed sales to Saudi Arabia of the Airborne Warning and Control System (AWACS) and the F–15 enhancements arms sales package, on Wednesday, October 28, 1981, beginning at 9 a.m., with a vote to occur thereon at 5 p.m. Pages 24483–24484

Confirmation: Senate confirmed the nomination of Stanford O. Bardwell, Jr., of Louisiana, to be U.S. Attorney for the Middle District of Louisiana.

Page 24575

Nominations: Senate received the following nominations:

Jesse E. Eschbach, of Indiana, to be U.S. Circuit Judge for the Seventh Circuit.

John B. Jones, to be U.S. District Judge for the District of South Dakota.

James C. Cacheris, to be U.S. District Judge for the Eastern District of Virginia.

Denny L. Sampson, to be U.S. Marshal for the District of Nevada.

Pages 24574–24575

Presidential Messages: Senate received messages from the President, as follows:

(1) Transmitting the Twelfth Report of the U.S. Sinai Support Mission, covering the Mission's activities during the six-month period ending October 1, 1981. Referred to the Committee on Foreign Relations (PM–84).

(2) Transmitting 59 deferrals of fiscal year 1982 funds totaling $147.0 million. Referred jointly, pursuant to order of January 5, 1975, to the Committees on Appropriations, Budget, Environment and Public Works, Governmental Affairs, Labor and Human Resources, Finance, Agriculture, Nutrition, and Forestry, Armed Services, Banking, Housing, and Urban Affairs, Commerce, Science, and Transportation, and Energy and Natural Resources (PM–85).

Page 24523

Messages From the President: Page 24523

Messages From the House: Pages 24523–24524

Measure Referred: Page 24523

Communications: Page 24523

Statements on Introduced Bills: Pages 24526–24542

Amendments Submitted for Printing: Pages 24544–24545

Notices of Hearings: Page 24545

Committee Authority To Meet: Page 24545

Additional Statements: Pages 24545–24572

Nominations: Pages 24574–24575

Confirmations: Page 24575

Record Vote: One record vote was taken today. (Total—316) Page 24504

Recess: Senate convened at 10:30 a.m., and recessed at 6:28 p.m., until 9:15 a.m., on Wednesday, October 21, 1981. (For Senate's program, see remarks of Senator Baker in today's Record on pages 24573–24574.)

Committee Meetings

REA-FINANCED ELECTRICAL COOPERATIVES

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agricultural Credit and Rural Electrification held oversight hearings on the bidding, contract procurement, and election procedures of electrical cooperatives that are financed by the Rural Electrification Administration, receiving testimony from Harold V. Hunter, Administrator, Rural Electrification Administration; Robert E. McGee, Deputy Inspector General for Investigations, Office of Inspector General, Department of Agriculture; Baltas E. Birkel, Deputy Director, Community and Economic Development Division, and Richard E. Renzi, Senior Evaluator, both of the U.S. General Accounting Office; Jack Doyle, Rural Land & Policy Institute, Washington, D.C.; and G. Russell Mortenson, Hughes and Hill, Dallas, Texas.

Hearings were recessed subject to call.

FINANCIAL INSTITUTIONS

Committee on Banking, Housing, and Urban Affairs: Committee continued hearings on S. 1686, S. 1703, S. 1720, and S. 1721, bills promoting competition among certain financial institutions, expanding their range of services, and protecting the depositors and creditors of such institutions, receiving testimony from Llewellyn Jenkins, Manufacturers Trust Company, New York City, on behalf of the American

Bankers Association; and Robert L. McCormick, Jr., Stillwater National Bank and Trust Company, Stillwater, Oklahoma, on behalf of the Independent Bankers Association of America.

Hearings continue tomorrow.

NOMINATION

Committee on Banking, Housing, and Urban Affairs: Committee approved for reporting the nomination of Edgar F. Callahan, of Illinois, to be a Member of the National Credit Union Administration Board.

MONETARY AND FISCAL POLICY

Committee on the Budget: Committee concluded hearings in preparation for reporting the Second Concurrent Resolution on the Congressional Budget for fiscal year 1982, after receiving testimony on the recent conduct of monetary policy, the effect of budget deficits on interest rates, and the outlook for the economy, from Beryl W. Sprinkel, Under Secretary of the Treasury for Monetary Affairs; Jerry L. Jordan, Member, Council of Economic Advisers; and Lawrence A. Kudlow, Assistant Director for Economic Policy, Office of Management and Budget.

SERVICE INDUSTRIES

Committee on Commerce, Science, and Transportation: Subcommittee on Business, Trade, and Tourism held hearings on S. 1233, establishing a service industries development program in the Department of Commerce, receiving testimony from Raymond J. Waldman, Assistant Secretary of Commerce for International Economic Policy; William H. Edgar, Acting Deputy Assistant Secretary of State for Trade and Commercial Affairs; Richard Self, Acting Assistant U.S. Trade Representative for Policy Development and Services; Ronald K. Shelp, American International Group, New York City, on behalf of the U.S. Chamber of Commerce; and Ray Dennison, AFL–CIO, Washington, D.C.

Hearings continue tomorrow.

HOUSEHOLD GOODS TRANSPORTATION

Committee on Commerce, Science, and Transportation: Subcommittee on Surface Transportation concluded oversight hearings on the implementation of the Household Goods Transportation Act (P.L. 96–454), improving the household goods moving industry and enhancing transportation services to the consuming public, after receiving testimony from Virginia H. Knauer, Special Assistant to the President and Director, United States Office of Consumer Affairs; Reese H. Taylor, Chairman, Interstate Commerce Commission; Thomas R. Collins, Jr., Ehmke/General Movers, Inc., St. Louis, Missouri, Matthew M. Smith Jr., M. M. Smith Storage Warehouse, Inc., Fayetteville, North Carolina, and T. Peter Ruane, all on behalf of The National Moving and Storage Association, Alexandria, Virginia; Roscoe Conklin, The National Institute of Certified Moving Consultants, Alexandria, Virginia; Ward R. Scull, Mayflower Warehousemen's Association, Indianapolis, Indiana; Sydney Epstein, Household Goods Carriers Bureau, Arlington, Virginia; and Earl Freitag, United Van Lines, Inc., Fenton, Missouri, David Nilson, Nilson Van and Storage, Inc., Columbia, South Carolina; Charles G. McDaniel, Jr., Hilldrup Transfer and Storage Inc., Fredericksburg, Virginia, and G. Van Golden, North American Van Lines, Fort Wayne, Indiana, all on behalf of the American Movers Conference, Arlington, Virginia.

THREE MILE ISLAND CLEANUP

Committee on Energy and Natural Resources: Committee concluded joint hearings with the Subcommittee on Nuclear Regulation of the Committee on Environment and Public Works on S. 1606, establishing a Federal supplemental property insurance fund for nuclear power plants, and providing funds for the cleanup of the damaged Three Mile Island Unit No. 2 nuclear power reactor (TMI–2), after receiving testimony from James B. Edwards, Secretary, and Shelby T. Brewer, Assistant Secretary for Nuclear Energy, both of the Department of Energy; Nunzio J. Palladino, Chairman, and Victor Gilinsky and John F. Ahearne, both Commissioners, all of the Nuclear Regulatory Commission; J. Dexter Peach, Director, Energy and Minerals Division, U.S. General Accounting Office; Pennsylvania Governor Richard L. Thornburgh, Harrisburg; William G. Kuhns, General Public Utilities Corporation, Parsippany, New Jersey; T. L. Austin, Texas Utilities Company, Dallas; Hubert Nexon, Commonwealth Edison, Chicago, Illinois, representing the Edison Electric Institute; Richard Schmalz, The Hartford Accident & Indemnity Company, Hartford, Connecticut, representing the American Nuclear Insurers/Mutual Atomic Energy Reinsurance Pool/American Insurance Association/ and Alliance of American Insurers; Robert Gillham, Utilities Chemical Bank, Philip C. Kron, Citibank, North America, and M. Anthony May, L. F. Rothschild, Unterberg, and Towbin, all of New York City; Michael E. Faden, Union of Concerned Scientists, Washington, D.C.; John Minnich, Nuclear Regulatory Commission Citizens Advisory Board, Harrisburg, Pennsylvania; and Mayor Robert Reid, Middletown, Pennsylvania.

BUSINESS MEETING

Committee on Environment and Public Works: Committee ordered favorably reported with amendments the following bills:

S. 1192, providing for the completion of Union Station, Washington, D.C. as primarily a transportation center; and

S. 1493, deauthorizing certain water resource projects within the jurisdiction of the U.S. Army Corps of Engineers.

PROTOCOL

Committee on Foreign Relations: Committee concluded hearings on the Protocol to the Agreement on the Importation of Educational, Scientific and Cultural Materials (Treaty Doc. No. 97-2), after receiving testimony from Ernest B. Johnston, Assistant Deputy Secretary of State for Business and Economic Affairs.

NATIONAL ARCHIVES AND RECORDS ADMINISTRATION

Committee on Governmental Affairs: Subcommittee on Civil Service, Post Office, and General Services concluded hearings on S. 1421, establishing the National Archives and Records Administration as an independent Federal agency, after receiving testimony from Ray Kline, Deputy Administrator, Robert M. Warner, Archivist of the United States, Richards Jacobs, Assistant Archivist for Program Support, and Claudine Weiker, Deputy Assistant Archivist for Program Support all of the General Services Administration; Charles E. Lee, South Carolina Department of Archives and History, Columbia, on behalf of the Society of American Archivists; Walter Rundell, Jr., University of Maryland, College Park, on behalf of the Organization of American Historians; Malcolm H. Stern, on behalf of the National Genealogical Society, New York City; and James B. Rhoads, former Archivist of the United States.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following business items:

The nominations of William L. Garwood, of Texas, to be U.S. Circuit Judge for the Fifth Circuit, Hayden W. Head, Jr., to be U.S. District Judge for the Southern District of Texas, James R. Nowlin, to be U.S. District Judge for the Western District of Texas, H. Franklin Waters, to be U.S. District Judge for the Western District of Arkansas, Dan K. Webb, to be U.S. Attorney for the Northern District of Illinois, Ronald E. Meredith, to be U.S. Attorney for the Western District of Kentucky, Stanford O. Bardwell, Jr., to be U.S. Attorney for the Middle District of Louisiana, Joe D. Whitley, to be U.S. Attorney for the Middle District of Georgia, P. A. Mangini, to be U.S. Marshal for the District of Connecticut, Ralph L. Boling, to be U.S. Marshal for the Western District of Kentucky, Robert W. Foster, to be U.S. Marshal for the Southern District of Ohio, and Donald J. Quigg, of Oklahoma, to be Deputy Commissioner of Patents and Trademarks;

S. 1700, establishing a U.S. Court of Appeals for the Federal Circuit, and establishing a U.S. Claims Court, with amendments;

H.J. Res. 268, requesting the President to designate October 23, 1981, as "Hungarian Freedom Day", in lieu of S.J. Res. 114;

An original concurrent resolution suspending deportation of four Immigration and Naturalization Service referrals under Section 244(a)(2) of the Immigration and Nationality Act; and

The following private relief bills: S. 167, S. 174, S. 175, S. 191, S. 215, S. 220, S. 235, S. 236, S. 244, S. 278, S. 280, S. 340, S. 367, S. 555, S. 593, S. 1093, S. 1143, S. 1144, H.R. 661, H.R. 688, H.R. 783, H.R. 1469, H.R. 1480, H.R. 1550, H.R. 1785, H.R. 2010, H.R. 2185, H.R. 2573, and H.R. 2975.

Committee indefinitely postponed action on the following private relief bills: S. 15, S. 77, S. 182, S. 209, S. 212, S. 214, S. 303, S. 310, S. 339, S. 376, S. 406, S. 461, S. 471, S. 549, S. 680, S. 781, S. 1145, S. 1146, S. 1275, and S. 1307.

Also, committee began consideration of S. 308 and H.R. 1681, both private relief bills, but did not complete action thereon.

CETA PROGRAMS

Committee on Labor and Human Resources: Committee concluded oversight hearings on the implementation of the Comprehensive Employment Training Act (CETA), focusing on the selection, performance and evaluation of grant and contract awardees under the Act, and examining how certain awards were made to contractors in the closing days of the last administration, after receiving testimony from Gerald Peterson, Assistant Inspector General for Audit, Department of Agriculture; Thomas F. McBride, Inspector General for Investigations, Albert Angrisani, Assistant Secretary for Employment and Training, and William Kacvinsky, Acting Administrator, Steve Puterbaugh, Deputy to the Administrator, Margie Maith, Program Representative, Fernando Alegria, Division Chief, Frank Slobig, Office of Youth Programs, and James Aaron and Renee Crucil, both Federal Representatives, all of the Office of National Programs, all of the Department of Labor; Gregory J. Ahart, Director, Charles I. Patton, Supervisor, and Chris Crissman and Jim Ratzenberger, both Staff Members, all of the Human Resources Division, General Accounting Office; and Ernest Green, former Assistant Secretary of Labor for Training and Administration, and Lamond Godwin, former Administrator, Office of National Programs, Department of Labor, both of Washington, D.C.

House of Representatives

Chamber Action

Bills Introduced: 21 public bills, H.R. 4777–4797; 2 private bills, H.R. 4798 and 4799; and 7 resolutions, H.J. Res. 342, H. Con. Res. 204 and 205, and H. Res. 247–250 were introduced.

Page 24477

Reports Filed: Reports were filed as follows:

Report entitled "Licensing Speedup, Safety Delay: NRC Oversight" (H. Rept. 97–277);

Report entitled "The Effect of Inaccurate Inflation Projections on Department of Defense Budget" (H. Rept. 97–278);

Report entitled "Continued Failure of Departments and Agencies to Take Effective Action on Audit Findings" (H. Rept. 97–279);

Report entitled "Outlook for Multistate Regional Intelligence Projects" (H. Rept. 97–280); and

H. Res. 247, providing for the consideration of H.R. 4503, to amend the Federal Water Pollution Control Act to authorize funds for fiscal year 1982 (H. Rept. 97–281).

Page 22477

Journal: By a yea-and-nay vote of 363 yeas to 14 nays, with 1 voting "present", Roll No. 262, the House approved the Journal of Monday, October 19.

Pages 24425–24426

Meeting Hour: Objection was heard to a request that the House meet at 11 a.m. on Wednesday, October 21.

Page 24426

Committee to Sit: Objection was heard to a request that the Committee on Post Office and Civil Service be permitted to sit today during the proceedings of the House under the 5-minute rule.

Page 24426

Committee to Sit: Committee on Veterans' Affairs received permission to sit today during the proceedings of the House under the 5-minute rule.

Pages 24426–24427

Subcommittee to Sit: Subcommittee on Energy Research and Production of the Committee on Science and Technology received permission to sit during the proceedings of the House under the 5-minute rule on Wednesday, October 21 and Thursday, October 22.

Page 24427

Private Calendar: On the call of the Private Calendar the House passed over without prejudice H.R. 1547 and 1352.

Page 24427

Mother-In-Law Day: By a yea-and-nay vote of 305 yeas to 66 nays, with 28 voting "present", Roll No. 263, the House passed H.J. Res. 331, designating the fourth Sunday in October as "National Mother-in-Law Day".

Pages 24430–24431

National Family Week: By a recorded vote of 405 ayes to 1 no, with 1 voting "present", Roll No. 264, the House passed S.J. Res. 4, to authorize the President to issue a proclamation designating the week beginning November 22, 1981, as "National Family Week"—clearing the measure for the President.

Pages 24431–24433

Presidential Message—Sinai Support Mission: Received and read a message from the President wherein he transmits the twelfth report of the United States Sinai Support Mission—referred to the Committee on Foreign Affairs.

Page 24433

Committee to Sit: Committee on Merchant Marine and Fisheries received permission to sit today during the proceedings of the House under the 5-minute rule.

Page 24433

Hazardous Materials: By a yea-and-nay vote of 410 yeas to 2 nays, Roll No. 266, the House passed H.R. 3403, to amend the Hazardous Materials Transportation Act to authorize appropriations for fiscal years 1982 and 1983, to provide for the establishment of regional training centers to assist in improving the emergency response and enforcement capabilities of State and local personnel.

By a recorded vote of 392 ayes to 5 noes, with 1 voting "present", Roll No. 265, the House resolved itself into the Committee of the Whole.

Agreed To:

Committee on Public Works and Transportation amendment in the nature of a substitute;

An amendment that limits funding for entering into agreements to establish regional training centers to amounts provided in appropriation Acts; and

An amendment that strikes the prohibition on the shipment of radioactive materials through densely populated counties, and directs the Department of Transportation to develop methodology for analyzing the comparative risks and costs of shipping radioactive materials by highway, railroad and barge.

Pages 24433–24450

John F. Kennedy Center Authorization: By a yea-and-nay vote of 288 yeas to 123 nays, Roll No. 267, the House passed H.R. 3377, authorizing appropriations to the Secretary of the Interior for services necessary to the nonperforming arts functions of the John F. Kennedy Center for the Performing Arts. Subsequently, this passage was vacated and S. 1209, a similar Senate-passed bill was passed in lieu—clearing the bill for the President.

Pages 24450–24451

Food and Agriculture Act: House continued consideration of H.R. 3603, to provide price and income protection for farmers, assure consumers an abundance of food and fiber at reasonable prices, and continue food assistance to low-income households; but came to no resolution thereon. Proceedings under the 5-minute rule are scheduled to continue on Wednesday, October 21.

By a yea-and-nay vote of 384 yeas to 3 nays, with 1 voting "present", Roll No. 268, the House resolved itself into the Committee of the Whole.

Agreed To:

An amendment that increases the licensing fees charged under the Perishable Agricultural Commodities Act;

An amendment that permits the release of bee germ plasm to the public; and

An amendment that provides for distribution of surplus dairy products to senior citizens' meal sites, child nutrition programs and food banks when government obligations to other nutrition programs have been met.

Rejected an amendment that sought to establish an Export Grain Bank and to permit the Secretary to set a minimum export price for United States grain (rejected by a recorded vote of 138 ayes to 270 noes, Roll No. 269).

Pages 24451-24463

Committee to Sit: Committee on Merchant Marine and Fisheries received permission to sit during the proceedings of the House under the 5-minute rule on Wednesday, October 21.

Page 24463

Presidential Message—Deferrals: Received and read a message from the President wherein he transmits 56 deferrals totalling $95.1 million covering the Executive Office of the President and 22 departments and agencies; and 3 deferrals totalling $51.9 million from the Department of Health and Human Services—referred to the Committee on Appropriations and ordered printed (H. Doc. 97-102).

Page 24463

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 24476

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 24478.

Quorum Calls—Votes: Five yea-and-nay votes and three recorded votes developed during the proceedings of the House today and appear on pages 24425-24426, 24431-24432, 24432-24433, 24434, 24450-24452, 24459-24460. There were no quorum calls.

Adjournment: Adjourned at 6 p.m.

Committee Meetings

INTERNATIONAL MILITARY EVALUATIONS

Committee on Armed Services: Subcommittee on Investigations and the Subcommittee on Readiness held a joint hearing to examine the issues surrounding U.S. participation in international military evaluations. Testimony was heard from Col. John Herren, U.S. Army, Assistant for Readiness and Special Analysis, Office of the Deputy Assistant Secretary for European and NATO Policy, Department of Defense; Brig. Gen. Crosbie E. Saint, Deputy Commandant, U.S. Army Command and General Staff College, Fort Leavenworth, Kansas; Col. John L. Borling, Assistant Director, Operational Initiatives and Joint Matters, Headquarters, U.S. Air Force; Capt. Jack W. Tomion, Director, Fleet Operations (OP-64), U.S. Navy; Capt. Ernest V. Haag, Head, Worldwide Military Command and Control Systems Coordination Mission and Fleet Readiness Capabilities Branch, U.S. Navy, and Col. J. H. Tinsley, Head, Command Center and Operations Branch, U.S. Marine Corps.

The Subcommittee also met in executive session to receive a briefing on this subject. The Subcommittee was briefed by representatives of the European Commands.

PROCUREMENT POLICIES AND PROCEDURES

Committee on Armed Services: Subcommittee on Procurement and Military Nuclear Systems, Defense Procurement Procedures Panel met to receive a briefing on the Defense Department's procurement policies and procedures. The Subcommittee was briefed by Charles Starrett, Director, Defense Contract Audit Agency and Gary E. Christal, Director, Acquisition Management Information Division, Office of the Assistant Secretary (Comptroller), Department of Defense.

FEDERAL PREEMPTION OF STATE USURY CEILINGS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Consumer Affairs and Coinage held a hearing on the following bills: H.R. 2501, Interest Rate Deregulation Act of 1981 and H.R. 3172, to authorize loans at interest rates in excess of certain State usury ceilings. Testimony was heard from public witnesses.

Hearings continue tomorrow.

FOREIGN LANGUAGE PROGRAMS: CARL ALBERT CONGRESSIONAL RESEARCH AND STUDIES CENTER ENDOWMENT ACT

Committee on Education and Labor: Ordered reported as amended the following bills: H.R. 3231, to further the national security of the United States and the Nation's economy by providing grants for foreign language programs to improve foreign language study for elementary and secondary school students and to provide for per capita grants to reimburse institutions of higher education for part of the costs of providing foreign language instruction and H.R. 3598, to authorize funds for the Carl Albert Congressional Research and Studies Center.

ALIEN EDUCATION IMPACT AID ACT

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education held a hearing on H.R. 2954, Alien Education Impact Aid Act of 1981. Testimony was heard from public witnesses.

STANDBY PETROLEUM EMERGENCY AUTHORITY ACT

Committee on Energy and Commerce: Subcommittee on Fossil and Synthetic Fuels began markup of H.R. 4700, Standby Petroleum Emergency Authority Act of 1981.

ACID PRECIPITATION

Committee on Energy and Commerce: Subcommittee on Health and the Environment concluded hearings on acid precipitation. Testimony was heard from Senator Mitchell; Representative Applegate; Kathleen M. Bennett, Assistant Administrator for Air, Noise and Radiation, EPA and public witnesses.

OPEC INVESTMENT

Committee on Government Operations: Subcommittee on Commerce, Consumer, and Monetary Affairs continued hearings on Federal response to OPEC investment in the United States, with emphasis on Kuwait Petroleum Corporation's purchase of Santa Fe International. Testimony was heard from Marc E. Leland, Assistant Secretary of the Treasury for International Affairs, John Evans, Commissioner, SEC and a public witness.

Hearings continue October 22.

PAYMENTS IN LIEU OF TAXES

Committee on Government Operations: Subcommittee on Intergovernmental Relations and Human Resources continued hearings on the following bills: H.R. 324, to provide for payments in lieu of real property taxes, with respect to certain real property owned by the Federal Government, and related bills; H.R. 928, to provide for payments in lieu of taxes to local governments by the Administrator of General Services based upon the amount of certain tax exempt property owned by the United States and foreign governments within such locality, and related bills; and H.R. 368, Real Property Tax Compensation Act of 1981. Testimony was heard from Kenneth W. Hunter, Senior Associate Director, Program Analysis Division, GAO and John F. Galuardi, Acting Commissioner, Public Buildings Service, GSA.

Hearings continue October 27.

MISCELLANEOUS INDIAN MEASURES

Committee on Interior and Insular Affairs: Ordered reported as amended H.R. 4001, to authorize the exchange of certain land held in trust by the United States for the Navaho Tribe.

Prior to this action, the Committee held a hearing on H.R. 4001 and H.R. 3589, to authorize the exchange of certain land held by the Navaho Tribe and the Bureau of Land Management. Testimony was heard from Roy Sampsel, Deputy Assistant Secretary for Indian Affairs, Department of the Interior and a public witness.

NATIONAL MINERALS SECURITY ACT

Committee on Interior and Insular Affairs: Subcommittee on Mines and Mining held a hearing on H.R. 3364, National Minerals Security Act of 1981. Testimony was heard from Douglas McCullough, Deputy Director, Energy and Minerals Division, GAO and public witnesses.

Hearings continue October 29.

OVERSIGHT

Committee on Interior and Insular Affairs: Subcommittee on Public Lands and National Parks held an oversight hearing on public land policies-budget reductions. Testimony was heard from the following officials of the Department of the Interior: J. Robinson West, Assistant Secretary for Policy, Budget and Administration; William D. Bettenberg, Deputy Assistant Secretary for Policy, Budget and Administration; Russell Dickenson, Director, National Park Service and F. Eugene Hester, Acting Deputy Director, Fish and Wildlife Service.

MISCELLANEOUS MEASURES: REGULATORY PROCEDURE ACT

Committee on the Judiciary: Ordered reported the following bills: H.R. 4734, to recognize the organization known as the Italian American War Veterans of the United States; H.R. 4766, to recognize the organization known as the U.S. Submarine Veterans of World War II; H.R. 4769, to recognize the organization known as the American Council of Learned Societies; and H.R. 4755, to recognize the organization known as Former Members of Congress.

The Committee acted on private immigration and claims bills.

The Committee also began markup of H.R. 746, Regulatory Procedure Act.

PORT DEVELOPMENT AND NAVIGATION IMPROVEMENT ACT

Committee on Merchant Marine and Fisheries: Began markup of H.R. 4627, Port Development and Navigation Improvement Act of 1981.

Will continue tomorrow.

AIR TRAFFIC CONTROL SYSTEM

Committee on Post Office and Civil Service: Continued hearings on the air traffic control system. Testimony was heard from public witnesses.

AVIATION INDUSTRY

Committee on Public Works and Transportation: Subcommittee on Investigations and Oversight continued hearings on competition in the international commercial aviation industry. Testimony was heard from a public witness.

FEDERAL WATER POLLUTION CONTROL ACT AMENDMENTS

Committee on Rules: Granted an open rule providing one hour of debate on H.R. 4503, Federal Water Pollution Control Act Amendments of 1981. Testimony was heard from Chairman Howard and Representatives Roe; Clausen and Hammerschmidt.

OVERSIGHT

Committee on Small Business: Subcommittee on Export Opportunities and Special Small Business Problems continued oversight hearings on Regulatory Flexibility Act. Testimony was heard from Bevis Longstreth, Commissioner, SEC; T. Timothy Ryan, Solicitor, Department of Labor and Joe Cannon, Acting Associate Administrator for Policy and Resource Management, EPA.

Hearings continue tomorrow.

CONTRACTING

Committee on Veterans' Affairs: Held a hearing on implementation of OMB Circular A–76 relating to contracting with the private sector for services presently performed in their entirety by VA employees. Testimony was heard from Representatives Harkin and Smith of Nebraska; Clyde Cook, Assistant Deputy Administrator for Procurement and Supply, VA; Dr. Donald L. Custis, Chief Medical Director, VA; Donald Sowle, Administrator, Office of Federal Procurement Policy, OMB and other departmental and public witnesses.

Joint Meeting

INCOME POLICIES—SCANDINAVIA

Joint Economic Committee: Committee concluded hearings to examine the experience Scandinavia has had with the use of income policies designed to fight inflation, after receiving testimony from Pentti Kouri, New York University, New York City; Peter Lange, Duke University, Durham, North Carolina; and Andrew Martin, Massachusetts Institute of Technology, Cambridge.

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Wednesday, October 21, 1981

Senate

Chamber Action

Routine Proceedings, pages 24617–24711

Bills Introduced: Five bills and one resolution were introduced as follows: S. 1756–1760, and S. Con. Res. 43.

Pages 24674–24685

Bills Reported: Reports were made as follows:

S. Con. Res. 43, suspending deportation of four Immigration and Naturalization Service referrals under Section 244(a) of the Immigration and Nationality Act (S. Rept. No. 97–241).

Page 24685

Measures Passed:

Crater Lake National Park: Senate passed S. 1119, revising the boundary of Crater Lake National Park in Oregon.

Page 24708

Gallatin National Forest: Senate passed with an amendment S. 188, conveying certain lands in Gallatin National Forest, Montana, to a named individual upon payment of the fair market value.

Pages 24708–24709

Historic Preservation—Camden: Senate passed with an amendment S. 146, authorizing the Secretary of the Interior to assist in the preservation of historic Camden, South Carolina.

Page 24709

International Security and Development Cooperation Act of 1981: Senate continued consideration of S. 1196, authorizing funds for fiscal year 1982 for certain foreign development and security assistance programs, for the Peace Corps, for the Overseas Private Investment Corporation (OPIC) and directing OPIC to support developmental projects having trade benefits for the U.S., separating the Peace Corps from the ACTION Agency, and prohibiting the provision of military personnel to and the fur-

nishing of security assistance to El Salvador, adopting additional amendments proposed thereto, as follows:

(1) By 51 yeas to 45 nays, Glenn Amendment No. 560, requiring a prohibition on furnishing assistance to India or Pakistan if such country detonates a nuclear device.

Page 24629

(2) Helms modified unprinted amendment No. 492, requiring a prohibition on furnishing assistance to any non-nuclear country if such country detonates a nuclear device.

Page 24642

(3) By 87 yeas to 3 nays, Hart unprinted amendment No. 493, prohibiting the importation of crude oil extracted in Libya.

Page 24644

(4) By 47 yeas to 44 nays, Percy unprinted amendment No. 494, (to unprinted amendment No. 493, as a substitute), providing that the Congress of the United States condemns the Libyan government for its support of international terrorist movements, its efforts to obstruct positive movement toward the peaceful resolution of problems in the Middle East Region, and its actions to destabilize and control governments of neighboring states in Africa; and believes that the President should conduct an immediate review of concrete steps the United States could take, individually and in concert with its allies, to bring economic and political pressure on Libya to cease such activities and submit such a report to the Congress within 180 days of enactment, and that such review should include the possibility of tariffs on or prohibitions against the import of crude oil from Libya.

(5) Hart unprinted amendment No. 495 (to unprinted amendment No. 493, perfecting) prohibiting the importation of crude oil extracted in Libya, and providing that the President has the authority to postpone for 90 days the effective date of the oil import ban if he certifies to Congress that such action is necessary to protect American citizens in Libya. (By 33 yeas to 60 nays, 1 voting present, Senate failed to table the amendment.)

Page 24653

(6) Pell modified Amendment No. 571, providing that, of the funds authorized to be appropriated to carry out the Act for fiscal year 1982, $13,275,000 under Part I and $20,000,000 under Chapter 4 of Part II of the Act shall be available only for Nicaragua under certain conditions.

Page 24657

Pending is Hatch Amendment No. 556, to strike all language providing for the autonomy of the Peace Corps, to ensure maximum efficiency of ACTION and the Peace Corps.

Page 24657

Senate will continue consideration of the bill and amendments proposed thereto on Thursday, October 22.

Page 24668

Pages 24629–24668

National Transportation Safety Board Funds: Senate concurred in the House amendments to S. 1000, authorizing funds through fiscal year 1983, and supplemental funds for fiscal year 1981 for the National Transportation Safety Board.

Page 24710

Confirmations: Senate confirmed the following nominations:

William L. Garwood, of Texas, to be U.S. Circuit Judge for the Fifth Circuit.

Hayden W. Head, Jr., to be U.S. District Judge for the Southern District of Texas.

James R. Nowlin, to be U.S. District Judge for the Western District of Texas.

H. Franklin Waters, to be U.S. District Judge for the Western District of Arkansas.

Joe D. Whitley, to be U.S. Attorney for the Middle District of Georgia.

Dan K. Webb, to be U.S. Attorney for the Northern District of Illinois.

Ronald E. Meredith, to be U.S. Attorney for the Western District of Kentucky.

P. A. Mangini, to be U.S. Marshal for the District of Connecticut.

Robert W. Foster, to be U.S. Marshal for the Southern District of Ohio.

Ralph L. Boling, to be U.S. Marshal for the Western District of Kentucky.

Donald J. Quigg, of Oklahoma, to be Deputy Commissioner of Patents and Trademarks.

Edgar F. Callahan, of Illinois, to be a Member of the National Credit Union Administration Board.

Thomas R. Pickering, of New Jersey, to be Ambassador to the Federal Republic of Nigeria.

Alan M. Hardy, of Virginia, to be Ambassador to the Republic of Equatorial Guinea.

David C. Miller, Jr., of Maryland, to be Ambassador to the United Republic of Tanzania.

Routine list of nominations in the Public Health Service.

Page 24711

Nominations: Senate received the following nominations:

Joseph P. Russoniello, of California, to be U.S. Attorney for the Northern District of California.

James M. Rosenbaum, of Minnesota, to be U.S. Attorney for the District of Minnesota.

Philip N. Hogen, of South Dakota, to be U.S. Attorney for the District of South Dakota.

One Army nomination in the rank of General.

Routine lists of Navy and Marine Corps nominations.

Pages 24710-24711

Messages From the President: Page 24673

Messages From the House: Page 24673

Communications: Page 24673

Statements on Introduced Bills: Pages 24674-24686

Notices of Hearings: Pages 24686-24687

Committee Authority to Meet: Page 24687

Additional Statements: Pages 24687-24707

Nominations: Pages 24710-24711

Confirmations: Page 24711

Record Votes: Four record votes were taken today. (Total—320)

Pages 24640, 24654, 24655-24656

Recess: Senate convened at 9:15 a.m., and recessed at 6:05 p.m., until 9 a.m., on Thursday, October 22, 1981. (For Senate's program see remarks of Senator Baker in today's Record on page 24710.)

Committee Meetings

BUSINESS MEETING

Committee on Agriculture, Nutrition, and Forestry: Committee ordered favorably reported the following business items:

The nominations of Susan M. Phillips, of Iowa, to be a Commissioner of the Commodity Futures Trading Commission, and Everett G. Rank, Jr., of California, to be a Member of the Board of Directors of the Commodity Credit Corporation;

S. 1322, designating the Department of Agriculture Boll Weevil Research Laboratory building in Starkville, Mississippi, as the "Robey Wentworth Harned Laboratory"; and

S. Res. 218, retaining nutritional goals in the school lunch program in effect as of September 25, 1981, with an amendment.

APPROPRIATIONS—TRANSPORTATION

Committee on Appropriations: Subcommittee on Transportation approved for full committee consideration with amendments H.R. 4209, appropriating funds for fiscal year 1982 for the Department of Transportation and certain related agencies.

FINANCIAL INSTITUTIONS

Committee on Banking, Housing and Urban Affairs: Committee continued hearings on S. 1686, S. 1703, S. 1720, and S. 1721, bills promoting competition among certain financial institutions, expanding their range of services, and protecting the depositors and creditors of such institutions, receiving testimony from Edwin B. Brooks, Jr., Securities Federal Savings and Loan Association, Richmond, Virginia, on behalf of the U.S. League of Savings Associations; James A. Coles, United Savings Association of Texas, Houston, on behalf of the National Savings and Loan League; Robert R. Masterton, Maine Savings Bank, Portland, on behalf of the National Association of Mutual Savings Banks; and John R. Wood, on behalf of the National Association of Realtors, Mark J. Riedy, Mortgage Bankers Association of America, and James Shimberg, National Association of Homebuilders, all of Washington, D.C.

Hearings continue tomorrow.

NOMINATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nomination of Clinton D. McKinnon, of California, to be a Member of the Civil Aeronautics Board, after the nominee, who was introduced by Senator Hayakawa and Representatives Lowery and Hunter, testified and answered questions in his own behalf.

SERVICE INDUSTRIES

Committee on Commerce, Science, and Transportation: Subcommittee on Business, Trade, and Tourism concluded hearings on S. 1233, establishing a service industries development program in the Department of Commerce, after receiving testimony from Harry Freeman, American Express Company, Edward W. Bjelke, Allied Bank International, and T. Darrington Semple, American Re-Insurance Corporation, all of New York City; Richard W. Wheeler, Citibank (South Dakota) North America, Sioux Falls; James Monroe, American Foreign Insurance Association, Wayne, New Jersey; Ray Olsen, Employers Reinsurance Corporation, Overland Park, Kansas; James Parker, CBS, Incorporated, Washington, D.C.; and Hugh Donaghue, Control Data Corporation, Arlington, Virginia.

BUSINESS MEETING

Committee on Energy and Natural Resources: Committee ordered favorably reported the following bills:

H.R. 3975, creating a procedure for issuance of a Combined Hydrocarbon lease in special tar sand areas, in lieu of S. 1575; and

S. 1662, establishing a Federal program for the interim storage and permanent disposal of high-level nuclear waste from civilian powerplants, with an amendment in the nature of a substitute. (As approved by the committee, the bill incorporates certain provisions of S. 637).

U.S. TERRITORIES

Committee on Energy and Natural Resources: Committee concluded hearings on S. 1674, modifying provisions of the revised Organic Act of the Virgin Islands and providing certain other authorities affecting the territories and possessions of the United States, after

receiving testimony from Delegates Won Pat, Sunia, and de Lugo; Diane Morales, Deputy Assistant Secretary of the Interior for Territorial and International Affairs; Herman Marcuse, Office of Legal Counsel, Department of Justice; Alan Granwell, International Tax Counsel, Department of Treasury; Edward Pangelinan, on behalf of the Commonwealth of the Northern Mariana Islands; and Virgin Islands Governor Juan Luis, Rupert W. Ross, Jr., Henry Feuerzeig, and Alexander A. Farrelly, all on behalf of the Fourth Constitutional Convention of the Virgin Islands, Charlotte Amalie, Virgin Islands.

CHANNELS AND HARBORS

Committee on Environment and Public Works: Subcommittee on Water Resources began markup of S. 1692, providing for the operation, maintenance, and construction of deep-draft channels and national harbors, but did not complete action thereon, and recessed subject to call.

COASTAL BARRIER RESOURCES

Committee on Environment and Public Works: Subcommittee on Environmental Pollution concluded hearings on S. 1018, prohibiting the Federal government from funding commercial and residential growth on undeveloped barrier beaches and islands, after receiving testimony from Senator Bumpers; Representative Thomas B. Evans, Jr.; James G. Watt, Secretary of the Interior; Laurance Rockefeller, on behalf of the Americans for the Coast, New York City; and Jay Hair, National Wildlife Federation, and James Scott and Scott Schlesinger, both of the National Association of Home Builders, all of Washington, D.C.

DOD—ACQUISITION PROCESS

Committee on Governmental Affairs: Committee began hearings to examine the Department of Defense's procedures for acquiring new weapons and other goods and services, receiving testimony from Charles A. Bowsher, Comptroller General, General Accounting Office; Alice M. Rivlin, Director, Congressional Budget Office; Norman Augustine, Martin Marietta Corporation, Bethesda, Maryland, Laurence E. Lynn, Harvard University, Cambridge, Massachusetts; and Russell Murray, former Under Secretary of Defense for Planning, Analysis and Evaluation, Arlington, Virginia.

Hearings continue on Tuesday, October 27.

ADVISORY COMMISSION ON INTERGOVERNMENTAL RELATIONS

Committee on Governmental Affairs: Subcommittee on Intergovernmental Relations concluded hearings in review of the activities of the last five years of the Advisory Commission on Intergovernmental Relations. Witnesses heard were James G. Watt, Secretary of the Interior/Chairman, and Wayne F. Anderson, Executive Director, both of the Advisory Commission on Intergovernmental Relations; and Bart Russell, National Association of Towns and Townships, and Robert V. Haderlein, National School Boards Association, both of Washington, D.C.

GAS STATIONS

Committee on the Judiciary: Committee concluded hearings on S. 326, prohibiting a refiner, other than an independent or small refiner, from operating a gas station in the United States, and making it unlawful for a supplier to practice price discrimination in the sale of motor fuel, after receiving testimony from William F. Baxter, Assistant Attorney General, Antitrust Division, Department of Justice; Leonard L. Coburn, Acting Director, Office of Competition, Office of Congressional, Intergovernmental and Public Affairs, Department of Energy; Arthur E. Price, Maryland Administrator of Motor Fuel Inspection, Annapolis; Griffin B. Bell, King and Spalding, on behalf of the American Petroleum Institute, Washington, D.C.; Philip E. Sorensen, Florida State University, Tallahassee; John R. Hally, Nutter, McClennen & Fish, Boston, Massachusetts; William J. Bittles, Jr., Shell Oil, Houston, Texas; Jack C. Pester, Pester Corporation, Des Moines, Iowa; Jesse Winzenreed, Crown Central Petroleum Corp., Baltimore, Maryland; and G. Norman Nicholson, Marathon Oil Company, Findley, Ohio.

BAIL REFORM

Committee on the Judiciary: Subcommittee on the Constitution concluded hearings on S. 1554, amending the Bail Reform Act permitting pretrial detention of certain offenders, considering community safety in pretrial release conditions, eliminating surety and money bonds, and strengthening criteria for post-conviction release pending appellate review, after receiving testimony from Jeffrey Harris, Deputy Associate Attorney General and Executive Director of the Attorney General's Task Force on Violent Crime, Department of Justice; Jerry Watson, Dallas, Texas, on behalf of Professional Bondsmen of the U.S.; and Bruce D. Beaudin, Director, D.C. Pretrial Services Agency, Government of the District of Columbia.

NOMINATIONS

Committee on Labor and Human Resources: Committee approved for reporting the nominations of Ford B. Ford, of California, to be Assistant Secretary of Labor for Mine Safety and Health, and Rosemary M. Collyer, of Colorado, to be a Member of the Federal Mine Safety and Health Review Commission.

MARIJUANA AND YOUTH

Committee on Labor and Human Resources: Subcommittee on Alcoholism and Drug Abuse concluded hearings to examine the health and education effects of marijuana on youth, to assess research priorities, and to establish positive directions in the search for information on the effects of marijuana, after receiving testimony from William Pollin, Director, National Institute on Drug Abuse, Department of Health and Human Services; Carol Grace Smith, Associate Professor Uniformed Services, University of the Health Sciences, Department of Defense; Sidney Cohen, University of California, Los Angeles; Donald Ian MacDonald, Clearwater Pediatric Association, Clearwater, Florida; Ingrid Lantner, Erieside Pediatric Clinic, Willoughby, Ohio; Marsha K. Schuchard, Georgia State University, Atlanta; and Mel Riddile, Fairfax County Public Schools, Fairfax, Virginia.

EMPLOYMENT/TRAINING PROGRAMS

Committee on Labor and Human Resources: Subcommittee on Employment and Productivity concluded joint oversight hearings with the Subcommittee on Education on the implementation of vocational education and youth employment programs, after receiving testimony from Albert Angrisani, Assistant Secretary of Labor for Employment and Training; Robert M. Worthington, Assistant Secretary of Education for Vocational and Adult Education; and Delaware Governor Pierre S. du Pont, IV, Dover.

COMMITTEE FUNDING

Committee on Rules and Administration: Committee began consideration of S. Res. 222, requesting additional funds for the Committee on the Judiciary for inquiries and investigations, and S. Res. 225, requesting additional funds for the Select Committee on Intelligence for the procurement of consultants, but did not complete action thereon, and recessed subject to call.

INTELLIGENCE BRIEFING

Select Committee on Intelligence: Committee held a closed briefing on intelligence matters, but made no announcements.

Committee will meet again tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 11 public bills, H.R. 4800–4810; 3 private bills, H.R. 4811–4813; and 6 resolutions, H.J. Res. 343–345, H. Con. Res. 206, and H. Res. 251 and 252 were introduced.

Page 24798

Bills Reported: Reports were filed as follows:

Report of the Committee on Veterans' Affairs entitled "Revised Report on Allocation of Budget Totals to Subcommittees" (H. Rept. 97–282); and

H.R. 3963, to amend the Contract Services for Drug Dependent Federal Offenders Act of 1978 to extend the periods for which funds are authorized to be appropriated, amended (H. Rept. 97–283).

Page 24798

Committees To Sit: Committee on House Administration received permission to sit today during proceedings of the House under the five-minute rule; and

Committee on Small Business received permission to sit during proceedings of the House under the 5-minute rule on Thursday, October 22.

Page 24713

Food and Agriculture Act: House continued consideration of H.R. 3603, to provide price and income protection for farmers, assure consumers an abundance of food and fiber at reasonable prices, and continue food assistance to low-income households; but came to no resolution thereon. Proceedings under the 5-minute rule are scheduled to continue on Thursday, October 22.

Pending when the Committee of the Whole rose was an amendment that seeks to raise the food stamp authorization caps to $11.3 billion in fiscal year 1982, $11.2 billion in 1983, $11.1 billion in 1984, and $11.3 billion in 1985; delay the adjustment in the Thrifty Food Plan for six months; authorize certain employees of the Office of Inspector General to conduct certain law enforcement functions; and make coupon issuing agents who accept fraudulent authorization cards liable to pay back the value of food stamp coupons to State agencies.

By a yea-and-nay vote of 386 yeas to 2 nays, Roll No. 270, the House agreed to resolve itself into the Committee of the Whole.

Agreed To:

An amendment that authorizes the establishment in the Treasury a Commodity Credit Corporation Export Market and Development Expansion Revolving Fund for use in promoting exports of agricultural commodities;

An amendment that permits county Agricultural Stabilization and Conservation Service committees to forgive some or all of the penalties imposed in cases where a producer samples, turns, moves, or replaces a commodity which is security for CCC loans or held under a reserve program if the county AFCS committee finds the violation occurred inadvertently;

An amendment that clarifies language relating to nonquota tobacco;

An amendment, as amended by a substitute, that states it is the intent of Congress that the tobacco

price support and production control program be carried out at no cost to the taxpayers other than incidental administrative expenses and directs the Secretary to promulgate regulations within his existing authority by January 1, 1982 to accomplish this objective (agreed to by a recorded vote of 412 ayes, Roll No. 272);

An amendment that authorizes the Secretary to take action in an extraordinary emergency which exists as a result of the presence of plant pests in the United States and permits the Secretary to pay compensation for economic losses resulting from such actions;

An amendment that provides for a loan support program for the 1981 through 1985 crops of oil sunflower seeds;

The committee amendment to title XII;

An amendment that states that any company engaged in the export of wheat or feed grains should pay no less than the fair market value of the commodity at the time of purchase;

An amendment that directs the Secretary to study and develop legislative proposals that would provide alternative marketing and pricing programs to assure that grain sold in the export market would be sold at a price sufficient to recover at least the cost of production;

An amendment that facilitates the use of excess commodities by the Food for Peace program;

An amendment that requires that development projects conducted by recipients of Food for Peace assistance be described in quantifiable and verifiable terms to ensure that the projects serve an agricultural development purpose and that the projects benefit the poor;

An amendment that states it is the sense of Congess that the Secretary should take further steps to develop, maintain, and expand international markets for United States agricultural commodities; and

An amendment that requires that Congress review any agreement providing for the sale, barter, or exchange of commodities to be exported, owned or controlled by the CCC which have a value of more than $5 million and for which the value to be received is less than 85 percent of the world market price.

Rejected:

An amendment that sought to prohibit the Secretary from requiring feed grain producers to participate in a land diversion or set-aside program or to devote acreage to conservation use as a condition of eligibility for participation in a farmer-held reserve or extended price support loan program when feed grains are in abundant supply (rejected by a division vote of 7 ayes to 22 noes); and

An amendment that sought to repeal the tobacco price support and marketing programs (rejected by a recorded vote of 184 ayes to 231 noes with 2 voting "present", Roll No. 271).

Pages 24713–24791

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on pages 24799–24800.

Quorum Calls—Votes: On yea-and-nay vote and two recorded votes developed during the proceedings of the House today and appear on pages 24719, 24755–24756, 24760–24761. There were no quorum calls.

Adjournment: Adjourned at 6:03 p.m.

Committee Meetings

MILITARY PERSONNEL EDUCATIONAL ASSISTANCE PROGRAM

Committee on Armed Services: Subcommittee on Military Personnel and Compensation continued hearings on legislative proposals for a new educational assistance program for military personnel. Testimony was heard from representatives of educational and military associations.

Hearings continue October 28.

FEDERAL PREEMPTION OF STATE USURY CEILINGS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Consumer Affairs and Coinage approved a motion to table the following bills: H.R. 2501, Interest Rate Deregulation Act of 1981 and H.R. 3172, to authorize loans at interest rates in excess of certain State usury ceilings.

Prior to this action, the Subcommittee concluded hearings on this legislation. Testimony was heard from Representatives Alexander and LaFalce; Nancy H. Teeters, Governor, Federal Reserve System; Roger W. Mehle, Jr., Deputy Assistant Secretary of the Treasury for Domestic Finance and public witnesses.

VOCATIONAL EDUCATION ACT REAUTHORIZATION

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education held an oversight hearing on the reauthorization of the Vocational Education Act. Testimony was heard from Dr. Henry David, Project Director, National Institute of Education, Department of Education.

U.N. ENERGY CONFERENCE

Committee on Energy and Commerce: Subcommittee on Energy Conservation and Power and the Subcommittee on Energy, Environment, Safety and Issues Affecting Small Business of the Committee on Small Business held a joint hearing on U.N. Energy Conference and energy in developing countries. Testi-

mony was heard from the following officials of the Department of State: Elliott Abrams, Assistant Secretary for International Affairs and James Stromayer, U.S. Coordinator for U.N. Conference on New and Renewable Sources of Energy; from the following representatives of the International Energy Trade and Finance Division, GAO: Alan Mendelowitz and Bob Brady and public witnesses.

WAIVER PROPOSAL FOR THE ALASKA GAS TRANSPORTATION SYSTEM

Committee on Energy and Commerce: Subcommittee on Fossil and Synthetic Fuels and the Subcommittee on Energy and the Environment of the Committee on Interior and Insular Affairs held a joint hearing on the Administration's proposal to waive several provisions of law for the benefit of the Alaska Natural Gas Transportation System under procedures specified in the Alaska Natural Gas Transportation Act. Testimony was heard from Representative Young of Alaska; James B. Edwards, Secretary of Energy and public witnesses.

Hearings continue tomorrow.

VIOLENCE ON TV

Committee on Energy and Commerce: Subcommittee on Telecommunications, Consumer Protection and Finance held a hearing on the Social/Behavioral Effects of Violence on Television. Testimony was heard from public witnesses.

U.S. POLICY IN INDOCHINA REGION

Committee on Foreign Affairs: Subcommittee on Asian and Pacific Affairs continued hearings on U.S. Policy in the Indochina Region Since Vietnam's Occupation of Kampuchea. Testimony was heard from public witnesses.

Hearings continue tomorrow.

U.S. POLICY TOWARDS THE MIDDLE EAST

Committee on Foreign Affairs: Subcommittee on Europe and the Middle East held a hearing on U.S. Policy towards the Middle East. Testimony was heard from Nicholas A. Veliotes, Assistant Secretary of State, Bureau of Near East and South Asian Affairs and other departmental witnesses.

U.S.-CANADIAN ECONOMIC RELATIONS

Committee on Foreign Affairs: Subcommittee on International Economic Policy and Trade and the Subcommittee on Inter-American Affairs held a joint hearing on Issues in United States-Canadian Economic Relations. Testimony was heard from David R. Macdonald, Deputy U.S. Trade Representative; Raymond J. Waldmann, Assistant Secretary for International Economic Policy, Department of Commerce; Ernest B. Johnston, Deputy Assistant Secretary, Bureau for Economic and Business Affairs, Department of State and Robert A. Cornell, Deputy Assistant Secretary for Trade and Investment Policy, Department of the Treasury.

OVERSIGHT-EPA

Committee on Government Operations: Subcommittee on Environment, Energy, and Natural Resources held an oversight hearing on EPA. Testimony was heard from the following officials of EPA: Ann McGill Gorsuch, Administrator and John H. Hernandez, Deputy Administrator.

PAPERWORK REDUCTION ACT IMPLEMENTATION

Committee on Government Operations: Subcommittee on Legislation and National Security held an oversight hearing on the implementation of the Paperwork Reduction Act of 1981, (Public Law 96–511). Testimony was heard from Charles A. Bowsher, Comptroller General, GAO; Edwin L. Harper, Deputy Director, OMB; Gerald P. Carmen, Administrator, GSA and public witnesses.

MISCELLANEOUS MATTERS

Committee on House Administration: Ordered reported H. Res. 244, providing for upgrading of three positions on the Capitol Police.

The Committee approved pending business from the Subcommittee on Accounts and the Subcommittee on Personnel and Police.

The Committee also approved regulations for the Legislative Service Organizations.

OVERSIGHT—SCHOOL DESEGREGATION

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued oversight hearings on School Desegregation. Testimony was heard from public witnesses.

Hearings continue October 29.

OVERSIGHT—IMMIGRATION REFORM

Committee on the Judiciary: Subcommittee on Immigration, Refugees, and International Law continued oversight hearings on Immigration Reform, with emphasis on employer sanctions and employment verification systems. Testimony was heard from Rudolph W. Giuliani, Associate Attorney General, Department of Justice; Robert Searby, Deputy Under Secretary for International Labor Affairs, Department of Labor; Sandy Crank, Associate Commissioner, Social Security Administration, Department of Health and Human Services; Arthur Flemming, Chairman, Commission on Civil Rights and public witnesses

Hearings continue October 26.

CLAYTON ACT AMENDMENTS

Committee on the Judiciary: Subcommittee on Monopolies and Commercial Law held a hearing on H.R.

1242, to provide for contribution of damages attributable to an agreement by two or more persons to fix, maintain, or stabilize prices under section 4, 4A, or 4C of the Clayton Act, and a similar bill H.R. 4072. Testimony was heard from public witnesses.

PORT DEVELOPMENT AND NAVIGATION IMPROVEMENT ACT

Committee on Merchant Marine and Fisheries: Ordered reported as amended H.R. 4627, Port Development and Navigation Improvement Act of 1981.

URBAN TRANSPORTATION

Committee on Public Works and Transportation: Subcommittee on Investigations and Oversight continued hearings on the financial and productivity problems of Urban Transportation. Testimony was heard from public witnesses.

NUCLEAR WASTE RESEARCH, DEVELOPMENT, AND DEMONSTRATION ACT

Committee on Science and Technology: Subcommittee on Energy Research and Production approved for full Committee action as amended H.R. 4697, Nuclear Waste Research, Development, and Demonstration Act of 1981.

OVERSIGHT

Committee on Small Business: Subcommittee on Export Opportunities and Special Small Business Problems continued oversight hearings on Regulatory Flexibility Act. Testimony was heard from Reese H. Taylor, Jr., Chairman, ICC; John Fowler, General Counsel, Department of Transportation; Joseph P. Hile, Associate Commissioner for Regulatory Affairs, Food and Drug Administration, Department of Health and Human Services and Stephen A. Sharp, General Counsel, FCC.

Joint Meetings

ECONOMIC FORECAST

Joint Economic Committee: Committee held hearings to examine whether the economy is in a recession, and to discuss a preliminary report on the Gross National Product for the third quarter, receiving testimony from Lawrence Chimerine, Chase Econometrics, Bala-Cynwyd, Pennsylvania; George Perry, The Brookings Institution, Washington, D.C.; and John Rutledge, Claremont Economics Institute, Claremont, California.

Hearings were recessed subject to call.

AUTHORIZATIONS—MILITARY PROCUREMENT

Conferees continued in closed session to resolve their difference between the Senate- and House-passed versions of S. 815, authorizing funds for fiscal year 1982 for military procurement programs of the Department of Defense, but did not complete action thereon, and will meet again tomorrow.

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Thursday, October 22, 1981

Senate

Chamber Action

Routine Proceedings, pages 24982–25168, 25135–25167

Bills Introduced: Seven bills were introduced, as follows: S. 1761–1767.

Page 25124

Bills Reported: Reports were made as follows:

H.R. 4119, appropriating funds for fiscal year 1982 for the Department of Agriculture and related agencies, with amendments.

Special report entitled "Military and Technical Implications of the Proposed Sale of Air Defense Enhancements to Saudi Arabia" (S. Rept. No. 97–242).

S. 1605, reinstating U.S. oil and gas lease numbered E.S.–20644 (S. Rept. No. 97–243).

S. 383, reinstating U.S. oil and gas lease numbered M–16402, with an amendment (S. Rept. No. 97–244).

S. 466, reinstating U.S. oil and gas lease numbered M–15450, with an amendment (S. Rept. No. 97–245).

S. 1457, reinstating U.S. oil and gas lease numbered OR–13713, with amendments. (S. Rept. No. 97–246).

S. 651, reinstating U.S. oil and gas lease numbered W–46102, with an amendment (S. Rept. No. 97–247).

Page 25114

Measure Passed:

International Security and Development Cooperation Act of 1981: By 40 yeas to 33 nays, Senate passed S. 1196, authorizing funds for fiscal year 1982 for certain foreign development and security assistance programs, for the Peace Corps, separating the Peace Corps from the ACTION Agency, and prohibiting the provision of military personnel to and the furnishing of security assistance to El Salvador, after taking action on additional amendments proposed thereto, as follows:

Adopted:

(1) Moynihan unprinted amendment No. 497, discouraging the transfer of economic and military assistance to countries represented at the meeting of Foreign Ministers and Heads of Delegations of Non-Aligned Countries which fail to dissociate themselves from the Communique of September 28, 1981.

Page 25016

(2) By unanimous vote of 88 yeas, Moynihan unprinted amendment No. 498 (to Moynihan unprinted amendment No. 497 above), in the nature of a substitute.

Page 25016

(3) Kasten-Hatfield unprinted amendment No. 499, relating to the earmarking of funds.

Page 25023

(4) Percy unprinted amendment No. 500 (to Kasten-Hatfield unprinted amendment No. 499, in the nature of a substitute), providing that the earmarking of funds in the International Organizations and Programs Account be proportional to the total amount appropriated for the entire account.

Page 25025

(5) Hayakawa unprinted amendment No. 501, increasing the authorized ceiling of War Reserve Stocks for fiscal year 1982 for Korea from $100 million to $160 million.

Page 25026

(6) Helms-Thurmond unprinted amendment No. 502, repealing a prohibition on furnishing certain assistance to Chile. (By 30 yeas to 57 nays, Senate failed to table the amendment.)

Page 25027

(7) By unanimous vote of 86 yeas, Percy unprinted amendment No. 503 (to Helms-Thurmond unprinted amendment No. 502, of a perfecting nature), putting certain restrictions on assistance to Chile, and providing that the Government of Chile should take steps to bring to justice by all legal means available in the United States or Chile those indicted by a U.S. grand jury in connection with the murders of Orlando Letelier and Ronni Moffitt.

Page 25048

(8) Tower modified unprinted amendment No. 504, retaining authority for leases of defense articles to foreign countries or international organizations in Title 10, Section 2667 and eliminating the requirement for legislative review of these leases. (By 33 yeas to 43 nays, Senate failed to table the amendment.)

Page 25050

(9) Glenn unprinted amendment No. 506, providing that the spread of international terrorism poses a grave and growing danger for world peace and for the national security of the United States; that, as part of its vigorous opposition to the activities of international terrorist leaders and the increase of international terrorism, the United States should take all steps necessary to ensure that no U.S. citizen is acting in the service of terrorism or of the proponents of terrorism; and that, within six months after enactment of the Act, the President shall submit to the Speaker of the House of Representatives and the Chairman of the Senate Committee on Foreign Relations a report on remedies and enforcement resources available, together with an assessment of their impact and effectiveness, and legislative and administrative alternatives which could be enacted.

Page 25059

(10) Tower-Moynihan unprinted amendment No. 507, restoring the administration's budget request for international military education and training.

Page 25062

(11) Hatfield unprinted amendment No. 508, requiring that, not later than 90 days after enactment of the Act, the President prepare and transmit to the Speaker of the House of Representatives and the Chairman of the Senate Committee on Foreign Relations a report on the Salvadoran conflict.

Page 25064

(12) Tower unprinted amendment No. 510, establishing a ceiling for the Special Defense Acquisition Fund (SDAF) in title 10, section 138, and recognizing the interest of the Armed Services Committee in the SDAF.

Page 25074

(13) Helms unprinted amendment No. 511, limiting the total amount of funds authorized to be appropriated by the Act which may be obligated or expended (as modified by Percy unprinted amendment No. 516, below).

Page 25076

(14) Helms unprinted amendment No. 512, restricting the provisions of assistance to land reform in El Salvador.

Page 25076

(15) Percy unprinted amendment No. 513 (to Helms unprinted amendment No. 511, in the nature of a substitute), providing that none of the funds authorized to be appropriated by the Act may be made available for the provision of assistance to El Salvador for the purpose of planning for compensation, or for the purpose of compensation, for the confiscation, nationalization, acquisition, or expropriation of any agricultural or banking enterprise, or of the properties or stock shares which may be pertaining thereto.

Page 25077

(16) Percy unprinted amendment No. 515, providing that the currencies or credits received by the United States from the April 1981 sale of United States Government-held surplus dairy products to Poland shall, to such extent as may be provided in advance in an appropriation Act, be used by the President in Poland to serve United States interests, including use for activities of common benefit to the

people of the United States and the people of Poland, such as joint programs in energy, agriculture, education, science, health, and culture, or for humanitarian activities.

Page 25085

(17) Percy unprinted amendment No. 516 (to Helms unprinted amendment No. 511, in the nature of a substitute), providing that the funds authorized to be appropriated in the Act shall be reduced by $67.6 million; that in order to comply with the limitation contained in subsection (a), the head of each agency to which funds are appropriated pursuant to the Act shall determine the extent to which funds available to such agency for any activity, program, project, type of material assistance, or country will not be obligated or expended; and that nothing in the section authorizes an increase in the amount available for any activity, program, project, type of material assistance, or country.

Page 25086

(18) Kasten-Inouye unprinted amendment No. 517, providing that of the funds appropriated pursuant to paragraph (1), up to $75,000,000 may be made available as a special requirements fund, except that none of such funds may be obligated unless the Senate Committee on Foreign Relations, the House Committee on International Relations, and the Committee on Appropriations of each House of Congress are notified 15 days in advance of such obligation. (Senate earlier rejected the amendment and, by 49 yeas to 24 nays, agreed to a motion to reconsider.)

Page 25086

Rejected:

(1) By 39 yeas to 48 nays, Hatch Amendment No. 556, to strike all language providing for the autonomy of the Peace Corps, to insure maximum efficiency of ACTION and the Peace Corps.

Page 25102

(2) Mattingly unprinted amendment No. 496, to postpone the establishment of the Peace Corps as an independent agency until October 1, 1982. (By 49 yeas to 37 nays, Senate tabled the amendment.)

Page 25114

(3) By 14 yeas to 61 nays, Helms unprinted amendment No. 509, to provide that none of the funds authorized to be appropriated under the Act may be made available for the purpose of furnishing assistance for Zimbabwe unless the President prepares and transmits to the Speaker of the House of Representatives and the Chairman of the Senate Foreign Relations Committee a report certifying that no military adviser or technician or other military personnel of the Democratic People's Republic of Korea has been present in Zimbabwe during any period after January 1, 1982.

Page 25067

(4) By 28 yeas to 45 nays, Hatfield unprinted amendment No. 518, to strike $100,000,000 in assistance to Pakistan.

Page 25088

Pages 25002–25009

Standby Petroleum Allocation Act: Senate briefly considered S. 1503, authorizing the President to allocate supplies of crude oil and petroleum products during a severe petroleum supply shortage, with an amendment in the nature of a substitute.

Senate earlier reached a unanimous consent agreement providing for consideration of the bill and amendments to be proposed thereto.

Senate will continue consideration of the bill and amendments proposed thereto on Friday, October 23.

Pages 25046–25047, 25109

Vice Presidential Appointments:

The Chair, on behalf of the Vice President, appointed Senator Pressler as a Congressional Adviser to the Second Session of the Regional Administrative MF (AM) Broadcasting Conference of the International Telecommunications Union, to be held in Rio de Janeiro, Brazil, November 9 to December 18, 1981.

Page 25093

The Chair, on behalf of the Vice President, appointed Senator Dole as a Congressional Adviser to the United Nations Conference of the Food and Agriculture Organization, to be held in Rome, Italy, November 7–26, 1981.

Page 25168

Nominations: Senate received a routine list of Air Force nominations.

Pages 25168–25171

Messages From the President: Page 25114

Messages From the House: Pages 25114–25115

Measures Ordered Placed on Calendar: Page 25115

Communications: Page 25115

Statements on Introduced Bills: Page 25124–25168
Pages 25136–25157

Notices of Hearings: Page 25158

Additional Statements: Page 25158–25167

Nominations: Pages 25168–25171

Record Votes: Ten record votes were taken today. (Total—330)

Pages 25013, 25015, 25023, 25047, 25050, 25056–25057, 25074, 25087, 25090, 25098

Recess: Senate convened at 9 a.m., and recessed at 10:02 p.m., until 10 a.m., on Friday, October 23, 1981. (For Senate's program, see remarks of Senator Baker in today's Record on page 25168.)

Committee Meetings

NATIONAL FOREST SYSTEM LANDS

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Forestry, Water Resources, and Environment concluded hearings on S. 705, authorizing the conveyance of certain National Forest System lands when determined to be in the public interest, after receiving testimony from Senator Domenici; R. Max Peterson, Chief, U.S. Forest Service, Department of Agriculture; Gene S. Bergoffen, National Forest Products Association; and Rosemarie Craven, representing the National Inholders Association, both of Washington, D.C.; and Charlene Ward, Alamogordo Abstract and Title Company, Alamogordo, New Mexico, and Guaranty Abstract and Title Company, Ruidoso, New Mexico.

APPROPRIATIONS—AGRICULTURE AND ENERGY AND WATER

Committee on Appropriations: Committee ordered favorably reported with amendments the following bills:

H.R. 4144, appropriating funds for fiscal year 1982 for energy and water development programs; and

H.R. 4119, appropriating funds for fiscal year 1982 for the Department of Agriculture and related agencies.

Also, committee approved modifications to committee amendments to be offered to H.R. 4121, authorizing funds for fiscal year 1982 for the Department of the Treasury, Postal Service, and General Government (pending on Senate calendar).

APPROPRIATIONS—FOREIGN ASSISTANCE

Committee on Appropriations: Subcommittee on Foreign Operations approved for full committee consideration, with amendments, proposed legislation appropriating funds for fiscal year 1982 for foreign assistance programs.

FINANCIAL INSTITUTIONS

Committee on Banking, Housing and Urban Affairs: Committee continued hearings on S. 1686, S. 1703, S. 1720, and S. 1721, bills promoting competition among certain financial institutions, expanding their range of services, and protecting the depositors and creditors of such institutions, receiving testimony from David Silver, Investment Company Institute, Samuel C. Cantor, American Council of Life Insurance, Howard M. Schneider, Dealer Bank Association, Edward J. Kremer, Independent Insurance Agents of America, William H. Hudnut, III, National League of Cities, Richard Conder, National Association of Counties, and William Reynolds, Municipal Finance Officers Association, all of Washington, D.C.; Alfred Van Liew, II, Rhode Island Hospital Trust National Bank, Providence; Robert Garver, Charleston Savings Bank, Boston, Massachusetts; and Ralph D. deNunzio, Walter W. Craigie, Jr., Michael Mussa, University of Chicago, and George Kaufman, Loyola University, all on behalf of the Securities Industry Association, New York City.

Hearings continue on Tuesday, October 27.

ALASKA NATURAL GAS TRANSPORTATION SYSTEM

Committee on Energy and Natural Resources: Committee began hearings on S.J. Res. 115, approving the President's recommended waiver of law to expedite the construction and initial operation of the Alaska Natural Gas Transportation System, receiving testimony from James B. Edwards, Secretary of Energy; Alaska Governor Jay S. Hammond; C. M. Butler, III, Chairman, Federal Energy Regulatory Commission; William P. Horn, Deputy Under Secretary of the Interior; Ernest Johnson, Deputy Assistant Secretary of State for Economics and Business; and John T. Rhett, Jr., Federal Inspector, Alaska Natural Gas Transportation System.

Hearings continue tomorrow.

RECLAMATION OF FARMLAND

Committee on Governmental Affairs: Subcommittee on Energy, Nuclear Proliferation and Government Processes held hearings on the Administration's plans for implementing the Prime Farmlands provisions of the Surface Mining Control and Reclamation Act, requiring that prime farmland which is strip-mined must be restored to its original level of productivity, receiving testimony from James G. Watt, Secretary, James R. Harris, Director, and Dean Hunt, Assistant Director for Technical Services, both of the Office of Surface Mining, and Donald Tindal, Associate Solicitor for energy and minerals, all of the Department of the Interior; Douglas M. Downing, Illinois Department of Mines and Minerals, Springfield; Michael Schechtman, The Illinois South Project, Inc., Herrin; Richard Clemmons, Illinois Farm Bureau, Bloomington; Robert Holloway, Arch Mineral Corporation, St. Louis, Missouri; and Kenneth E. Hogren, Blandinsville, Illinois.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of Richard J. Cardamone, of New York, to be Circuit Judge for the Second Circuit Court of Appeals, Robert D. Potter, to be U.S. District Judge for the Western District of North Carolina, and Paul A. Magnuson, to be U.S. District Judge for the District of Minnesota, after the nominees testified and answered questions in their own behalf. Mr. Cardamone was introduced by Senator D'Amato and Representative Donald Mitch-

ell; Mr. Potter was introduced by Senators Helms and East; and Mr. Magnuson was introduced by Senators Durenberger and Boschwitz. Testimony was also received on the nominatiom of Mr. Cardamone from Thomas Murphy and Gene Crescenzi, both of New York City.

JUVENILE DELINQUENCY

Committee on the Judiciary: Subcommittee on Juvenile Justice held hearings on the early identification of possible future violent criminals, focusing on juvenile delinquents, receiving testimony from David Farrington, Cambridge University Institute of Criminology, and Fellow, National Institute of Justice, Department of Justice; Stanton Samenow, Member, President's Law Enforcement Task Force; John Monahan, University of Virginia School of Law, Charlottesville; Gerald R. Patterson, Oregon Social Learning Center, Eugene; Donna Hamparian, The Academy for Contemporary Problems, Columbus, Ohio; and Archibald Murray, Legal Aid Society, New York City.

Hearings were recessed subject to call.

IMMIGRATION AND NATURALIZATION LAWS

Committee on the Judiciary: Subcommittee on Immigration and Refugee Policy resumed hearings on proposed revisions to the immigration and naturalization laws of the United States, focusing on temporary worker programs of the Federal government, receiving testimony from Senators Schmitt and Hayakawa; Alan C. Nelson, Deputy Commissioner, Immigration and Naturalization Service, Department of Justice; Frank Crigler, Director, Office of Mexican Affairs, Department of State; Robert W. Searby, Deputy Undersecretary of Labor for International Affairs; A. James Barnes, General Counsel, Department of Agriculture; Fred Heringer, California Farm Bureau, Sacramento, on behalf of the American Farm Bureau Federation; Garry Geffert, West Virginia Legal Services, Inc., Martinsburg, on behalf of the Migrant Legal Action Program; Arnold Torres, League of United Latin American Citizens, Corpus Christi, Texas; David Gregory, Dartmouth College, Hanover, New Hampshire; Craig Frederickson, Community Research Associates, Inc., San Diego, California; Mark Miller, University of Delaware, Newark; Abelardo Perez, National Association of Farm Worker Organizations, and Peter Allstrom, AFL–CIO, Food and Beverages Trade Dept., both of Washington, D.C.; and John Etchepare, Western Range Association, Cheyenne, Wyoming.

Hearings continue on Thursday, October 29.

FEDERAL CONTRACT COMPLIANCE PROGRAMS

Committee on Labor and Human Resources: Committee held oversight hearings to examine affirmative action regulations of the Office of Federal Contract Compliance Programs, Department of Labor, receiving testimony from Robert Thompson, Chamber of Commerce of the United States; Arnold Torres, League of United Latin American Citizens, and Robert Blount, on behalf of the Minority Contractors Association, all of Washington, D.C.; John Priest, Boeing Company, Seattle, Washington; Robert Baumann, The Mead Company, Dayton, Ohio; Susan Brophy, Women for Blue Collar Jobs, Boston, Massachusetts; Richard M. Chastain, Morrison-Knudsen Company, Boise, Idaho, on behalf of the Associated General Contractors; and John Bridge, Bridge Construction Corporation, Augusta, Maine, on behalf of the Associated Builders Contractors.

Hearings continue on Tuesday, December 1.

BUSINESS MEETING

Select Committee on Intelligence: Committee held a closed business meeting, but made no announcements, and will meet again on Tuesday, October 27.

House of Representatives

Chamber Action

Bills Introduced: 22 public bills, H.R. 4814–4835; 1 private bill, H.R. 4836; and 3 resolutions, H.J. Res. 346 and 347, and H. Res. 253 were introduced.

Pages 24981–24982

Bills Reported: Reports were filed as follows:

H.R. 4766, to recognize the organization known as the United States Submarine Veterans of World War II (H. Rept. 97–284);

H.R. 4769, to recognize the organization known as the American Council of Learned Societies (H. Rept. 97–285);

H.R. 4755, to recognize the organization known as Former Members of Congress (H. Rept. 97–286);

H.R 4734, to recognize the organization known as the Italian American War Veterans of the United States (H. Rept. 97–287);

H.R. 825, amended; 1783, amended; 1841; and 2342; all private bills (H. Repts. 97–288 through 97–291, respectively); and

H. Res. 253, providing for the consideration of H.R. 4603, to provide flexibility to the Federal Deposit Insurance Corporation, the Federal Savings and Loan Insurance Corporation, and the Federal

supervisory agencies to deal with financially distressed depository institutions (H. Rept. 97–292).

Page 24981

Committee to Sit: Committee on Armed Services received permission to sit today during proceedings of the House under the 5-minute rule.

Pages 24846–24847

Food and Agriculture Act: House passed H.R. 3603, to provide price and income protection for farmers, assure consumers an abundance of food and fiber at reasonable prices, and continue food assistance to low-income households.

Rejected a motion to recommit the bill to the Committee on Agriculture.

By a yea-and-nay vote of 378 yeas to 1 nay, with 1 voting "present", Roll No. 273, the House agreed to resolve itself into the Committee of the Whole.

Agreed To:

An amendment, as modified, that raises the food stamp authorization caps to $11.3 billion in fiscal year 1982, $11.2 billion in 1983, $11.1 billion in 1984, and $11.3 billion in 1985; delays the adjustment in the Thrifty Food Plan for six months; authorizes certain employees of the Office of Inspector General to conduct certain law enforcement functions; and makes coupon issuing agents who accept fraudulent authorization cards liable to pay back the value of food stamp coupons to State agencies;

An amendment that excludes low-income energy assistance from the formula used in establishing eligibility for food stamps;

An amendment that permits food retailers to deposit food stamps for redemption in savings and loan institutions;

An amendment that permits Indians not living on reservations to receive food stamps;

An amendment that allows parents and children living together to qualify as separate households if one parent is disabled and receives other assistance for food stamp purposes; and excludes as a reimbursement in the food stamp program AFDC benefits received for work-related and child care expenses;

An amendment that allows recipients of AFDC and SSI benefits to automatically qualify for food stamps;

An amendment that permits GAO access to State and Federal food stamp records for auditing purposes;

An amendment that provides for reporting of abuses by the public, notice of verification, disclosure of information to law enforcement officials, minimum mandatory court sentences for criminal offenses and work restitution programs for welfare waste, fraud and abuse;

An amendment that authorizes grants to upgrade 1890 land-grant college research facilities;

An amendment that relates to the apportionment of funds appropriated for schools of veterinary medicine;

An amendment that strikes the requirement that State extension plans be submitted by the State Cooperative Extension Director in order to allow 1890 land-grant colleges to develop independent extension plans;

A technical amendment;

An amendment that permits the Secretary of Agriculture to approve long-term lease agreements between recipients of Farmers Home Administration loans and third parties;

An amendment that requires the Secretary of Agriculture to assess the impact of commodity price support reductions on family farmers;

An amendment that required FHA loan applicants to submit written net worth statements, and requires the Secretary of Agriculture to submit to Congress an annual report comparing the characteristics of limited resource borrowers and other recipients of FmHA loans;

An amendment that establishes an agricultural land resources policy;

An amendment that expands Agriculture agency volunteer programs;

An amendment that continues the Federal Crop Insurance pilot program through 1985;

An amendment that requests the President to call a White House Conference on Agriculture;

An amendment, as amended by a substitute (agreed to by a recorded vote of 223 ayes to 162 noes, with 1 voting "present", Roll No. 275), that excludes meat from importation that has been produced using chemicals or drugs banned in the production of domestic meat, and places imported meat under the same inspection criteria as domestic meat (agreed to by a recorded vote of 211 ayes to 168 noes, with 1 voting "present", Roll No. 276). Rejected an amendment to the substitute that sought to exclude meat from importation that contains chemicals or drugs banned in domestic meat, and places imported meat under the same inspection criteria as domestic meat (rejected by a division vote of 17 ayes to 29 noes); and

An amendment that authorizes the Secretary of Agriculture to charge user fees for reports and publications.

Rejected:

An amendment that sought to partially restore the purchase requirement to the food stamp program (rejected by a recorded vote of 147 ayes to 251 noes, Roll No. 274);

An amendment that sought to reinstate food stamp benefits to Puerto Rico;

An amendment that sought to impose a moratorium on loan foreclosures by the Farmers Home Ad-

ministration because of the number of farmers behind in their payments (rejected by a division vote of 10 ayes to 18 noes); and

An amendment that sought to limit authorities in the bill to a two-year period, rather than four years (rejected by a recorded vote of 180 ayes to 193 noes, Roll No. 277).

Subsequently, this passage was vacated, and by a reccorded vote of 192 ayes to 160 noes, Roll No. 278, the House passed in lieu S. 884, a similar Senate-passed bill, after it was amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill.

The Clerk was authorized to correct section numbers, cross references, and punctuation in the engrossment of the House amendments to the Senate bill.

Pages 24847-24965

Legislative Program: Majority Leader announced the legislative program for the week of October 26. Agreed to adjourn from Thursday to Monday.

Pages 24863-24864

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of October 28.

Page 24965

Referrals: Three Senate-passed measures were referred to the appropriate House committees.

Page 24979

Quorum Calls—Votes: One yea-and-nay vote and five recorded votes developed during the proceedings of the House today and appear on pages 24847-24848, 24862, 24923-24925, 24931-24932, 24861-24862. There were no quorum calls.

Adjournment: Adjourned at 8:11 p.m.

Committee Meetings

LABOR, HHS AND EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, HHS and Education held a hearing on 1982 Budget Revisions. Testimony was heard from Terrel H. Bell, Secretary of Education and Raymond J. Donovan, Secretary of Labor.

INTELLIGENCE BRIEFING

Committee on Armed Services: Met in executive session to receive a classified intelligence briefing. The Committee was briefed by representatives of the Defense Intelligence Agency.

MISCELLANEOUS MEASURES

Committee on Armed Services: Ordered reported the following bills: H.R. 3464, as amended, to amend title 10, United States Code, to provide that naval vessels of the United States may not be built in foreign shipyards; H.R. 4448, to amend title 10, United States Code, to increase the number of Assistant Secretaries in the Department of Defense; H.R. 4624, to amend title 10, United States Code, to provide employment protection for employees of nonappropriated fund instrumentalities of the Department of Defense who report violations of law or mismanagement; H.R. 4625, to authorize the Secretary of the Army to return to the Federal Republic of Germany certain works of art seized by the U.S. Army at the end of World War II; H.R. 3502, as amended, to amend title 38, United States Code, to provide for greater coordination and sharing of the medical facilities of the Veterans' Administration and the Department of Defense; H.R. 4543, to amend title 10, United States Code, to provide for the sharing with State and local governments of amounts received by the United States from the sale of timber produced on military installations; H.R. 4591, to amend the mineral leasing laws of the United States to provide for uniform treatment of certain receipts under such laws, and H.R. 4792, Military Justice Amendments of 1981.

DOD'S PROCUREMENT POLICIES

Committee on Armed Services: Subcommittee on Procurement and Military Nuclear Systems, Defense Procurement Procedures Panel continued hearings on the Department of Defense's procurement policies and practices. Testimony was heard from Walton Sheley, Director, Mission Analysis and Systems Acquisition Division, GAO and Patrick Renehan, Chief, Defense Cost Unit, Budget Analysis Division, CBO.

Hearings continue October 27.

OVERSIGHT

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education held an oversight hearing on the impact of Federal cutbacks on the School Lunch Program. Testimony was heard from Mary C. Jarratt, Assistant Secretary for Food, Nutrition and Consumer Affairs, USDA, and public witnesses.

WAIVER PROPOSAL FOR THE ALASKA GAS TRANSPORTATION SYSTEM

Committee on Energy and Commerce: Subcommittee on Fossil and Synthetic Fuels and the Subcommittee on Energy and the Environment of the Committee on Interior and Insular Affairs held a joint hearing on the Administration's proposal to waive several provisions of law for the benefit of the Alaska Natural Gas Transportation System under procedures specified in the Alaska Natural Gas Transportation Act. Testimony was heard from public witnesses.

Hearings continue tomorrow.

NONATTAINMENT PROGRAM

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on nonattainment provisions of the Clean Air Act. Testimony was heard from William Eichbaum, Assistant Secretary for Environmental Programs, Department of Health and Mental Hygiene, State of Maryland; Walter Rockenstein, Alderman, City of Minneapolis and public witnesses.

RECORD CARRIER POLICY

Committee on Energy and Commerce: Subcommittee on Telecommunications, Consumer Protection and Finance approved for full Committee action as amended H.R. 4801, Record Carrier Competition Act of 1981.

U.S. POLICY IN INDOCHINA REGION

Committee on Foreign Affairs: Subcommittee on Asian and Pacific Affairs (concluded hearings on U.S. Policy in the Indochina Region Since Vietnam's Occupation of Kampuchea. Testimony was heard from the following officials of the Department of State: John Holdridge, Assistant Secretary, Bureau of East Asian and Pacific Affairs and Shepard Lowman, Deputy Assistant Secretary for Asian Programs, Bureau of Refugee Programs, and Richard Armitage, Deputy Assistant Secretary, International Security Affairs, Department of Defense.

SOUTH AFRICA

Committee on Foreign Affairs: Subcommittee on International Economic Policy and Trade and the Subcommittee on Africa continued joint hearings on the following bills: H.R. 3008, requiring U.S. persons who control enterprises in South Africa to comply with certain fair employment principles, prohibiting any new loans by U.S. financial or lending institutions to the South African Government or to South African corporations or other entities owned or controlled by the South African Government, requiring reports with respect to loans to other South African entities, and prohibiting the importation of South African krugerrands or other South African gold coins and H.R. 3597, directing the President to exercise authorities contained in the International Emergency Economic Powers Act to issue regulations prohibiting investment in South Africa. Testimony was heard from Representative Pursell and public witnesses.

ARMS TRANSFER POLICY IN LATIN AMERICA

Committee on Foreign Affairs: Subcommittee on International Security and Scientific Affairs and the Subcommittee on Inter-American Affairs held a joint hearing on U.S. Arms Transfer Policy in Latin America. Testimony was heard from the following officials of the Department of State: Thomas D. Enders, Assistant Secretary for Inter-American Affairs and Richard D. Burt, Director, Bureau of Politico-Military Affairs and public witnesses.

OPEC INVESTMENT

Committee on Government Operations: Subcommittee on Commerce, Consumer, and Monetary Affairs continued hearings on Federal response to OPEC investment in the United States, with emphasis on Kuwait Petroleum Corporation's purchase of Santa Fe International. Testimony was heard from Robin West, Assistant Secretary for Policy, Budget, and Analysis, Department of the Interior and public witnesses.

ELECTRONIC FUNDS TRANSFER SERVICES

Committee on Government Operations: Subcommittee on Government Information and Individual Rights held a hearing on "Should the Federal Reserve Offer Electronic Funds Transfer Services?" Testimony was heard from Theodore E. Allison, Staff Director for Federal Reserve Bank Activities, Board of Governors, Federal Reserve System and public witnesses.

FLORIDA WILDERNESS LEGISLATION

Committee on Interior and Insular Affairs: Subcommittee on Public Lands and National Parks held a hearing on the following bills: H.R. 9, Apalachicola and Osceola Wilderness Act of 1981 and H.R. 4474, to provide for the wilderness designation of certain lands within the Ocala National Forest. Testimony was heard from Senators Chiles and Hawkins; Representatives Fuqua and Chappell; John B. Crowell, Jr., Assistant Secretary for Natural Resources and Environment, USDA; Paul Cahill, Director, Office of Federal Affairs, EPA and public witnesses.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights held an oversight hearing on interstate identification index pilot program. Testimony was heard from the following officials of the FBI, Department of Justice: William A. Bayse, Assistant Director, Technical Services Division and David F. Nemecek, Chief, National Crime Information Center and public witnesses.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Monopolies and Commercial Law held an oversight hearing on Bankruptcy, Chapter 13. Testimony was heard from public witnesses.

Hearings continue tomorrow.

LAW OF THE SEA

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography held a hearing on the Law of the Sea. Testimony was heard from James

Malone, Assistant Secretary, Bureau of Oceans and International Environmental and Scientific Affairs, Department of State and public witnesses.

DEPOSIT INSURANCE FLEXIBILITY ACT

Committee on Rules: Granted an open rule providing one hour of debate on H.R. 4603, to provide flexibility to the Federal Deposit Insurance Corporation, the Federal Savings and Loan Insurance Corporation, and the Federal supervisory agencies to deal with financially distressed depository institutions. Testimony was heard from Chairman St Germain and Representatives Stanton and Wylie.

EPA RESEARCH AND DEVELOPMENT POSTURE

Committee on Science and Technology: Subcommittee on Natural Resources, Agriculture Research and Environment held a hearing on EPA Research and Development Posture. Testimony was heard from the following officials of EPA: Ann McGill Gorsuch, Administrator, John H. Hernandez, Deputy Administrator, and Dr. Andrew Jovanovich, Acting Assistant Administrator, Office of Resource and Development.

SMALL BUSINESS INNOVATION DEVELOPMENT ACT

Committee on Small Business: Ordered reported H.R. 4326, Small Business Innovation Development Act of 1981.

ACTION

Committee on Veterans' Affairs: Subcommittee on Education, Training and Employment held a hearing to review current and projected plans of ACTION in regard to volunteer efforts throughout the U.S. in support of employment and training initiatives for Vietnam era. Testimony was heard from the following officials of ACTION: Thomas W. Pauken, Director, and John P. Wheeler, Director, Vietnam Veterans Leadership Program, and a public witness.

OVERSIGHT—WHITE HOUSE CONFERENCE ON AGING

Select Committee on Aging: Held an oversight hearing on the White House Conference on Aging. Testimony was heard from Betty Brake, Executive Director, White House Conference on Aging and public witnesses.

Joint Meetings

DEFENSE SPENDING

Joint Economic Committee: Subcommittee on Economic Goals and Intergovernmental Policy resumed hearings on the effects of the Administration's defense spending program on the American economy, focusing on the validity of the cost estimates of the defense program, receiving testimony from Alice M. Rivlin, Director, Congressional Budget Office; Gary M. Wenglowski, Goldman, Sachs & Co., Philadelphia, Pennsylvania; and Gail G. Schwartz, Garfield Schwartz Associates, Washington, D.C.

Hearings were recessed subject to call.

AUTHORIZATIONS—MILITARY PROCUREMENT

Conferees continued in closed session to resolve their differences between the Senate-and-House-passed versions of S. 815, authorizing funds for fiscal year 1982 for military procurement programs of the Department of Defense, but did not complete action thereon, and recessed subject to call.

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Friday, October 23, 1981

Senate

Chamber Action

Routine Proceedings, pages 25207–25263

Bills Introduced: Three bills were introduced, as follows: S. 1768–1770.

Page 25227

Bills Reported: Reports were made as follows:

Report to accompany H.R. 4119, appropriating funds for fiscal year 1982 for the Department of Agriculture and related agencies. (S. Rept. No. 97–248).

Report to accompany S. Con. Res. 37, disapproving the proposed sales to Saudi Arabia of the Airborne Warning and Control System (AWACS) and the F–15 enhancements arms sales package (S. Rept. No. 97–249).

S. Res. 226, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 1716, authorizing funds for fiscal years 1982, 1983, 1984, and 1985, for the municipal wastewater treatment construction grant programs of the Clean Water Act.

H.R. 3975, creating a procedure for issuance of a Combined Hydrocarbon lease in special tar sand areas (S. Rept. No. 97–250).

Page 25227

Standby Petroleum Allocation Act: Committee continued consideration of S. 1503, authorizing the President to allocate supplies of crude oil and petroleum products during a severe petroleum supply shortage, adopting amendments proposed thereto as follows:

(1) McClure unprinted amendment No. 519, in the nature of a substitute; and

(2) McClure unprinted amendment No. 520, conforming the intent of the committee that the President have the flexibility to tailor any implementation of the standby regulation to the scope, duration, and nature of a shortage.

Pages 25250-25251

Senate will resume consideration of the bill on Thursday, October 29, 1981. Pending will be an amendment to be offered by Senator Robert C. Byrd dealing with energy budgets, on which there is a time limitation.

Page 25251

Interior Appropriations: Senate began consideration of H.R. 4035, appropriating funds for fiscal year 1982 for the Department of the Interior and related agencies, after agreeing to Committee amendments en bloc, and adopting amendments proposed thereto as follows:

(1) McClure unprinted amendment No 521, of a technical nature.

Page 25261

(2) McClure unprinted amendment No. 522, continuing the requirement for the operation of the Office of Aircraft Services and providing latitude in the transfer of OAS personnel and their responsibilities from the field to Washington.

Page 25261

(3) Kasten Amendment No. 573, restoring funding for the building of the Menominee Indian Court House complex, in Wisconsin.

Page 25262

(4) Andrews unprinted amendment No. 523, providing funds for the scholastic programs of the Indian Health Care Improvement Act and the Public Health Service Act.

Page 25262

Senate will resume consideration of the bill on Monday, October 26.

Page 25263

Pages 25251-25262

Message From the President: Senate received a message from the President of the United States, reporting 72 deferrals of fiscal year 1982 funds totaling $482.9 million and two new proposals to rescind $88.2 million in budget authority previously provided by the Congress. Referred jointly, pursuant to order of January 30, 1975, to the Committees on Appropriations, Budget, Agriculture, Nutrition, and Forestry, Banking, Housing, and Urban Affairs, Commerce, Science, and Transportation, Energy and Natural Resources, Finance, Environment and Public Works, Veterans' Affairs, Labor and Human Resources, Governmental Affairs, Small Business, and Judiciary. (PM-86).

Page 25226

Messages From the President: Page 25226

Measures Jointly Referred: Page 25227

Communications: Pages 25226-25227

Statements on Introduced Bills: Pages 25227-25229

Amendments Submitted for Printing: Page 25229

Notices of Hearings: Page 25229

Additional Statements: Pages 25229-25237

Recess: Senate convened at 10 a.m., and recessed at 1:27 p.m., until 10 a.m., on Monday, October 26, 1981. (For Senate's program see remarks of Senator McClure in today's Record on page 25263

Committee Meetings

ALASKA NATURAL GAS TRANSPORTATION SYSTEM

Committee on Energy and Natural Resources: Committee continued hearings on S.J. Res. 115, approving the President's recommended waiver of law to expedite the construction and initial operation of the Alaska Natural Gas Transportation System, receiving testimony from John J. McMillian, Alaskan Northwest Natural Gas Transportation Co., Salt Lake City, Utah; James Trebilcott, American Natural Alaskan Company, Detroit, Michigan; John A Sproul, Calaska Energy Company, San Francisco, California; John H. Croom, Columbia Alaskan Gas Transmission Corporation, Wilmington, Delaware; Robert P. Raasch, Northern Arctic Gas Company, Omaha, Nebraska; Radcliffe Latimer, TransCanada PipeLine Alaska Limited, Toronto, Canada; Harry L. Lepape, Pacific Interstate Transmission Company, and W. D. Leake, Atlantic Richfield Company, both of Los Angeles, California; Kenneth E. Kalen, Pan Alaskan Gas Company, Kansas City, Missouri; George Ewing, Texas Eastern Gas Pipeline Company, J. Hugh Roff, Jr., United Energy Resources, and Sidney Reso, Exxon, U.S.A., all of Houston, Texas; Frank E. Mosier, The Standard Oil Company of Ohio, Cleveland; S. Robert Blair, NOVA, and Robert L. Pierce, Foothills Pipe Lines (YUKON) Ltd., both of Calgary, Alberta, Canada; Edwin C. Phillips, West Coast Transmission Company, Ltd., Vancouver, British Columbia; Anton Tucher, Bank of America, San Francisco, California; Stanley J. Lewand, Chase Manhattan Bank, Robert Graham, Citibank, North America, Stephen W. Jenks, Morgan Guaranty Trust Co., Peter M. Sacerdote, Goldman, Sachs & Co., and Andrew C. Sage, Lehman Brothers Kuhn Loeb, Inc., all of New York City; and Michael Baly III, American Gas Association, Washington, D.C.

Hearings continue on Monday, October 26.

TAX PROPOSALS

Committee on Finance: Subcommittee on Energy and Agricultural Taxation concluded hearings on the following tax proposals:

S. 329, providing a credit against tax for certain home heating costs, after receiving testimony from Senator Pell; and

S. 569, making certain expenditures for soil and water conservation for farm land eligible for the regular 10-percent investment credit, and S. 1561, providing for a new 20-percent tax credit for land conservation expenditures incurred with respect to farm land held by the taxpayer, after receiving testimony from Senator Jepsen; Representative Cooper Evans; Bruce R. Hawley, American Farm Bureau Federation, Neil Sampson, National Association of Conservation Districts, and Michael Strother, Land Improvement Contractors of America, all of Washington, D.C.; Gary D. Parker, The Irrigation Association, Silver Spring, Maryland; and Ronald E. Sneed, North Carolina State University, Raleigh.

Testimony was also received on all the above bills from John E. Chapoton, Assistant Secretary of the Treasury for Tax Policy.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of John D. Negroponte, of New York, to be Ambassador to Honduras, and Robert C. McEwen, of New York, to be a Commissioner on the International Joint Commission, United States and Canada, after the nominees testified and answered questions in their own behalf. Mr. McEwen was introduced by Representatives David Martin and Conable.

Committee will consider the above nominations on Tuesday, October 27.

VIOLENT CRIME

Committee on the Judiciary: Subcommittee on Criminal Law held hearings to discuss the final report of the U.S. Attorney General's task force on violent crime, receiving testimony from William French Smith, Attorney General, Rudolph W. Giuliani, Associate Attorney General, D. Lowell Jensen, Assistant Attorney General, Criminal Division, and Jeffrey Harris, Deputy Associate Attorney General, all of the Department of Justice.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Monday, October 26.

Committee Meetings

WAIVER PROPOSAL FOR THE ALASKA GAS TRANSPORTATION SYSTEM

Committee on Energy and Commerce. Subcommittee on Fossil and Synthetic Fuels and the Subcommittee on Energy and the Environment of the Committee on Interior and Insular Affairs continued joint hearings on the Administration's proposal to waive several provisions of law for the benefit of the Alaska Natural Gas Transportation System under procedures specified in the Alaska Natural Gas Transportation Act. Testimony was heard from Jay S. Hammond, Governor, State of Alaska and public witnesses.

Hearings continue October 27.

WASTED DOLLARS

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing on the issue of wasted dollars within the Federal government and the Federal Energy Management Programs. Testimony was heard from J. Dexter Peach, Director, Energy and Minerals Division, GAO; Fred J. Wendehack, Assistant Inspector General for Inspections, GSA: Joseph Tribble, Assistant Secretary for Conservation and Renewable Energy, Department of Energy; George Marienthal, Principle Director, Office of the Deputy Assistant Secretary of Defense for Logistics Materiel Management and a public witness.

INTERNATIONAL BROADCASTING

Committee on Government Operations: Subcommittee on Government Information and Individual Rights held a hearing on international broadcasting and direct broadcasting satellites. Testimony was heard from the following officials of the Board for International Broadcasting: Charles D. Ablard, Acting Chairman and George Jacobs, Technical Advisor; James Conkling, Director, Voice of America, International Communication Agency; from the following officials of the Department of State; William Salmon, Senior Adviser for Science and Technology, Office of Under Secretary for Security Assistance, Science and Technology; David H. Small, Assistant Legal Adviser for United Nations Affairs and Richard Schrum, Office of International Communications, Bureau of Economic and Business Affairs and a public witness.

OVERSIGHT

Committee on Interior and Insular Affairs: Subcommittee on Oversight and Investigations held an oversight hearing on the Administration's nuclear fuel cycle policy and the future of nuclear power. Testimony was heard from Shelby Brewer, Assistant Secretary for Nuclear Energy, Department of Energy and public witnesses.

SOCIAL SECURITY

Committee On Ways and Means: Subcommittee on Social Security held a hearing on the Social Security appeals and case review process. Testimony was heard from the following officials of the Social Security Administration, Department of Health and Human Services: Louis B. Hayes, Associate Commissioner; Daniel L. Skoler, Deputy Associate Commissioner and Philip T. Brown, Chief Administrative Law Judge, all with the Office of Hearings and Appeals and John A. Snee, Programs Integration Officer, Office of Assessment.

Hearings continue October 28.

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Monday, October 26, 1981

Senate

Chamber Action

Routine Proceedings, pages 25286–25356

Bills Introduced: Five bills were introduced, as follows: S. 1771–1775. **Page 25337**

Bills Reported: Reports were made as follows:

S. Res. 223, waiving section 402(a) of the Congressional Budget Act with respect to the consideration of S. 1024, authorizing funds through fiscal year 1986 for the construction and safety of Federal highways. (S. Rept. No. 97–251).

S. Res. 224, waiving section 303(a) of the Congressional Budget Act with respect to the consideration of S. 1024, listed above. (S. Rept. No. 97–252). **Page 25337**

Interior Appropriations, 1982: Senate continued consideration of H.R. 4035, appropriating funds for fiscal year 1982 for the Department of the Interior and related agencies, and committee amendments taking action on additional amendments proposed thereto as follows:

Adopted:

(1) McClure Amendments Nos. 594 through 600 and 602 through 616, en bloc, reducing certain funding and budget authority. **Page 25292**

(2) McClure unprinted amendment No. 524, of a technical nature. **Page 25293**

(3) McClure unprinted amendment No. 525, of a technical and clarifying nature. **Page 25293**

(4) Nickles unprinted amendment No. 527, providing that no portion of any appropriation to the Bureau of Indian Affairs shall be available to resume elementary and secondary academic and residential education programs for Indian children at the Chilocco, Seneca or Fort Sill boarding schools in Oklahoma, or the Stewart boarding school in Nevada. **Page 25299**

(5) By 89 yeas to 1 nay, Cochran unprinted amendment No. 530, adding $7,000,000 in funding to the Fish and Wildlife Service for the National Wildlife Refuge Fund. **Page 25323**

(6) McClure modified amendment No. 601, reducing certain budget authority in the U.S. Geological Survey. **Page 25334**

(7) McClure unprinted amendment No. 532, providing that no more than $242,542,000 shall be obligated for the construction of forest roads by timber purchasers. **Page 25334**

Rejected:

(1) Cohen unprinted amendment No. 528, deleting provisions utilizing Medicare and Medicaid reimbursements to offset the cost of providing Indian health services. **Page 25301**

(2) By 17 yeas to 71 nays, Dole unprinted amendment No. 531, to provide that no funds appropriated by this or any other Act may be used to continue, administer, enforce or by adjudication to impose upon any State, instrumentality thereof, or person (including any public utility as defined by the National Energy Conservation Policy Act) any obligation or any requirement established under Part I of title II of the National Energy Conservation Policy Act, as amended by Subtitle B of title V of the Energy Security Act, and under title VII of the National Energy Conservation Policy Act, as added by Subtitle D of title V of the Energy Security Act; and that the $7,000,000 deferred from FY 81 to FY 82 for the Residential Conservation Service Program by the Supplemental Appropriations and Rescission Act, 1981, shall be used for the Energy Policy and Conservation Grants Program, under Part D of title III of the Energy Policy and Conservation Act relating to State Energy Conservation programs, or under Part B of title IV of the Energy Conservation and Production Act relating to State Energy Conservation plans in addition to any appropriations otherwise made available for that program. **Page 25324**

Pending is Proxmire unprinted amendment No. 529, (printed amendment No. 618), to delete funding for the Solvent Refined Coal Synthetic Fuels Plant in Newman, Kentucky. **Page 25312**

A unanimous consent agreement was reached providing for further consideration of the bill and

amendments proposed thereto on Tuesday, October 27. Page 25330
Pages 25292–25334

Confirmations: Senate confirmed the following nominations:

John F. Cogan, of California, to be an Assistant Secretary of Labor.

Lenora Cole-Alexander, of the District of Columbia, to be Director of the Women's Bureau, Department of Labor.

Rosemary M. Collyer, of Colorado, to be a Member of the Federal Mine Safety and Health Review Commission.

Ford B. Ford, of California, to be Assistant Secretary of Labor for Mine Safety and Health.

Jean Tufts, of New Hampshire, to be Assistant Secretary for Special Education and Rehabilitative Services, Department of Education.

Clinton D. McKinnon, of California, to be a Member of the Civil Aeronautics Board.

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Statements on Introduced Bills: Pages 25336–25342

Amendments Submitted for Printing: Page 25343

Committee Authority To Meet: Page 25343

Additional Statements: Pages 25344–25355

Confirmations: Page 25356

Record Votes: Two record votes were taken today. (Total—332).

Pages 25324–25330

Recess: Senate convened at 10 a.m., and recessed at 6:47 p.m., until 9 a.m., on Tuesday, October 27, 1981. (For Senate's program see remarks of Senator McClure in today's Record on pages 25355–25356.)

Committee Meetings

U.S.S.R.—STRATEGIC CAPABILITIES

Committee on Armed Services: Subcommittee on Strategic and Theater Nuclear Forces held open and closed hearings on Soviet strategic capabilities, receiving testimony from Rear Admiral E. A. Burkhalter, Jr., Deputy Director, Lawrence K. Gershwin, National Intelligence Office/Strategic Programs, Dennis Clift, Defense Intelligence Officer, and Roger Denk, Senior Intelligence Analyst, all of the Defense Intelligence Agency, Department of Defense; and Henry S. Rowen, Chairman, National Intelligence Council, Central Intelligence Agency.

Hearings continue tomorrow.

COBALT—DOMESTIC PRODUCTION

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on the use of Defense Production Act authorities to stimulate domestic production of cobalt, after receiving testimony from Louis Giuffrida, Director, Federal Emergency Management Agency; Richard Donnelly, Director, Office for Research & Engineering, Department of Defense; William Campbell, Deputy Commissioner, Federal Property Resource Service, General Services Administration; Daniel N. Miller, Assistant Secretary for Energy and Minerals, John D. Morgan, Chief Staff Officer, U.S. Bureau of Mines, and Michael R. Foose, Cobalt Commodity Geologist, U.S. Geological Survey, all of the Department of the Interior; William Owczarski, Pratt & Whitney Aircraft Group, Hartford, Connecticut; Richard Fiorini, Noranda Mining Inc., Salt Lake City, Utah; and Charles E. Melbye, Anschutz Mining Corporation, Denver, Colorado.

ALASKA NATURAL GAS TRANSPORTATION SYSTEM

Committee on Energy and Natural Resources: Committee concluded hearings on S.J. Res. 115, approving the President's recommended waiver of law to expedite the construction and initial operation of the Alaska Natural Gas Transportation System, after receiving testimony from Ed Rothchild, Energy Action Educational Foundation, Washington, D.C.

CAREER CRIMINALS

Committee on the Judiciary: Subcommittee on Juvenile Justice held hearings on S. 1688, making it a Federal offense when a convicted offender commits a series of crimes involving firearms, receiving testimony from D. Lowell Jensen, Assistant Attorney General, and Benjamin Renshaw, Acting Director, Bureau of Justice Statistics, both of the Department of Justice; Peter Greenwood, Rand Corporation, Santa Monica, California; John C. Ball, Temple University School of Medicine, Philadelphia, Pennsylvania; William Cahalan, Wayne County, Michigan; Kenneth Conboy, New York Police Department, New York City; Charles Wellford and David N. Nurco, both of the University of Maryland, College Park; and William M. Rhodes, INSLAW, Washington, D.C.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 2 public bills, H.R. 4837 and 4838; and 1 resolution, H.J. Res. 348 were introduced.

Page 25285

Bill Reported: One report was filed as follows: H.R. 4481, Justice Assistance Act of 1981, amended (H. Rept. 97–293).

Page 25285

79-059 O - 86 - 23 (Pt. 26)

Presidential Message—Deferrals and Rescissions: Received and read a message from the President wherein he reports 72 deferrals of fiscal year 1982 funds totaling $482.9 million and two new proposals to rescind $88.2 million in budget authority previously provided by Congress—referred to the Committee on Appropriations and ordered printed (H. Doc. 97–103).

Page 25265

Suspensions: House voted to suspend the rules and pass the following bills:

Italian American War Veterans: H.R. 4734, to recognize the organization known as the Italian American War Veterans of the United States;

Pages 25265–25269

Former Members of Congress: H.R. 4755, to recognize the organization known as Former Members of Congress;

Pages 25269–25271

Submarine Veterans of World War II: H.R. 4766, to recognize the organization known as the United States Submarine Veterans of World War II. Subsequently, this passage was vacated and S. 195, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill;

Pages 25271–25275

American Council of Learned Societies: H.R. 4769, to recognize the organization known as the American Council of Learned Societies; and

Pages 25275–25277

Drug dependent Federal offenders: H.R. 3963, amended, to amend the Contract Services for Drug Dependent Federal Offenders Act of 1978 to extend the periods for which funds are authorized to be appropriated.

Pages 25277–25279

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Adjourned at 12:55 p.m.

Committee Meetings

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to begin markup of the Department of Defense appropriations bill for fiscal year 1982.

Will continue tomorrow.

OVERSIGHT—IMMIGRATION REFORM

Committee on the Judiciary: Subcommittee on Immigration, Refugees, and International Law continued oversight hearings on Immigration Reform, with emphasis on Numbers and the Preference System. Testimony was heard from Malcolm Lovell, Under Secretary, Department of Labor; Diego Asencio, Assistant Secretary for Consular Affairs, Department of State and public witnesses.

Hearings continue October 28.

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Tuesday, October 27, 1981

Senate

Chamber Action

Routine Proceedings, pages 25433–25529

Bills Introduced: Five bills and two resolutions were introduced, as follows: S. 1776–1780, S.J. Res. 116, and S. Res. 232.

Pages 12169, 12174–12179

Bills Reported: Reports were made as follows:

S.J. Res. 113, designating the week beginning November 8, 1981, as "National Home Health Care Week."

H.R. 4209, appropriating funds for fiscal year 1982 for the Department of Transportation, and certain related agencies, with amendments (S. Rept. No. 97–253).

H.R. 4522, appropriating funds for fiscal year 1982 for the District of Columbia government, with amendments (S. Rept. No. 97–254).

Page 25488

Measures Passed:

Interior Appropriations: By 87 yeas to 8 nays, Senate passed H.R. 4035, appropriating funds for fiscal year 1982 for the Department of the Interior and related agencies, with committee amendments, after taking action on additional amendments proposed thereto as follows:

Adopted:

(1) Robert C. Byrd unprinted amendment No. 533, permitting the Secretary of the Interior to reimburse a portion of expenses incurred by certain political jurisdictions for fiscal year 1981 Survey and Planning Grants.

Page 25439

(2) Johnston (for Melcher) unprinted amendment No. 536, permitting the Flathead Irrigation District, Montana, to use net power revenues for maintenance and operation.

Page 25151

(3) Johnston unprinted amendment No. 537, providing assistance in preventing the destruction of an area of historical significance.

Page 25452

(4) McClure unprinted amendment No. 539, providing that, of the funds deferred under Fossil Energy Construction in the Supplemental Appropriations and Rescission Act, 1981 (P.L. 97–12),

$135,000,000 shall be available for continuing design of the Solvent Refined Coal-I (SCR-I) demonstration facility (Project No. 78-2-D).

Page 25462

(5) Symms unprinted amendment No. 541, providing that funds made available for expenditure under the Act for contracts entered into pursuant to 16 U.S.C. 579(a) to provide fixed-wing air tanker services shall be transferred into the category of "Fighting Forest Fires," and with respect to subsequent fiscal years, the Forest Service budget shall include such amounts within such budget category or such equivalent category as may subsequently be adopted.

Page 25470

Rejected:

(1) By 43 yeas to 48 nays, Leahy unprinted amendment No. 534, to raise the level of funding for the Office of Special Counsel, Department of Energy.

Page 25440

(2) By 46 yeas to 49 nays, Mitchell unprinted amendment No. 535, to increase funds for State and local low income weatherization programs.

Page 25444

(3) By 40 yeas to 57 nays, Proxmire Amendment No. 618, to delete funding for the Solvent Refined Coal Synthetic Fuels Plant in Newman, Kentucky.

Page 25462

(4) By 35 yeas to 61 nays, Mattingly unprinted amendment No. 540, to provide that the total funds appropriated or otherwise made available by the Act for payments not required by law shall be reduced by 5 per centum; and that the amount appropriated or otherwise made available in the Act for each appropriation account, activity and project under which payments not required by law are made may not be reduced by more than 9 per centum.

Page 25465

Senate insisted on its amendments, requested a conference with the House thereon, and appointed as conferees Senators McClure, Stevens, Laxalt, Garn, Schmitt, Cochran, Andrews, Rudman, Hatfield, Robert C. Byrd, Johnston, Huddleston, Leahy, DeConcini, Burdick, Bumpers and Proxmire.

Page 25479

Pages 25440-25479

Private Relief Bills: Senate passed the following measures:

S. 175, a private relief bill;

S. 235, a private relief bill;

S. 278, a private relief bill;

S. 555, a private relief bill;

S. 593, a private relief bill;

S. 174, a private relief bill, with an amendment;

S. 1143, a private relief bill, with an amendment in the nature of a substitute;

S. 1144, a private relief bill, with an amendment in the nature of a substitute;

S. 167, a private relief bill, with amendments;

S. 367, a private relief bill, with amendments;

S. 1093, a private relief bill, with amendments;

S. 215, a private relief bill, with an amendment in the nature of a substitute;

S. 220, a private relief bill, with an amendment;

S. 244, a private relief bill, with an amendment;

S. 280, a private relief bill, with an amendment;

S. 340, a private relief bill, with an amendment;

S. 191, a private relief bill, with amendments;

S. 236, a private relief bill, with amendments;

H.R. 661, a private relief bill;

H.R. 688, a private relief bill;

H.R. 783, a private relief bill;

H.R. 1469, a private relief bill;

H.R. 1480, a private relief bill;

H.R. 1550, a private relief bill;

H.R. 1785, a private relief bill;

H.R. 2010, a private relief bill;

H.R. 2185, a private relief bill;

H.R. 2573, a private relief bill; and

H.R. 2975, a private relief bill.

Pages 25502-25506

Budget Waiver: Senate agreed to S. Res. 226, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 1716, listed below. Page 25506

Municipal Wastewater Construction Authorizations: Senate passed S. 1716, authorizing funds for fiscal years 1982, 1983, 1984, and 1985, for the municipal wastewater treatment construction grant programs of the Clean Water Act, after agreeing to the following amendment proposed thereto:

Baker (for Chafee) unprinted amendment No. 542, authorizing the Administrator to make a grant from any funds otherwise allocated to the State of California under section 205 of the Act to the project (and in the amount) specified in Order WQG 81-1 of the California State Water Resources Control Board; that nothing in the Act shall be construed, interpreted or otherwise deemed to displace, restrict, limit, affect, or modify in any way the obligations or liabilities of any person, or the right to seek abatement or damages, under other Federal or State law, including common law; and that the amendment to the Clean Water Act made by subsection (a) of the section shall not be the basis for reopening any judicial proceeding finally adjudicated prior to the date of enactment.

Pages 25506-25513

Federal Interagency Medical Resources Committee: Senate passed S. 266, implementing procedures and guidelines for the interagency sharing of health resources between the Department of Defense and the Veterans' Administration, after agreeing to a

committee amendment in the nature of a substitute and amendments proposed thereto, as follows:

(1) Baker (for Lugar and Quayle) unprinted amendment No. 543, designating the Veterans' Administration medical center located at 1481 West 10th Street, Indianapolis, Indiana, as the "Richard L. Roudebush Veterans' Medical Center."

(2) Baker (for Simpson and Cranston) unprinted amendment No. 544, continuing to provide for Vietnam-era veterans' entitlement to GI Bill benefits for correspondence training.

Page 25519

Pages 25513-25528

Confirmations: Senate confirmed the following nominations:

Everett G. Rank, Jr., of California, to be a Member of the Board of Directors of the Commodity Credit Corporation.

Susan M. Phillips, of Iowa, to be a Commissioner of the Commodity Futures Trading Commission.

Page 25567

Nominations: Senate received the following nominations:

Robert L. Barry, of New Hampshire, to be Ambassador to Bulgaria.

Melvyn R. Paisley, of Washington, to be an Assistant Secretary of the Navy.

Richard A. Posner, of Illinois, to be U.S. Circuit Judge for the Seventh Circuit.

William C. Plowden, Jr., of South Carolina, to be Assistant Secretary of Labor for Veterans' Employment.

Routine lists of Air Force nominations.

Pages 25529-25567 (See next issue.)

Messages From the President: Page 25486

Messages From the House: Page 25486

Measures Referred: Page 25486

Measures Ordered Placed on Calendar: Page 25486

Communications: Pages 25486-25487

Statements on Introduced Bills: Pages 25488-25489

Notices of Hearings: Page 25498

Committee Authority To Meet: Page 25498

Additional Statements: Pages 25499-25502

Nominations: Pages 25529-25567 (See next issue.)

Confirmations: Page 25567

Record Votes: Five record votes were taken today. (Total—337).

Pages 25444, 25451, 25462, 25467, 25489

Recess: Senate convened at 9 a.m., and recessed at 6:35 p.m., until 8:45 a.m., on Wednesday, October 28, 1981. (For Senate's program see remarks of Senator Baker in today's Record on pages 25529, 25567.)

Committee Meetings

APPROPRIATIONS—TRANSPORTATION AND D.C.

Committee on Appropriations: Committee ordered favorably reported with amendments H.R. 4209, appropriating funds for fiscal year 1982 for the Department of Transportation and related agencies, and H.R. 4522, appropriating funds for fiscal year 1982 for the government of the District of Columbia.

U.S. STRATEGIC POLICY

Committee on Armed Services: Subcommittee on Strategic and Theater Nuclear Forces held open and closed hearings on U.S. strategic policy and operational concepts, receiving testimony from Fred C. Ikle, Under Secretary of Defense for Policy, and James P. Wade, Jr., Principal Deputy Under Secretary of Defense-designee for Research and Engineering.

Subcommittee will meet again tomorrow.

FINANCIAL INSTITUTIONS

Committee on Banking, Housing, and Urban Affairs: Committee resumed hearings on S. 1686, S. 1703, S. 1720, and S. 1721, bills promoting competition among certain financial institutions, expanding their range of services, and protecting the depositors and creditors of such institutions, receiving testimony from John J. Hutchinson, National Association of Federal Credit Unions, Joseph N. Cugini, Credit Union National Association, Robert B. Evans, National Consumer Finance Association, Milton Schober, American Retail Federation, and Nicholas St. George, Task Force on Creative Finance for Manufactured Housing, all of Washington, D.C.; and Frederick S. Hammer, Consumer Bankers Association, Arlington, Virginia.

Hearings continue tomorrow.

NOMINATIONS

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nominations of Sonia Landau, of New York, and R. Kenneth Towery, of Texas, each to be a Member of the Corporation for Public Broadcasting, after the nominees testified and answered questions in their own behalf.

GEOTHERMAL RESOURCES

Committee on Energy and Natural Resources: Subcommittee on Energy and Mineral Resources held hearings on S. 1516 and S. 669, bills expediting the exploration for and development of geothermal resources, by increasing the availability, development and utilization of publicly-owned geothermal resources, receiving testimony from Representative Clausen; David Russell, Deputy Assistant Secretary of the Interior for Land and Water Resources; R.

Gordon Bloomquist, Washington State Energy Office, Olympia; Joseph L. Wilson, Union Oil Company of California, Los Angeles; Rudy Buchwald, Sunoco Energy Development Company, Dallas, Texas; Robert L. Wright, Phillips Petroleum Company, Salt Lake City, Utah; and Destry Jarvis, National Parks and Conservation Association, and Terry Sopher, The Wilderness Society, both of Washington, D.C.

Hearings were recessed subject to call.

NOMINATIONS

Committee on Environment and Public Works: Committee concluded hearings on the nominations of Robert A. Jantzen, of Arizona, to be Director of the U.S. Fish and Wildlife Service, Department of the Interior, and Carlos C. Campbell, of Virginia, to be Assistant Secretary of Commerce for Economic Development, after the nominees testified and answered questions in their own behalf. Mr. Jantzen was introduced by Senators Goldwater and DeConcini, and Representative Rhodes; and Mr. Campbell was introduced by Senator Warner. Testimony was also received on the nomination of Mr. Jantzen from Wes Hayden, International Association of Fish and Game Agencies, Kenneth Berlin, National Audubon Society, William Brown, Environmental Defense Fund, W. Alan Wentz, National Wildlife Federation, and Lonnie Williamson, Wildlife Management Institute, all of Washington, D.C.

Committee will consider the above nominations on Tuesday, November 3.

BUSINESS MEETING

Committee on Foreign Relations: Committee ordered favorably reported the following business items:

The nominations of John D. Negroponte, of New York, to be Ambassador to Honduras, Robert C. McEwen, of New York, to be a U.S. Commissioner on the International Joint Commission, United States and Canada, Tom C. Korologos, of Virginia, to be a Member of the U.S. Advisory Commission on Public Diplomacy, and Donald E. Santarelli, of Virginia, to be a Member of the Board of Directors of the Overseas Private Investment Corporation (OPIC);

The Tax Convention with the People's Republic of Bangladesh (Ex. Y, 96th Cong., 2nd sess.), with understandings;

The Tax Convention with the Arab Republic of Egypt (Ex. U, 96th Cong., 2nd sess.), with a reservation and an understanding;

The Tax Convention with the State of Israel (Ex. C, 94th Cong., 2nd sess.) and The Protocol Amending the 1975 Tax Convention with Israel (Ex. M, 96th Cong., 2nd sess.), with an understanding;

The Tax Convention with the Kingdom of Morocco (Ex. H, 95th Cong., 2nd sess.), with a reservation and an understanding;

The Income Tax Treaty with the Republic of Malta (Ex. E, 96th Cong., 2nd sess.), with an amendment and an understanding;

The Protocol Amending the 1971 Tax Convention with the Kingdom of Norway (Ex. Z, 96th Cong., 2nd sess.), with an understanding;

The Tax Convention with the Federal Republic of Germany (Treaty Doc. No. 97–1), with an understanding;

An agreement extending for eight months provisions of the Treaty of Friendship and Cooperation with Spain (Treaty Doc. No. 97–20);

An original executive resolution providing for the return to the President three obsolete tax treaties with the following countries: Egypt (Ex. D, 94th Cong., 2nd sess.), Israel (Ex. F, 89th Cong., 1st sess.), and Thailand (Ex. E, 89th Cong., 1st sess.);

A Senior Foreign Service Career Members list, dated October 16, 1981; and

A Foreign Service Officer list for the Department of Agriculture, dated September 21, 1981.

Also, committee began consideration of The Tax Convention with Jamaica (Ex. O, 96th Cong., 2nd sess.), and The Protocol Amending the Tax Convention with Jamaica (Treaty Doc. No. 97–17), but did not complete action thereon.

INTERNATIONAL DEVELOPMENT CENTER/TREATIES

Committee on Foreign Relations: Committee concluded hearings on the following proposals:

S. 1611, providing for the completion of the planned International Diplomatic Center within the Federally-owned Bureau of Standards site in the District of Columbia, after receiving testimony from Thomas M. Tracy, Assistant Secretary of State for Administration;

The Reciprocal Fisheries Agreement with the United Kingdom and Northern Ireland (Ex. L, 96th Cong., 2nd sess.), after receiving testimony from R. Tucker Scully, Director, Office of Oceans and Polar Affairs, Bureau of Oceans and International Environmental and Scientific Affairs, Department of State; and

The Convention on the Conservation of Antarctic Marine Living Resources (Ex. X, 96th Cong., 2nd sess.), after receiving testimony from John R. Twiss, Jr., Executive Director, Marine Mammal Commission; and William Y. Brown, Environmental Defense Fund, Washington, D.C.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of Jean B. S. Gerard,

of New York, for the rank of Ambassador during tenure of her service as Permanent Representative to the United National Education, Scientific, and Cultural Organization (UNESCO), Geoffrey Swaebe, of California, to be U.S. Representative to the European Office of the United Nations, with the rank of Ambassador, and Mark Goode, of California, to be a Member of the Board for International Broadcasting, after the nominees testified and answered questions in their own behalf. Ms. Gerard was introduced by Senator D'Amato; and Mr. Swaebe was introduced by Senator Hayakawa.

DOD—ACQUISITION PROCESS

Committee on Governmental Affairs: Committee resumed hearings to examine the Department of Defense's procedures for acquiring new major weapons systems and other goods and services, receiving testimony from Frank C. Carlucci, Deputy Secretary, Department of Defense; Gordon W. Rule, Director, Procurement Control and Clearance Division, Department of the Navy; Jacques Gansler, The Analytic Services Corporation, Arlington, Virginia; and R. James Woolsey, former Undersecretary of the Navy, Washington, D.C.

Hearings continue on Thursday, November 5.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following business items:

The nominations of Richard J. Cardamone, of New York, to be U.S. Circuit Judge for the Second Circuit, Robert D. Potter, to be U.S. District Judge for the Western District of North Carolina, Paul A. Magnuson, to be U.S. District Judge for the District of Minnesota, Guy G. Hurlbutt, to be U.S. Attorney for the District of Idaho, William H. Ewing, Jr., to be U.S. Attorney for the Western District of Tennessee, and Laurence C. Beard, to be U.S. Marshal for the Eastern District of Oklahoma; and

S.J. Res. 113, designating the week beginning November 8, 1981, as "National Home Health Care Week."

MERGERS

Committee on the Judiciary: Committee held oversight hearings on government merger policies, receiving testimony from William F. Baxter, Assistant Attorney General, Antitrust Division, Department of Justice.

Hearings were recessed subject to call.

COMPENSATION FOR RADIATION EXPOSURE

Committee on Labor and Human Resources: Committee held hearings on S. 1483, making the U.S. Government liable for damages to residents and participants arising from the fallout from certain atmospheric tests, establishing an advisory panel to study the adverse health effects, and transferring from the Department of Energy all functions relating to research on the health effects of radiation to the Department of Health and Human Services, receiving testimony from Edward N. Brandt, Assistant Secretary of Health and Human Services/Director, Interagency Radiation Research Committee, Charles Lowe, Special Assistant to the Director of the National Institutes of Health, and Technical Assistant, Interagency Radiation Research Committee, and Oddvar Nygaard, Special Assistant to the Director, National Cancer Institute, National Institutes of Health, all of the Department of Health and Human Services; Charles W. Edington, Deputy Director, Office of Health and Environmental Research, Department of Energy; Lt. Gen. Harry A. Griffith, Director, and Edwin T. Still, Assistant to the Director, both of the Defense Nuclear Agency, Department of Defense; Matt Kinnard, Medical Officer, Veterans' Administration; Gerald Rausa, Health Research Administrator, Environmental Protection Agency; Joseph Lyon and McDonald Wrenn, both of the University of Utah, Salt Lake City; Mel Carter, Georgia Institute of Technology, Atlanta; Victor Bond, National Council of Radiation Protection and Measurement, Bethesda, Maryland; Janet Gordon, Cedar City, Utah; and Stewart Udall, Phoenix, Arizona.

Hearings were recessed subject to call.

SBA—DIRECT LOAN PROGRAMS

Committee on Small Business: Committee held oversight hearings on the implementation of the Small Business Administration's direct loan programs, focusing on alleged abuses within the programs, receiving testimony from Senator Danforth; Michael Cardenas, Administrator, Edward Holloway, Acting Assistant Administrator for Finance and Investment, Bernard D. Lump, Chief Liquidation Officer, San Francisco District Office, and Taylor Larimore, Chief Financial Officer, Miami District Office, all of the Small Business Administration; Lowell Dodge, Associate Director, Community & Economic Development Division, and Dennis Frickle and James Donaghy, both senior evaluators, all of the General Accounting Office; William Saigh, Lettuce Leaf Restaurant, Clayton, Missouri; and Luther Boykins, St. Louis, Missouri.

Hearings were recessed subject to call.

INTELLIGENCE

Select Committee on Intelligence: Committee met in closed session to discuss proposed revisions to Executive Order 12036, governing the activities of the intelligence community.

Committee recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 15 public bills, H.R. 4839–4853; and 7 resolutions, H.J. Res. 349, H. Con. Res. 207, and H. Res. 254–258 were introduced.

Page 25430

Bills Reported: Reports were filed as follows:

Report of the Committee on Armed Services entitled "Revised Allocation of Budget Totals to Subcommittee Under the First Concurrent Budget Resolution for Fiscal Year 1982" (H. Rept. 97–294);

H.R. 3942, Commercial Fisheries Research and Development Act Amendments, amended (H. Rept. 97–295);

H.R. 4591, to amend the mineral leasing laws of the United States to provide for uniform treatment of certain receipts under such laws (H. Rept. 97–296);

H.R. 4624, to amend title 10, United States Code, to provide employment protection for employees of nonappropriated fund instrumentalities of the Department of Defense who report violations of law or mismanagement (H. Rept. 97–297);

H.R. 4625, to authorize the Secretary of the Army to return to the Federal Republic of Germany certain works of art seized by the United States Army at the end of World War II (H. Rept. 97–298);

H.R. 4543, to amend title 10, United States Code, to provide for the sharing with State and local governments of amounts received by the United States from the sale of timber produced on military installations (H. Rept. 97–299);

H.R. 4448, to amend title 10, United States Code, to increase the number of Assistant Secretaries in the Department of Defense (H. Rept. 97–300);

H. Res. 257, providing for the consideration of S. 1193, to authorize appropriations for fiscal years 1982 and 1983 for the Department of State, the International Communication Agency, and the Board for International Broadcasting (H. Rept. 97–301);

H. Res. 258, providing for the consideration of H. Res. 251, amending the Rules of the House of Representatives to increase the amount of outside earned income which a Member may have in 1981, 1982, and 1983, and to increase the amount of the maximum honorarium which a Member may accept (H. Rept. 97–302); and

H. Res. 251, amending the Rules of the House of Representatives to increase the amount of outside earned income which a Member may have in 1981, 1982, and 1983, and to increase the amount of the maximum honorarium which a Member may accept (H. Rept. 97–303).

Page 25429

Justice Department Authorization: House receded from its disagreement and agreed, with an amendment, to the Senate amendment to H.R. 4608, to continue in effect any authority provided under the Department of Justice Appropriation Authorization Act, Fiscal Year 1980, for a certain period—returning the measure to the Senate.

Pages 25376–25377

Late Reports: Committee on Rules received permission to have until midnight tonight to file certain privileged reports.

Page 25377

Water Pollution Control: By a yea-and-nay vote of 382 yeas to 18 nays, Roll No. 280, the House passed H.R. 4503, to amend the Federal Water Pollution Control Act to authorize funds for fiscal year 1982.

Agreed to the committee amendment in the nature of a substitute.

By a yea-and-nay vote of 382 yeas to 4 nays with 1 voting "present," Roll No. 279, the House agreed to resolve itself into the Committee of the Whole.

Agreed To:

A clarifying amendment that provides for grants, under certain circumstances, to mitigate adverse impacts arising from the construction of a grant eligible treatment works from any funds allotted to a State;

An amendment that provides that no applicant, except Avalon, California, may receive a permit pursuant to provisions for ocean discharges during the one-year period after enactment;

An amendment that provides for a legislative veto of rules promulgated under the Act; and

An amendment that requires value engineering review in connection with any waste water treatment project whose projected cost exceeds $10 million.

H. Res. 4503, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Pages 25379–25407

Deposit Insurance Flexibility Act: House completed all general debate and began consideration of amendments on H.R. 4603, to provide flexibility to the Federal Deposit Insurance Corporation, the Federal Savings and Loan Insurance Corporation, and the Federal supervisory agencies to deal with financially distressed depository institutions; but came to no resolution thereon. Proceedings under the 5-minute rule are scheduled to continue on Wednesday, October 28.

Agreed to sundry technical amendments.

H. Res. 253, the rule under which the bill is being considered, was agreed to earlier by a voice vote.

Pages 25406–25424

Quorum Calls—Votes: Two yea-and-nay votes developed during the proceedings of the House today and appear on pages 25379–25380, 25402. There were no quorum calls.

Adjournment: Ajourned at 4:20 p.m.

Committee Meetings

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session continued markup of the Department of Defense appropriations bill for fiscal year 1982.

Will continue tomorrow.

COMMERCE, JUSTICE, STATE, JUDICIARY AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State, Judiciary and Related Agencies held a hearing on 1982 Amendments and Deferrals. Testimony was heard from Edward C. Schmultz, Deputy Attorney General, Department of Justice; Richard T. Kennedy, Under Secretary of State for Management; Mark S. Fowler, Chairman, FCC; John Shad, Chairman, SEC; Donald Templeman, Deputy Administrator, SBA; Alan Green, Chairman, Federal Maritime Commission and Theodore Farfaglia, Executive Director, U.S. Metric Board.

Hearings continue tomorrow.

DOD'S PROCUREMENT POLICIES

Committee on Armed Services: Subcommittee on Procurement and Military Nuclear Systems, Defense Procurement Procedures Panel continued hearings on the Department of Defense's procurement policies and practices, with emphasis on the Army's Blackhawk helicopter program and the Army's Patriot missile system program. Testimony was heard from Norman R. Augustine, Chairman, Defense Science Board, Office of the Secretary of Defense.

Hearings continue tomorrow.

USES AND DISTRIBUTION OF CREDIT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Domestic Monetary Policy held a hearing on present and prospective uses and distribution of credit. Testimony was heard from Alice M. Rivlin, Director, CBO; Dr. Jerry Jordan, member, Council of Economic Advisers and Lyle E. Gramley, Governor, Federal Reserve System.

Hearings continue tomorrow.

URBAN EDUCATION

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education held an oversight hearing on urban education. Testimony was heard from public witnesses.

Hearings continue tomorrow.

WAIVER PROPOSAL FOR THE ALASKA GAS TRANSPORTATION SYSTEM

Committee on Energy and Commerce: Subcommittee on Fossil and Synthetic Fuels and the Subcommittee on Energy and the Environment of the Committee on Interior and Insular Affairs continued joint hearings on the Administration's proposal to waive several provisions of law for the benefit of the Alaska Natural Gas Transportation System under procedures specified in the Alaska Natural Gas Transportation Act. Testimony was heard from Representatives Gaydos and Benjamin; James B. Edwards, Secretary of Energy and public witnesses.

Hearings continue October 30.

CANCER THERAPY EVALUATION PROGRAM

Committee on Energy and Commerce: Subcommittee on Health and the Environment and the Subcommittee on Oversight and Investigations of the Committee on Science and Technology held a joint hearing on the National Cancer Institute's Cancer Therapy Evaluation Program. Testimony was heard from Alexander M. Capron, Executive Director, President's Commission for the Study of Ethical Problems in Medicine and Biomedical and Behavioral Research; from the following officials of the Department of Health and Human Services: Dr. Robert S. K. Young, Medical Officer, Bureau of Drugs; Dr. J. Richard Crout, Director, Bureau of Drugs; and Dr. Michael Hensley, Investigator, Clinical Investigations Unit, all from the Food and Drug Administration; Dr. Edward N. Brandt, Jr., Assistant Secretary for Health and Dr. Vincent T. DeVita, Director, National Cancer Institutes of Health and public witnesses.

U.S. PARTICIPATION TO IMPLEMENT EGYPT-ISRAEL PEACE TREATY

Committee on Foreign Affairs: Ordered reported H.J. Res. 349, to authorize the participation of the United States in a multinational force and observers to implement the treaty of peace between Egypt and Israel.

PAYMENTS IN LIEU OF TAXES

Committee on Government Operations: Subcommittee on Intergovernmental Relations and Human Resources concluded hearings on the following bills: H.R. 324, to provide for payments in lieu of real property taxes, with respect to certain real property owned by the Federal Government, and related bills; H.R. 928, to provide for payments in lieu of taxes to local governments by the Administrator of General Services based upon the amount of certain tax exempt property owned by the United States and foreign

governments within such locality, and related bills; and H.R. 368, Real Property Tax Compensation Act of 1981. Testimony was heard from public witnesses.

HOMEOWNERS COUNSELING PROGRAMS

Committee on Government Operations: Subcommittee on Manpower and Housing held a hearing on HUD's support on homeowners counseling programs. Testimony was heard from public witnesses.

OVERSIGHT

Committee on Interior and Insular Affairs: Subcommittee on Public Lands and National Parks concluded oversight hearings on public land policies-budget reductions. Testimony was heard from the following officials of the Department of the Interior: Frank Dubois, Deputy Assistant Secretary for Land and Water Resources; Robert Burford, Director and Edward L. Hastey, Associate Director, both of the Bureau of Land Management.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on Water and Power Resources held a hearing on the following bills: H.R. 4347, to authorize the Secretary of the Interior to proceed with development of the WEB pipeline, to provide for the study of South Dakota water projects to be developed in lieu of the Oahe and Pollock-Herreid irrigation projects, and to make available Missouri basin pumping power to projects authorized by the Flood Control Act of 1944 to receive such power, and H.R. 4172, to deauthorize the construction of the irrigation project for the Oahe unit, James division, Missouri River Basin project in South Dakota. Testimony was heard from Senator Abdnor; Representatives Roberts of South Dakota, Daschle and Bedell; Robert Broadbent, Commissioner of Reclamation, Department of the Interior and public witnesses.

VIRGIN ISLANDS NONIMMIGRANT ALIEN ADJUSTMENT ACT; REGULATORY PROCEDURE ACT

Committee on the Judiciary: Ordered reported as amended H.R. 3517, Virgin Islands Nonimmigrant Alien Adjustment Act of 1981.

The Committee also continued markup of H.R. 746, Regulatory Procedure Act of 1981.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Crime and the Subcommittee on Employment Opportunities of the Committee on Education and Labor held a joint oversight hearing on unemployment and crime. Testimony was heard from William Donald Schaeffer, Mayor, Baltimore, Maryland and public witnesses.

Hearings continue tomorrow.

3R HIGHWAY PROGRAM

Committee on Public Works and Transportation: Subcommittee on Investigations and Oversight continued hearings on issues related to the Federal Highway Administration's notice of proposed Rulemaking "Design Standards for Highways: Resurfacing, Restoration and Rehabilitation of Streets and Highways other than Freeways." Testimony was heard from James B. King, Chairman, National Transportation Safety Board and public witnesses.

Hearings continue tomorrow.

FEDERAL GOVERNMENT SPACE NEEDS; PUBLIC BUILDINGS ACT AMENDMENTS

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds continued hearings on projected space needs of the Federal Government and continued hearings on H.R. 1938, Public Buildings Act Amendments of 1981 and S. 533, Public Buildings Act of 1981. Testimony was heard from the following officials of the Federal Elections Commission: Robert O. Tiernan, Commissioner and Joan D. Aikens, Commissioner; John E. Higgins, Deputy General Counsel, National Labor Relations Board and Dr. John Horton, Assistant Administrator for Administration, EPA.

Hearings continue October 29.

LIMITATIONS ON OUTSIDE EARNED INCOME

Committee on Rules: Ordered reported H. Res. 251, amending the Rules of the House of Representatives to increase the amount of outside earned income which a Member may have in 1981, 1982, and 1983, and to increase the amount of the maximum honorarium which a Member may accept.

The Committee also granted an open rule providing two hours of debate on H. Res. 251.

STATE DEPARTMENT AUTHORIZATION ACT

Committee on Rules: Granted a rule providing for consideration of S. 1193, Department of State Authorization Act, Fiscal Years 1982 and 1983, in the House; waiving section 401(a) of the Congressional Budget Act against consideration of the bill; making in order in the House a motion to strike all after the enacting clause of said Senate bill and to insert in lieu thereof the text of H.R. 4814, Department of State Authorization Act, Fiscal Years 1982 and 1983, and waiving clause 5, Rule XXI against said amendment; providing that said amendment be considered as read; providing that the previous question be considered as ordered on said amendment and the bill to final passage; providing one motion to recommit with or without instructions; after passage, making in order motion to insist on the House

amendment and request a conference with the Senate. Testimony was heard from Representatives Fascell, Broomfield and Derwinski.

VETERANS' BENEFITS

Committee on Veterans' Affairs: Subcommittee on Compensation, Pension and Insurance held a hearing on impact of proposed fiscal year 1982 budget and staffing cuts for Department of Veterans Benefits (DVB), effect of delays in filling DVB key staff positions; timeliness of implementation of new legislation; and analysis of VA review of unemployability cases. Testimony was heard from Dorothy Starbuck, Chief, Benefits Director, VA and other officials of VA and representatives of veterans' organizations.

AVIATION TAXES

Committee on Ways and Means: Met and considered H.R. 4800, to reinstate certain taxes imposed on aviation.

Joint Meeting

AUTHORIZATIONS—MILITARY PROCUREMENT

Conferees continued to resolve their differences between the Senate- and House-passed versions of S. 815, authorizing funds for fiscal year 1981 for military procurement programs of the Department of Defense, but did not complete action thereon, and will meet again on Thursday, October 29.

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Wednesday, October 28, 1981

Senate

Chamber Action

Routine Proceedings, pages 25739–25886

Bills Introduced: Eight bills and two resolutions were introduced, as follows: S. 1781–1788, S.J. Res. 117, and S. Res. 233.

Pages 25745, 25752

Bills Reported: Reports were made as follows:

S. 1322, designating the Department of Agriculture Boll Weevil Research Laboratory Building in Starkville, Mississippi, as the "Robey Wentworth Harned Laboratory", with an amendment (S. Rept. No. 97–255).

H.R. 4144, appropriating funds for fiscal year 1982 for energy and water developments programs, with amendments (S. Rept. No. 97–256)

Page 25745

Measure Rejected:

Proposed Sales of AWACS: By a vote of 48 yeas to 52 nays, Senate rejected H. Con. Res. 194, to disapprove the proposed sales to Saudi Arabia of the Airborne Warning and Control System (AWACS) aircraft, conformal fuel tanks for F–15 aircraft, AIM–9L Sidewinder missiles, and Boeing 707 aerial refueling aircraft.

Page 25501

Presidential Message: Senate received a message from the President transmitting the 1980 annual report of the Secretary of Health and Human Services, and the 1977, 1978, 1979, and 1980 annual reports of the Secretary of Labor on occupational safety and health activities. Referred to the Committee on Labor and Human Resources. (PM–87)

Page 25745

Messages From the President: **Page 25745**

Statements on Introduced Bills: **Pages 25745–25751**

Amendments Submitted for Printing: **Pages 25752–25753**

Notices of Hearings: **Page 25753**

Additional Statements: **Pages 25753–25771**

Record Vote: One record vote was taken today. (Total—338).

Page 25786

Recess: Senate convened at 8:45 a.m., and recessed at 5:15 p.m., until 9 a.m. on Thursday, October 29, 1981.

Page 25786

Committee Meetings

SOIL CONSERVATION

Committee on Agriculture, Nutrition, and Forestry: Committee held hearings on the Administration's recommendations for a comprehensive soil and water resources conservation program to increase America's food production capability, receiving testimony from John R. Block, Secretary of Agriculture and John Crowell, Assistant Secretary of Agriculture for Natural Resources and Environment.

Committee recessed subject to call.

APPROPRIATIONS—STATE, JUSTICE, COMMERCE, JUDICIARY/FOREIGN ASSISTANCE

Committee on Appropriations: Committee ordered favorably reported with amendments H.R. 4169, appropriating funds for fiscal year 1982 for the Departments of Commerce, State, Justice, Commerce, the Judiciary, and related agencies, and an original bill (S. 1802) appropriating funds for fiscal year 1982 for foreign assistance programs.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee on Defense concluded hearings on proposed legislation appropriating funds for fiscal year 1982 for the Department of Defense, after receiving testimony in open session on funds for strategic programs from Caspar W. Weinberger, Secretary of Defense, and General David C. Jones, Chairman, Joint Chiefs of Staff; and in closed session on Soviet defense assessment from Ray M. Huffstutler, Director, Office of Soviet Analysis, Central Intelligence Agency.

U.S. STRATEGIC PROGRAMS AND BUDGETING

Committee on Armed Services: Subcommittee on Strategic and Theater Nuclear Forces continued open and closed hearings on U.S. strategic programs and budgeting, receiving testimony from James P. Wade, Jr., Principal Deputy Under Secretary of Defense for Research and Engineering-designee, Jack R. Borsting, Assistant Secretary of Defense (Comptroller), T. K. Jones, Deputy Under Secretary of Defense for Strategic and Theater Nuclear Forces, and Donald C. Latham, Deputy Under Secretary of Defense for Command, Control and Communications Intelligence.

Hearings continue tomorrow.

FINANCIAL INSTITUTIONS

Committee on Banking, Housing, and Urban Affairs: Committee continued hearings on S. 1686, S. 1703, S. 1720, and S. 1721, bills promoting competition among certain financial institutions, expanding their range of services, and protecting the depositors and creditors of such institutions, receiving testimony from Angelo R. Bianchi, Conference of State Bank Supervisors, Walter Madsen, on behalf of the National Association of State Savings and Loan Supervisors, Jim Boyle, Consumer Federation of America, Ellen Broadman, Consumers Union, and Henry Schechter, AFL-CIO, all of Washington, D.C.; Muriel Siebert, New York Superintendent of Banks, New York City; Linda Tsao Yang, California Savings and Loan Commissioner, Los Angeles; Gerald T. Mulligan, Massachusetts Commissioner of Banks, Boston; Barbara Alexander, Maine Bureau of Consumer Credit, Augusta; and Dugald Gillies, California Association of Realtors, Sacramento.

Hearings continue tomorrow.

OIL SHALE RESOURCES

Committee on Energy and Natural Resources: Committee began markup of S. 1484, promoting the development of oil shale resources by revising the authority to lease lands containing oil shale deposits, but did not complete action thereon, and will meet again on Wednesday, November 4.

INTERNATIONAL INVESTMENT POLICY

Committee on Foreign Relations: Subcommittee on International Economic Policy concluded hearings on international investment policy, after receiving testimony from Marc E. Leland, Assistant Secretary of the Treasury for International Affairs; Robert Hormats, Assistant Secretary of State for Economic and Business Affairs; Raymond Waldmann, Assistant Secretary of Commerce for International Economic Policy; and Harvey Bale, Assistant U.S. Trade Representative, Office of the U.S. Trade Representative.

LABOR RACKETEERING

Committee on Governmental Affairs: Permanent Subcommittee on Investigations resumed hearings on the ability of the Department of Labor and other Federal agencies to combat fraud in union pension funds and welfare benefits plans, receiving testimony from Raymond J. Donovan, Secretary of Labor; Gregory J. Ahart, Director, Human Resources Division, General Accounting Office; Fred Asselin and Raymond Maria, both Investigators, Permanent Subcommittee on Investigations; and Anthony Scotto, New York City.

Hearings continue tomorrow.

OFFICE OF JUSTICE ASSISTANCE, RESEARCH AND STATISTICS

Committee on the Judiciary: Subcommittee on Juvenile Justice held oversight hearings on the effects of budgetary reductions in the operation of the Office of Justice Assistance, Research and Statistics, Department of Justice, receiving testimony from Stanley Morris, Associate Deputy Attorney General, Department of Justice; Robert Griesgraber, Minnesota Crime Control Planning Board, Duluth; William Christian, Volunteer Emergency Foster Care of Virginia, Richmond; and Deidre Dodge, National Association of Counties, and Robbie Callaway, National Youth Work Alliance, both of Washington, D.C.

Hearings were recessed subject to call.

NOMINATION

Committee on Labor and Human Resources: Committee ordered favorably reported the nomination of E. Everett Koop, of Pennsylvania, to be Medical Director in the Regular Corps of the Public Health Service, and to be Surgeon General of the Public Health Service.

LONGSHOREMEN'S/HARBOR WORKERS' BENEFITS

Committee on Labor and Human Resources: Subcommittee on Labor approved for full committee consideration with an amendment in the nature of a substitute S. 1182, improving the administration of the Longshoremen's and Harbor Workers' Compensa-

tion Act by removing certain inequities, reducing incentives for fraud and abuse, and assuring immediate compensation benefits and competent medical treatment for injured employees.

INTELLIGENCE BRIEFING

Select Committee on Intelligence: Subcommittee on Collection and Foreign Operations held a closed briefing on intelligence matters, but made no announcements, and recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 7 public bills, H.R. 4854–4860; and 7 resolutions, H. Con. Res. 208–211, and H. Res. 259–261 were introduced.

Page 25737

Bill Reported: One report was filed as follows: H.R. 4500, to extend through fiscal year 1983 Small Business Administration pilot programs under section 8 of the Small Business Act (H. Rept. 97–304).

Pages 25736–25737

Committee Election: House agreed to H. Res. 259, electing Representative Lowry of Washington to the Committee on the Budget.

Page 25669

Outside Earned Income: By a recorded vote of 147 ayes to 271 noes, Roll No. 282, the House failed to agree to H. Res. 251, amending the Rules of the House of Representatives to increase the amount of outside earned income which a Member may have in 1981, 1982, and 1983, and to increase the amount of the maximum honorarium which a Member may accept.

Rejected an amendment that sought to move the effective date to January 1, 1983 and the sunsetting date to December 31, 1984.

H. Res. 258, the rule under which the resolution was considered, was agreed to earlier by a voice vote.

Pages 25670–25689

Food and Agriculture Act: House insisted on its amendments to S. 884, to revise and extend programs to provide price support and production incentive for farmers to assure an abundance of food and fiber; and requested a conference with the Senate. Appointed as conferees: Representatives de la Garza, Foley, Jones of Tennessee, Brown of California, Bowen, Rose, Richmond, Weaver, Harkin, Wampler, Findley (on all matters except title IX of the Senate bill and modifications committed to conference), Jeffords (on all matters except title VII of the House amendment and of the Senate bill), Hagedorn, Coleman, Marlenee, and Thomas; and the following additional conferees: Zablocki, Fountain, Fascell, Hamilton, Bingham, Broomfield, Winn, Gilman, and Lagomarsino (the foregoing solely for consideration of section 915 and title XI (except for section 1112 and subtitle B) of the House amendment and sections 1002, 1111, 1113, 1201–1203, and 1205, and title XIII of the Senate bill); Peyser and Stangeland, in lieu of Findley (solely for consideration of title IX of the Senate bill and modifications thereof committed to conference); and Lundine and Skeen, in lieu of Jeffords (solely for consideration of title VII of the House amendments and title VII of the Senate bill).

Page 25690

Deposit Insurance Flexibility Act: By a yea-and-nay vote of 371 yeas to 46 nays with 1 voting "present", Roll No. 283, the House passed H.R. 4603, to provide flexibility to the Federal Deposit Insurance Corporation, the Federal Savings and Loan Insurance Corporation, and the Federal supervisory agencies to deal with financially distressed depository institutions.

Agreed to the committee amendment in the nature of a substitute.

Agreed to:

An amendment of a conforming nature that provides State savings and loan supervisors a role in the merger process similar to that provided to State bank supervisors with respect to State-chartered institutions; and

Two amendments en bloc that restrict financial institutions' mergers or acquisitions to those allowed under the provisions of the bill, and that require the Federal Home Loan Bank Board and the FDIC to give equal consideration to protecting the insurance funds and the merger order of preference in the bill, rather than give the insurance funds paramount consideration.

Rejected an amendment that sought to restrict the FDIC, FSLIC, and NCUA aid to loans, deposits, or purchases of assets in helping a troubled thrift institution by contributions (rejected by a division vote of 1 aye to 10 noes).

Pages 25690–25706

Daylight Saving Time: By a recorded vote of 243 ayes to 165 noes, Roll No. 285, the House passed H.R. 4437, to promote energy conservation by providing for daylight saving time on an expanded basis.

Rejected:

An amendment that sought to permit the governing body of a State to exempt the State from the provisions of the bill (rejected by a recorded vote of 170 ayes to 242 noes, Roll No. 284). Earlier, agreed to by a division vote of 36 ayes to 18 noes; and

An amendment that sought to delete the provisions permitting the governing body of a State to exempt the State from daylight saving time.

H. Res. 236, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Pages 25705–25721

Presidential Message—OSHA: Received and read a message from the President wherein he transmits the 1980 annual report submitted by the Secretary of Health and Human Services, and the 1977, 1978, 1979, and 1980 annual reports submitted by the Secretary of Labor on occupational safety and health activities—referred to the Committee on Education and Labor. Page 25721

Quorum Calls—Votes: One quorum call, one yea-and-nay vote, and three recorded votes developed during the proceedings of the House today and appear on pages 25688–25689, 25689, 25704–25706, 25719–25720, 25770–25771.

Adjournment: Adjourned at 6 p.m.

Committee Meetings

SOIL AND WATER RESOURCES CONSERVATION ACT

Committee on Agriculture: Subcommittee on Conservation, Credit, and Rural Development held a hearing to review the Soil and Water Resources Conservation Act. Testimony was heard from Robert Ray, Governor of Iowa; departmental and public witnesses.

FIFRA

Committee on Agriculture: Subcommittee on Department Operations, Research, and Foreign Agriculture began markup of legislation to amend the Federal Insecticide, Fungicide and Rodenticide Act.

COMMERCE, JUSTICE, STATE, JUDICIARY AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State, Judiciary and Related Agencies continued hearings on 1982 Amendments and Deferrals. Testimony was heard from Joseph Wright, Jr., Deputy Secretary, Department of the Treasury; from the following officials of FTC; James Miller III, Chairman and Michael Pertschuk, Commissioner and Charles Wick, Director, International Communication Agency.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to continue markup of the Department of Defense appropriations bill for fiscal year 1982.

Will continue tomorrow.

NAVAL PETROLEUM RESERVES

Committee on Armed Services: Subcommittee on Investigations held a hearing to examine the President's decision to extend the period of maximum efficient production of the Naval Petroleum Reserves for a period of three years. Testimony was heard from William A. Vaughan, Assistant Secretary for Environmental Protection, Safety and Emergency Preparedness, Department of Energy; George Marienthal, Deputy Assistant Secretary for Energy, Environmental and Safety, Department of Defense; Rear Adm. Thomas C. Watson, Jr., U.S. Navy, Deputy Director for Planning and Resources Logistics Directorate, Joint Chiefs of Staff and a public witness.

MILITARY PERSONNEL EDUCATIONAL ASSISTANCE PROGRAM

Committee on Armed Services: Subcommittee on Military Personnel and Compensation continued hearings on legislative proposals for a new educational assistance program for military personnel. Testimony was heard from public witnesses.

DOD'S PROCUREMENT POLICIES

Committee on Armed Services: Subcommittee on Procurement and Military Nuclear Systems, Defense Procurement Procedures Panel concluded hearings on the Department of Defense's procurement policies and practices. Testimony was heard from Frank C. Carlucci, Deputy Secretary of Defense.

USES AND DISTRIBUTION OF CREDIT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Domestic Monetary Policy continued hearings on present and prospective uses and distribution of credit. Testimony was heard from public witnesses.

Hearings continue tomorrow.

CREDIT ACTIVITY

Committee on the Budget: Task Force on Enforcement, Credit and Multi-Year Budgeting held a hearing on Federal credit activity and on H.R. 2372, to amend the Congressional Budget Act of 1974 to establish procedures for setting targets and ceilings, in the congressional budget process, for loans and loan guarantees under Federal credit programs. Testimony was heard from Alice M. Rivlin, Director, CBO and Tim McNamar, Deputy Secretary of the Treasury.

Hearings continue tomorrow.

URBAN EDUCATION

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education continued oversight hearings on urban education. Testimony was heard from public witnesses.

COAL SEVERANCE TAXES

Committee on Energy and Commerce: Subcommittee on Fossil and Synthetic Fuels held a hearing on Coal Severance Taxes. Testimony was heard from Senators Durenberger, Riegle, Baucus, Melcher, Simpson and Wallop; Representatives Cheney, Dorgan, Marlenee, Williams of Montana, Gibbons, Oberstar, Pickle, Schneider and Wolpe; Robert Ray, Governor of Iowa and Ted Schwinden, Governor of Montana.

PREVENTION OF SIGNIFICANT DETERIORATION PROGRAM

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on Prevention of Significant Deterioration Program of the Clean Air Act. Testimony was heard from Representative Wirth; Kathleen Bennett, Assistant Administrator for Air, Noise and Radiation, EPA and public witnesses.

FRAUD AND ABUSE

Committee on Government Operations: Subcommittee on Intergovernmental Relations and Human Resources held a hearing on fraud and abuse involving food stamps and other Federal programs. Testimony was heard from Representative Richmond; D. Lowell Jensen, Assistant Attorney General, Criminal Division, Department of Justice; from the following officials of USDA: G. William Hoagland, Administrator and Alberta C. Frost, Deputy Administrator for Family Nutrition Programs, both of the Food and Nutrition Service; John Graziano, Inspector General; Gerald W. Peterson, Assistant Inspector General for Auditing and Thomas J. Burke, Deputy Assistant Inspector General for Investigations; from the following officials of the Department of Health and Human Services: Sandy Crank, Associate Commissioner for Operations Policy and Procedures and Linda McMahon, associate Commissioner, Office of Family Assistance, both from the Social Security Administration and Richard Kusserow, Inspector General.

Subcommittee recessed subject to call.

MISCELLANEOUS MEASURES

Committee on Government Operations: Subcommittee on Legislation and National Security held a hearing on the following bills: H.R. 3270, Reorganization Act of 1981; H.R. 2528, to amend the Economy Act to provide that all departments and agencies may obtain materials or services from other agencies by contract, and H.R. 3943, to amend the Federal Grant and Cooperative Agreement Act. Testimony was heard from Edwin Harper, Deputy Director, OMB; Milton Socolar, Special Assistant to the Comptroller General, GAO and other departmental witnesses.

MISCELLANEOUS MEASURE

Committee on Interior and Insular Affairs: Ordered reported as amended S. 1672, to expand the membership of the United States Holocaust Memorial Council from sixty to sixty-five.

OVERSIGHT-INTELLIGENCE POLICIES

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights began oversight hearings on Intelligence Policy and the rights of Americans.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Crime and the Subcommittee on Employment Opportunities of the Committee on Education and Labor continued joint oversight hearing on unemployment and crime. Testimony was heard from public witnesses.

CRIMINAL CODE REVISION ACT

Committee on the Judiciary: Subcommittee on Criminal Justice held a hearing on H.R. 4711, Criminal Code Revision Act of 1981, and a similar bill H.R. 1647. Testimony was heard from William French Smith, Attorney General.

Hearings continue tomorrow.

OVERSIGHT—IMMIGRATION REFORM

Committee on the Judiciary: Subcommittee on Immigration, Refugees, and International Law continued oversight hearings on Immigration Reform, with emphasis on Cubans/Haitians Adjustment of Status, Interdiction, Expedited Asylum Procedures and Appeal Mechanism. Testimony was heard from the following officials of the Department of State: Stephen Palmer, Acting Assistant Secretary for Human Rights and Humanitarian Affairs and George F. Jones, Director, Office of Regional Political Programs, Bureau of Inter-American Affairs; Alan C. Nelson, Deputy Commissioner, Immigration and Naturalization Service, Department of Justice; Phillip Hawkes, Director, Office of Refugee Resettlement, Department of Health and Human Services and public witnesses.

Hearings continue November 9.

OUTER CONTINENTAL SHELF LEASING PROGRAM

Committee on Merchant Marine and Fisheries: Subcommittee on Panama Canal/Outer Continental Shelf held a hearing on Panama Canal/Outer Continental Shelf, hearing on five-year Outer Continental Shelf Leasing program proposed by the Department of the Interior. Testimony was heard from Representative Panetta; J. Robinson West, Assistant Secretary for Policy, Budget and Administration, Department of the Interior; Deni Greene, Director, Office of

Planning and Research, State of California and public witnesses.

MISCELLANEOUS MEASURES

Committee on Post Office and Civil Service: Ordered reported the following bills: H.R. 3141, as amended, to authorize an Under Secretary of Commerce for Economic affairs; H.R. 4793, as amended, to amend title 5, United States Code, to extend the Federal Physicians Comparability Allowance Act of 1978 and H.R. 1710, to authorize the use of the frank for official mail sent by the Law Revision Counsel of the House of Representatives.

3R HIGHWAY PROGRAM

Committee on Public Works and Transportation: Subcommittee on Investigations and Oversight continued hearings on issues related to the Federal Highway Administration's notice of proposed Rulemaking "Design Standards for Highways: Resurfacing, Restoration and Rehabilitation of Streets and Highways other than Freeways." Testimony was heard from public witnesses.

CONGRESSIONAL REVIEW OF FEDERAL REGULATIONS

Committee on Rules: Subcommittee on Rules of the House continued hearings on legislation (H.R. 1, H.R. 97, H.R. 1776, H.R. 3740 and related bills) providing procedures for congressional review or disapproval of regulations issued by federal agencies. Testimony was heard from Representatives Danielson, White, Glickman, Kindness, Levitas and Edwards of Oklahoma.

UNEMPLOYMENT ISSUES

Committee on Ways and Means: Subcommittee on Public Assistance and Unemployment Compensation held a hearing on unemployment issues. Testimony was heard from Senators Heflin and Grassley; Representatives Downey, Tauke and Gunderson; William B. Lewis, Administrator, Unemployment Insurance Services, Employment and Training Administration, Department of Labor; from the following officials of the Defense Department: Lt. Gen. R. Dean Tice, Deputy Assistant Secretary for Military Personnel and Force Management, Office of the Assistant Secretary for Manpower, Reserve Affairs and Logistics; William R. Amis, Assistant Director, Compensation Branch and Lt. Col. Robert Baker, Assistant Director, Personnel Administration and Services; J. Gregory Ballentine, Deputy Assistant Secretary (Tax Analysis), Department of the Treasury; Joseph D. Patero, Assemblyman, State of New Jersey and public witnesses.

SOCIAL SECURITY

Committee on Ways and Means: Subcommittee on Social Security concluded hearings on the Social Security appeals and case review process. Testimony was heard from Representative Seiberling and public witnesses.

U.S. TRADE POLICY

Committee on Ways and Means: Subcommittee on Trade held an oversight hearing on U.S. Trade Policy. Testimony was heard from William E. Brock, U.S. Trade Representative.

Hearings continue tomorrow.

OLDER WORKER

Select Committee on Aging: Held a hearing on new business perspectives on the older worker. Testimony was heard from public witnesses.

Joint Meeting

GOVERNMENT COMPETITION/SMALL BUSINESS

Joint Economic Committee: Subcommittee on Monetary and Fiscal Policy concluded hearings to review the impact of government competition on small business through the implementation of the Office of Management and Budget circular No. A–76, providing procedures for determining whether it costs the government less to produce goods or services internally or to purchase them from the private sector, after receiving testimony from David A. Stockman, Director, Office of Management and Budget; James Collison, Iowa Small Business Employers, Inc., Mason City, Iowa; and Milton D. Stewart, Inc. Magazine, Boston, Massachusetts.

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Thursday, October 29, 1981

Senate

Chamber Action

Routine Proceedings, pages 25927–26038

Bills Introduced: Eight bills were introduced, as follows: S. 1789–1796.

Page 26020

Bills Reported: Reports were made as follows:

S. 1551, extending the authority of Federal agencies to enter into service agreements providing comparability allowances for Government physicians (S. Rept. No. 97–257).

S. 678, expanding the present ZIP code system to a 9-digit ZIP code, with amendments (S. Rept. No. 97–258).

Measures Passed:

Production of Oil From Tar Sands: Senate passed H.R. 3975, creating a procedure for issuance of a Combined Hydrocarbon lease in special tar sand areas.

Pages 26016–26018

Municipal Wastewater Construction Authorizations: Senate passed H.R. 4503, authorizing funds for fiscal years 1982, 1983, 1984, and 1985, for the municipal wastewater treatment construction grant programs of the Clean Water Act, after striking all after the enacting clause and inserting in lieu thereof the text of S. 1716, Senate companion bill, as previously passed.

Senate insisted on its amendment, requested a conference with the House thereon, and appointed as conferees Senators Stafford, Chafee, Domenici, Gorton, Randolph, Mitchell, and Moynihan.

Senate vitiated its passage of S. 1716, and the bill was then indefinitely postponed.

Page 26018

Standby Petroleum Allocation Act: By 85 yeas to 7 nays, Senate passed S. 1503, authorizing the President to allocate supplies of crude oil and petroleum products during a severe petroleum supply shortage, after agreeing to a committee amendment in the nature of a substitute and taking action on additional amendments proposed thereto, as follows:

Adopted:

(1) Johnston-McClure unprinted amendment No. 545, providing for preemption of State and local price and allocation programs.

Page 25933

(2) Bradley unprinted amendment No. 546, providing for specifications of the nature and administration of monetary and fiscal policies that would be followed in an impact study under the Energy Policy and Conservation Act, including emergency tax cuts, emergency block grants, and emergency supplements to income maintenance programs, and that projections must be made of the effect of the disruption on Federal tax revenues, Federal royalty payments, and State and local tax revenues.

Page 25969

(3) Durenberger modified unprinted amendment No. 548, providing congressional oversight for standby regulations.

Page 25987

Rejected:

(1) By 8 yeas to 88 nays, Bradley modified amendment No. 592, to recycle increased tax revenues and thereby allow market forces to operate during oil supply disruptions.

Page 25935

(2) By 18 yeas to 76 nays, Bradley amendment No. 593, to allow the use of the strategic petroleum reserve at the outset of supply disruptions.

Page 25970

(3) By 22 yeas to 73 nays, Weicker unprinted amendment No. 547, to provide that authority of the Act shall not be used to impose or implement any tax, tariff, or user fee; that the President may invoke a rationing plan for gasoline and diesel fuel provided that the burden of reduced supplies of gasoline and diesel fuel be shared in a fair and equitable manner and that the economic and social impacts of such a rationing plan be minimized, and that such a plan should be sufficiently flexible to respond to changed conditions and sufficiently simple to be effectively administered and enforced.

Page 25981

(4) By 42 yeas to 53 nays, Mitchell unprinted amendment No. 550, to provide for a State set-aside system.

Page 25995

Pages 25932–26004

Agriculture Appropriations: Senate began consideration of H.R. 4119, appropriating funds for fiscal year 1982 for the Department of Agriculture and related agencies, agreeing to committee amendments.

Senate will resume consideration of the bill and amendments to be proposed thereto on Friday, October 30, following disposition of H.R. 4522, District of Columbia Appropriations, 1982. Upon resuming the bill, Senator Mattingly will be recognized to call up amendment No. 620, to reduce by 2.6 percent the funds appropriated in the bill for payments not required by law.

Pages 26004–26017

Presidential Message: Senate received a message from the President, reporting 51 deferrals of certain budget authority totaling $1,260.6 million. Referred jointly to the Committees on Appropriations, Budget, Agriculture, Nutrition, and Forestry, Commerce, Science and Transportation, Banking, Housing and Urban Affairs, Judiciary, Labor and Human Resources, Finance, Armed Services, and Governmental Affairs. (PM–88).

Pages 26019

Confirmations: Senate confirmed the following nominations:

Richard J. Cardamone, of New York, to be U.S. Circuit Judge for the Second Circuit.

Paul A. Magnuson, to be U.S. District Judge for the District of Minnesota.

Robert D. Potter, to be U.S. District Judge for the Western District of North Carolina.

Guy G. Hurlbutt, to be U.S. Attorney for the District of Idaho.

William H. Ewing, Jr., to be U.S. Attorney for the Western District of Tennessee.

Laurence C. Beard, to be U.S. Marshal for the Eastern District of Oklahoma.

Donald E. Santarelli, of Virginia, to be a Member of the Board of Directors of the Overseas Private Investment Corporation.

Tom C. Korologos, of Virginia, to be a Member of the U.S. Advisory Commission on Public Diplomacy.

John D. Negroponte, of New York, to be Ambassador to Honduras.

Robert C. McEwen, of New York, to be a Commissioner on the International Joint Commission, United States and Canada.

Routine lists of Foreign Service nominations.

Pages 26038

Messages from the President: Page 26019

Messages from the House: Page 26019

Statements on Introduced Bills: Pages 26020-26028

Amendments Submitted for Printing: Page 26029

Notices of Hearings: Page 26029

Committee Authority to Meet: Page 26029

Additional Statements: Pages 26029-26038

Confirmations: Page 26038

Record Votes: Five record votes were taken today. (Total—343)

Pages 26969, 25973, 25786, 25596, 26002

Recess: Senate convened at 9 a.m., and recessed at 5:07 p.m., until 11 a.m., on Friday, October 30, 1981. (For Senate's program see remarks of Senator Baker in today's Record on page 26038

Committee Meetings

U.S. STRATEGIC PROGRAMS/AIR FORCE

Committee on Armed Services: Subcommittee on Strategic and Theater Nuclear Forces continued open and closed hearings on U.S. strategic programs and budgeting, focusing on the Air Force MX and B-1 programs, receiving testimony from General Lew Allen, Jr., Chief of Air Force Staff; Lt. General Kelly H. Burke, Deputy Chief of Air Force Staff for Research, Development and Acquisition, and Brig. General J. P. McCarthy, Special Assistant for MX Matters, Office of the Deputy Chief of Air Force Staff for Research, Development and Acquisitions.

Hearings continue tommorrow.

FINANCIAL INSTITUTIONS

Committee on Banking, Housing, and Urban Affairs: Committee continued hearings on S. 1686, S. 1703, S. 1720, and S. 1721, bills promoting competition among certain financial institutions, expanding their range of services, and protecting the depositors and creditors of such institutions, recieving testimony from Paul A. Volcker, Chairman, Board of Governors, Federal Reserve System; Walter Wriston, Citicorp, James D. Robinson III, American Express Company, and Roger E. Birk, Merrill Lynch & Co., Inc., all of New York City; Robert A. Beck, The Prudential Insurance Company of America, Newark, New Jersey; and Finn M. W. Caspersen, Beneficial Corporation, Morristown, New Jersey.

Hearings continue tommorrow.

RETAIL DEALERS

Committee on Commerce, Science, and Transportation: Subcommittee on Business, Trade and Tourism concluded hearings on S. 1256, regulating interstate commerce by protecting the rights of consumers, dealers and end-users, after receiving testimony from Merlin Jeitz,/Cook's Inc., Watertown, South Dakota; John Kuchta, Lincoln Office Equipment Company, Lincoln, Nebraska; Nat Israel, CTR Business Systems Inc., Portland, Oregon; Richard P. Nelson, Ohio Business Machines, Inc., Cleveland, Ohio; Tom Van Gelder, Van's Office Machines, Inc., Berkeley, California; Loren Steele, Super 8 Motels, Inc., Aberdeen, South Dakota; Bruce C. Cotton, Jerrico Inc., Lexington, Kentucky; and Robert R. Lynch, Tandy Corporation, Fort Worth, Texas.

VOYAGEURS NATIONAL PARK

Committee on Energy and Natural Resources: Subcommittee on Public Lands and Reserved Water concluded hearings on S. 625, revising the boundary of Voyageurs National Park in the State of Minnesota, after receiving testimony from Senators Durenberger and Boschwitz; Representative Oberstar; Russell E. Dickenson, Director, and J. Thomas Ritter, Superintendent, Voyageurs National Park, International Falls, Minnesota, both of the National Park Service, Department of the Interior; Joe Alexander, Minnesota Department of Natural Resources, St. Paul; Dan Parmeter, Citizen's Committee on Voyageurs National Park, and Minnesota State Representative Irvin N. Anderson, both of International Falls, Minnesota; and Destry Jarvis, National Parks and Conservation Association, and Arthur F. Ennis, both of Washington, D.C.

ENVIRONMENTAL PROTECTION LAWS—ACID RAIN

Committee on Environment and Public Works: Committee concluded hearings on S. 1706, S. 1709, and S. 1718, bills strengthening environmental protection laws, focusing on the interstate transport of pollutants and the control of existing and new sources of acid deposition, after receiving testimony from Senators Dodd and Durenberger; Robert Friedman, Senior Analyst, Oceans and Environment Program, Science Information and Natural Resources Division, Office of Technology Assessment; Kathleen Bennett, Assistant Administrator, and Paul Stolpman, Director of Policy Analysis, both for Air, Noise, and Radiation, Environmental Protection Agency; Robert Flacke, New York Department of Environmental Conservation, Albany; James E. Tier-

ney, Maine Attorney General, Augusta; John R. Holmes, California Air Resources Board, Sacramento; William Hinkley, Florida Department of Environmental Regulation, Tallahassee; Robert Martini, Wisconsin Department of Natural Resources, Rhinelander; Robert Arnott, Colorado Department of Health, Denver; William C. Gerstner, Illinois Power Company, Decatur; and Chris Farrand, Peabody Coal Commission, David Hawkins, Natural Resources Defense Council, and Jay D. Hair, National Wildlife Federation, all of Washington, D.C.

CONGRESSIONAL BUDGET PROCESS

Committee on Governmental Affairs: Committee concluded oversight hearings on the Congressional Budget and Impoundment Control Act (P.L. 93-344), focusing on expended budget coverage, enhanced budget control, improved program and policy level accountability, and enhanced reliability, consistency, and comparability of budget figures, after receiving testimony from Senators Dole, Long, and Ford; Representative Panetta; and Alice M. Rivlin, Director, Congressional Budget Office.

LABOR RACKETEERING

Committee on Governmental Affairs: Permanent Subcommittee on Investigations continued hearings on the ability of the Department of Labor and other Federal agencies to combat fraud in union pension funds and welfare benefits plans, receiving testimony from George W. Lehr, Teamsters Central States, Southeast and Southwest Areas Health and Welfare Pension Funds, Kansas City, Missouri.

Hearings continue on Monday, November 2.

BANKRUPTCY REFORM

Committee on the Judiciary: Subcommittee on the Courts concluded oversight hearings on the implementation of the Bankruptcy Reform Act of 1978 (P.L. 95-598), focusing on the requirement that the bankruptcy court take the future earnings capabilities of the debtor into account in evaluating qualification for chapter 7 and chapter 13 wage-earner relief, after receiving testimony from Senator DeConcini; Robert W. Johnson, Purdue University, West Lafayette, Indiana; Claude Rice, McDowell, Rice and Smith, Kansas City, Kansas; Vern Countryman, Harvard Law School, Cambridge, Massachusetts, Judge Joe Lee, Lexington, Kentucky, both on behalf of the National Bankruptcy Conference; Phillip Shuchman, Rutgers University School of Law, Newark, New Jersey; Judge Dean Gandy, National Conference of Bankruptcy Judges, Oakland, California; Paul G. Tongue, Chase Manhattan Bank, New York City, representing the American Bankers Association/Consumer Bankers Association; Donald V. Beall, NASA Federal Credit Union, Beltsville, Maryland, representing the Credit Union National Association, Inc., and National Association of Federal Credit Unions; Raymond A. Kennedy, Sears, Roebuck & Company, Chicago, Illinois, on behalf of the American Retail Federation/National Retail Merchants Association; and James C. Barr, Credit Union National Association, Thomas Moore, National Consumer Law Center, Inc., Ellen Broadman, Consumers Union, and Robert B. Evans, National Consumer Finance Association, all of Washington, D.C.

IMMIGRATION AND NATURALIZATION LAWS

Committee on the Judiciary: Subcommittee on Immigration and Refuge Policy resumed hearings on proposed revisions to the immigration and naturalization laws of the United States, focusing on granting a limited legal status to illegal immigrants now in the United States, receiving testimony from Senator Huddleston; Doris M. Meissner, Acting Commissioner, Immigration and Naturalization Service, Department of Justice; Diego C. Asencio, Assistant Secretary of State for Consular Affairs; Wilford H. Forbush, Deputy Assistant Secretary for Health-Operations, Public Health Service, and Linda McMahon, Acting Associate Commissioner, Office of Family Assistance, both of the Department of Health & Human Services; A. James Barnes, General Counsel, Department of Agriculture; Barbara Sheen Todd, Pinellas County, Florida, on behalf of the National Association of Counties; Lawrence Fuchs, Brandeis University, Waltham, Massachusetts; Paul Egan, The American Legion, Francisco Garza, National Council of La Raza, Michael Harpold, National Immigration and Naturalization Council, American Federation of Government Employees, John H. Tanton, Federation for American Immigration Reform, (FAIR), Phyllis Eisen, Zero Population Growth, Inc., Charles Keely, representing Citizens Committee for Immigration Reform, and Mark Roberts, AFL-CIO, all of Washington, D.C.

Hearings continue on Monday, November 23.

INSTITUTIONAL AID PROGRAMS

Committee on Labor and Human Resources: Subcommittee on Education held oversight hearings on Title III of the Higher Education Act, establishing eligibility criteria for schools seeking to compete for grants under the Institutional Aid Program, receiving testimony from Thomas Melady, Assistant Secretary of Education for Post Secondary Education; Yvonne Kennedy, S. D. Bishop State Junior College, Mobile, Alabama, on behalf of the American Association of Community and Junior Colleges; Thomas K. Hearn, The University of Alabama, Birmingham; Elias Blake, Clark College, Atlanta, Georgia, on behalf of the United Negro College Fund;

William P. Hytche, University of Maryland, Eastern Shore, Princess Anne, Maryland, on behalf of the National Association of Equality in Higher Education; and Elgin Badwound, Oglala Sioux Community College, Kyle, South Dakota.

Hearings were recessed subject to call.

LOW-INCOME STUDENT ASSISTANCE

Committee on Labor and Human Resources: Subcommittee on Education held hearings on the proposed Pell Grant Family Contribution Schedule, providing assistance to college students from low-income families, receiving testimony from Edward Elmendorf, Deputy Assistant Secretary of Education for Student Financial Assistance; and Charlie Saunders, American Council on Education, and Dallas Martin, National Association of Student Financial Aid Administrators, both of Washington, D.C.

Hearings were recessed subject to call.

OLDER WORKERS/EMPLOYMENT OPPORTUNITIES

Special Committee on Aging: Committee held hearings on Federal policies to promote employment opportunities for older workers, focusing on expanding opportunities and removing obstacles to employment, receiving testimony from Senator Bentsen; Malcolm R. Lovell, Jr., Under Secretary of Labor; Harold L. Sheppard, The National Council on The Aging, E. Douglas Kuhns, The International Association of Machinists and Aerospace Workers, and John Post, The Business Roundtable, all of Washington, D.C.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 16 public bills, H.R. 4861–4876; and 2 resolutions, H.J. Res. 350 and 351 were introduced.

Page 26106

Bills Reported: Reports were filed as follows:

H.R. 3464, to amend title 10, United States Code, to provide that naval vessels of the United States may not be built in foreign shipyards, amended (H. Rept. 97–305);

H.R. 4792, to amend title 10, United States Code, to improve the military justice system (H. Rept. 97–306); and

H.R. 3517, Virgin Islands Nonimmigrant Alien Adjustment Act of 1981, amended (H. Rept. 97–307).

Page 26106

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Wright to act as Speaker pro tempore for today.

Page 26039

Journal: By a yea-and-nay vote of 346 yeas to 12 nays, Roll No. 286, the House approved the Journal of Wednesday, October 28.

Pages 26039–26040

DOD Authorization: House agreed to a motion to instruct House conferees to agree to section 922 of the Senate bill (unit cost reports) in the conference on S. 815, Department of Defense Authorization Act for fiscal year 1982.

Earlier, rejected a motion to table the motion to instruct (rejected by a yea-and-nay vote of 171 yeas to 224 nays, Roll No. 287, after having been previously agreed to by a division vote of 28 ayes to 18 noes).

Pages 26046–26058

State Department Authorizations: By a recorded vote of 317 ayes to 58 noes, Roll No. 289, the House passed S. 1193, to authorize appropriations for fiscal years 1982 and 1983 for the Department of State, the International Communication Agency, and the Board for International Broadcasting.

Rejected a motion to commit the bill to the Committee on Foreign Affairs with instructions to report it back forthwith containing an amendment to increase the authorizations for the International Communication Agency and the Board for International Broadcasting by transferring $36 million in 1982 and $43 million in 1983 from the authorizations for Administration of Foreign Affairs and International Organizations and Conferences (rejected by a yea-and-nay vote of 63 yeas to 318 nays, Roll No. 288).

Agreed to an amendment in the nature of a substitute (text of H.R. 4814).

House then insisted on its amendment to S. 1193 and asked a conference. Appointed as conferees: Representatives Zablocki, Fascell, Yatron, Mica, Broomfield, Derwinski, and Winn; and Representatives Dellums, Fauntroy, and McKinney as additional conferees solely for the consideration of sections 120 (a) and (e) of the House amendment.

H. Res. 257, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Pages 26058–26092

Late Reports: Committee on Foreign Affairs received permission to have until 5 p.m. Friday, October 30, to file a report on H.J. Res. 349, to authorize the participation of the United States in a multinational force and observers to implement the treaty of peace between Egypt and Israel; and

Committee on the Judiciary received permission to have until midnight tonight to file a report on

H.R. 3517, Virgin Islands Nonimmigrant Alien Adjustment Act of 1981.

Pages 26092–26073

Legislative Program: Majority Whip announced the legislative program for the week of November 2. Agreed to adjourn from Thursday, October 29 to Monday, November 2; and agreed to adjourn from Monday, November 2 to noon on Wednesday, November 4.

Page 26093

Suspensions: The Speaker was authorized to entertain motions to suspend the rules on Wednesday, November 4.

Page 26093

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of November 4.

Page 26094

Presidential Message—Deferrals: Received and read a message from the President wherein he reports 51 deferrals totaling $1,260.6 million—referred to the Committee on Appropriations and ordered printed (H. Doc. 97–105).

Page 26094

Referrals: Seventeen Senate-passed measures were referred to the appropriate House committees.

Page 26105

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page H7947.

Quorum Calls—Votes: Three yea-and-nay votes and one recorded vote developed during the proceedings of the House today and appear on pages 26039, 26047, 26091–26092. There were no quorum calls.

Adjournment: Adjourned at 3:10 p.m.

Committee Meetings

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to continue markup of the Department of Defense appropriations bill for fiscal year 1982.

Will continue November 4.

COST VARIATION REPORTS; MINOR CONSTRUCTION PROJECTS; REAL ESTATE REPORTS

Committee on Armed Services: Subcommittee on Military Installations and Facilities approved 4 cost variation reports, 17 minor construction projects and 18 real estate reports.

Prior to this action, the Subcommittee held a hearing on these matters. Testimony was heard from departmental witnesses.

USES AND DISTRIBUTION OF CREDIT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Domestic Monetary Policy continued hearings on present and prospective uses and distribution of credit. Testimony was heard from Melvin R. Primas, Jr., Camden, New Jersey; Carolyn L. Smith, Director, Department of Finance and Revenue, District of Columbia and public witnesses.

PUBLIC HOUSING OPERATING SUBSIDIES

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development held a hearing on the effect of the proposed second cuts on Public Housing operating subsidies. Testimony was heard from representatives of various State and local Housing Authorities and a public witness.

CREDIT ACTIVITY

Committee on the Budget: Task Force on Enforcement, Credit and Multi-Year Budgeting concluded hearings on Federal credit activity and on H.R. 2372, to amend the Congressional Budget Act of 1974 to establish procedures for setting targets and ceilings, in the congressional budget process, for loans and loan guarantees under Federal credit programs. Testimony was heard from Nancy H. Teeters, Governor, Federal Reserve System; Lawrence Kudlow, Assistant Director for Economic Policy, OMB and a public witness.

DEPARTMENT OF ENERGY RIF'S

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations, the Subcommittee on Energy Conservation and Power and the Subcommittee on Fossil and Synthetic Fuels held a joint hearing on the Department of Energy budget, the Department's Reduction-in-Force (RIFs), the proposed dismantling of the Department and related matters. Testimony was heard from James B. Edwards, Secretary of Energy; Clifford Gould, Director, Federal Personnel and Compensation Division, GAO and Stuart Shiffer, Deputy Assistant Attorney General, Department of Justice.

LIBYA-SUDAN-CHAD TRIANGLE

Committee on Foreign Affairs: Subcommittee on Africa held a hearing on Libya-Sudan-Chad triangle: Dilemma for U.S. Policy. Testimony was heard from public witnesses.

NUCLEAR FUEL TRANSFER POLICY

Committee on Foreign Affairs: Subcommittee on International Economic Policy and Trade held a hearing on U.S. Nuclear Fuel Retransfer Policy: Requests by Japan and Switzerland. Testimony was heard from Harry Marshall, Deputy Assistant Secretary, Bureau of Oceans and International Environmental

and Scientific Affairs, Department of State; Harold Bendelsdorf, Director, Office of Nuclear Affairs, International Nuclear and Technical Programs, Department of Energy and Nunzio Palladino, Chairman, NRC.

REPORTS

Committee on Government Operations: Subcommittee on Government Activities and Transportation approved for full Committee action the following reports: "Occupational Safety and Health Protection for Aviation Industry Employees—The Conflict between FAA and OSHA," and "Aircraft Cabin Safety Staffing Standards."

NUCLEAR WASTE MANAGEMENT LEGISLATION

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment approved for full Committee action as amended H.R. 3809, to provide for repositories for the disposal of high-level radioactive waste, transuranic waste, and spent nuclear fuel, to amend provisions of the Atomic Energy Act of 1954 relating to low-level waste, to modify the Price-Anderson provisions of the Atomic Energy Act of 1954 and certain other provisions pertaining to facility licensing and safety.

NATIONAL MINERALS SECURITY ACT

Committee on Interior and Insular Affairs: Subcommittee on Mines and Mining continued hearings on H.R. 3364, National Minerals Security Act of 1981. Testimony was heard from public witnesses.

TORT CLAIMS; MILITARY PERSONNEL AND CIVILIAN EMPLOYEES' CLAIMS ACT AMENDMENTS

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations approved for full Committee action as amended the following bills: H.R. 3799, to amend title 28, United States Code, to provide that the Federal tort claims provisions of that title are the exclusive remedy in medical malpractice actions and proceedings resulting from federally authorized National Guard training activities, and H.R. 4688, to amend the Military Personnel and Civilian Employees' Claims Act of 1964 to increase from $15,000 to $20,000 the maximum amount that the United States may pay in settlement of a claim under section 3 of that act.

Prior to this action, the Subcommittee held a hearing on these measures. Testimony was heard from Col. James A. Mounts, Jr., Army Claims, Office of JAG, Department of the Army; from the following officials of the Department of the Air Force: Col. Ramutis R. Semeta, Chief of Air Force Claims and Tort Litigation, Office of JAG and Brig. Gen. Thomas B. Bruton, Air Force JAG and Capt. A. W. Eoff II, Chief, Navy Claims, Office of JAG.

OVERSIGHT—SCHOOL DESEGREGATION

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued oversight hearings on School Desegregation. Testimony was heard from public witnesses.

Hearings continue November 4.

CRIMINAL CODE REVISION ACT

Committee on the Judiciary: Subcommittee on Criminal Justice continued hearings on H.R. 4711, Criminal Code Revision Act of 1981, and a similar bill H.R. 1647. Testimony was heard from Representatives McClory and Roth.

Hearings continue November 9.

IMMIGRATION BILLS

Committee on the Judiciary: Subcommittee on Immigration, Refugees, and International Law met to consider private immigration bills.

OUTER CONTINENTAL SHELF AMENDMENTS

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography held a hearing on H.R. 4597, to amend the Outer Continental Shelf Lands Act, the Outer Continental Shelf Lands Act Amendments of 1978, and the Coastal Zone Management Act of 1972. Testimony was heard from Representatives Forsythe and Brooks; J. Robinson West, Assistant Secretary for Policy, Budget and Administration, Department of the Interior; William Matuszeski, Acting Administrator, Office of Coastal Zone Management, NOAA, Department of Commerce and public witnesses.

DOD OVERSEAS SCHOOLS

Committee on Post Office and Civil Service: Subcommittee on Investigations and the Subcommittee on Elementary, Secondary, and Vocational Education of the Committee on Education and Labor held a joint oversight hearing on Department of Defense Overseas Schools. Testimony was heard from Dr. Anthony Cardinale, Director, Office of Dependents' Education, Department of Defense; Dr. Gary Jones, Deputy Under Secretary, Department of Education and public witnesses.

FEDERAL GOVERNMENT SPACE NEEDS; PUBLIC BUILDINGS ACT AMENDMENTS

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds continued hearings on projected space needs of the Federal Government and continued hearings on H.R. 1938, Public Buildings Act Amendments of 1981 and S. 533, Public Buildings Act of 1981. Testimony was heard from Thomas M. Tracy, Assistant Secretary of State for Administration.

MISCELLANEOUS MEASURES; PROSPECTUSES

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds approved for full Committee action the following bills: H.R. 841, to name the U.S. Post Office building in Portsmouth, Ohio, the "William H. Harsha U.S. Post Office Building"; H.R. 2494, as amended, to designate the John Archibald Campbell Federal Building-U.S. Courthouse; H.R. 4569, to designate the U.S. Post Office Building in Hartford, Conn., as the "William R. Cotter Federal Building"; H.R. 4845, to designate the building known as the Lincoln Federal Building and Courthouse in Lincoln, Nebr., as the "Robert V. Denney Federal Building and Courthouse" and H.R. 4716, to amend Public Law 90–553, to authorize the transfer, conveyance, lease and improvement of, and construction on, certain property in the District of Columbia, for use as a headquarters site for an international organization, as sites for governments of foreign countries.

The Subcommittee also approved two construction prospectuses, one repair and alteration prospectus and two lease prospectuses.

Prior to this action, the Subcommittee held a hearing on these matters. Testimony was heard from Representatives Miller of Ohio, McKinney and Ratchford; Thomas M. Tracy, Assistant Secretary of State for Administration and from the following officials of GSA: Jack Finberg, Planning Staff Director, National Capital Region and Jack Galuardi, Acting Commissioner, Public Buildings Service.

UNIFORM FEDERAL RESEARCH AND DEVELOPMENT UTILIZATION ACT

Committee on Science and Technology: Began markup of H.R. 4564, Uniform Federal Research and Development Utilization Act of 1981.

U.S. TRADE POLICY

Committee on Ways and Means: Subcommittee on Trade continued oversight hearings on U.S. Trade Policy. Testimony was heard from John R. Block, Secretary of Agriculture; Myer Rashish, Under Secretary for Economic Affairs, Department of State; Malcolm R. Lovell, Under Secretary, Department of Labor; Murray L. Weidenbaum, Chairman, Council of Economic Advisers; William E. Brock, U.S. Trade Representative; Michael B. Smith, Deputy U.S. Trade Representative; Beryl W. Sprinkel, Under Secretary for Monetary Affairs, Department of the Treasury; Robert D. Hormats, Assistant Secretary for Economic and Business Affairs, Department of State; Raymond J. Waldmann, Assistant Secretary for International Economic Policy, Department of Commerce and Thomas A. Hammer, Deputy Under Secretary for International Affairs, Department of Agriculture.

Hearings continue tomorrow.

Joint Meetings

DEFENSE SPENDING

Joint Economic Committee: Subcommittee on Economic Goals and Intergovernmental Policy resumed hearings on the effects of the Administration's defense spending program on the American economy, receiving testimony from Jack R. Borsting, Assistant Secretary of Defense (Comptroller), John W. Beach, Director, Plans and Systems, Office of the Assistant Secretary of Defense (Comptroller), and John Mittino, Director, Material Acquisition Policy, Office of the Deputy Under Secretary (Acquisition Management), Office of the Under Secretary of Defense for Research and Engineering; James R. Capra, Federal Reserve Bank of New York, New York City; and Lester Thurow, Massachusetts Institute of Technology, Cambridge.

Hearings were recessed subject to call.

AUTHORIZATIONS—MILITARY PROCUREMENT

Conferees met in evening session to continue to resolve their differences between the Senate-and-House-passed versions of S. 815, authorizing funds for fiscal year 1981 for military procurement programs of the Department of Defense.

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Friday, October 30, 1981

Senate

Chamber Action

Routine Proceedings, pages 26145–26212

Bills Introduced: Four bills and four resolutions were introduced, as follows: S. 1797–1800, and S. Res. 234–237.

Pages 26181, 26188

Bills Reported: Reports were made as follows:

S. Res. 210, to compile and print a history of the Committee on the Judiciary (S. Rept. No. 97–259).

S. Res. 225, authorizing supplemental expenditures by the Select Committee on Intelligence for the procurement of consultants (S. Rept. No. 97–260).

S. Res. 222, authorizing supplemental expenditures by the Committee on the Judiciary, with an amendment (S. Rept. No. 97–261).

H. Con. Res. 106, providing for the printing of the brochure entitled "How Our Laws Are Made," with an amendment (S. Rept. No. 97-262).

S. Res. 218, retaining nutritional goals in the school lunch program, with amendments (S. Rept. No. 97-263).

S. 1230, authorizing the minting of special coins commemorating the 1984 summer Olympic games in Los Angeles, California, with an amendment in the nature of a substitute (together with additional views) (S. Rept. No. 97-264).

H.R. 4169, appropriating funds for fiscal year 1982 for the Departments of State, Justice, Commerce, and the Judiciary, with amendments (S. Rept. No. 97-265).

S. Res. 234, granting a gratuity to survivor of deceased Senate employee.

S. Res. 235, granting a gratuity to survivor of deceased Senate employee.

S. Res. 236, granting a gratuity to survivor of deceased Senate employee.

S. Res. 237, granting a gratuity to survivors of deceased Senate employee.

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Measures Passed:

District of Columbia Appropriations, 1982: Senate passed H.R. 4522, appropriating funds for fiscal year 1982 for the District of Columbia government, after agreeing to Committee amendments en bloc.

Senate insisted upon its amendments, requested a conference with the House thereon, and appointed as conferees Senators D'Amato, Hatfield, Specter, Weicker, Leahy, Proxmire, and Bumpers.

Pages 26149-26152

Department of Agriculture Appropriations, 1982: By 69 yeas to 15 nays, Senate passed H.R. 4119, appropriating funds for fiscal year 1982 for the Department of Agriculture and related agencies, with committee amendments, after taking action on amendments proposed thereto as follows:

Adopted:

(1) Baucus unprinted amendment No. 551, requiring that not less than $31,900,000 of the funds appropriated for the Foreign Agricultural Service be used for market development in foreign countries.

Page 26159

(2) Heflin modified unprinted amendment No. 552, increasing the amount for forestry incentives program to a level of $12,500,000.

Page 26161

(3) Domenici-Helms unprinted amendment No. 553, reducing the direct loan levels of insured community facility loans and insured water and sewer facility loans.

Page 26161

(4) Cochran unprinted amendment No. 554, of a technical nature.

Page 26165

(5) Cochran unprinted amendment No. 555, providing that not less than $65,000,000 shall be used for work registration and job search activities.

Page 26165

Rejected:

By 32 yeas to 51 nays, Mattingly Amendment No. 620, providing for a 2.6 percent reduction in discretionary budget authority.

Page 26153

Senate insisted upon its amendments, requested a conference with the House thereon, and appointed as conferees Senators Cochran, McClure, Andrews, Abdnor, Kasten, Mattingly, Specter, Hatfield, Eagleton, Stennis, Robert C. Byrd, Chiles, Burdick, Sasser and Proxmire. Page 26168

Pages 26152-26168

National Home Health Care Week: Senate passed S.J. Res. 113, designating the week beginning November 8, 1981, as "National Home Health Care Week."

Page 26204

Justice Department Authorization: Senate concurred in the House amendment to the Senate amendment to H.R. 4608, continuing in effect any authority provided under the Department of Justice Authorization Act, 1980, until November 1, 1981.

Page 26204

Agriculture and Food Act of 1981: Senate disagreed to the amendments of the House to S. 884, authorizing funds for fiscal years 1982 through 1985, for commodity price support programs administered by the Department of Agriculture, for agriculture research, and conservation, and agriculture exports, agreed to the conference requested by the House thereon, and appointed as conferees Senators Helms, Dole, Hayakawa, Lugar, Cochran, Huddleston, Leahy, Zorinsky, and Melcher.

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Nomination: Senate received the nomination of William F. Weld, to be U.S. Attorney for the District of Massachusetts.

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Messages From the President Page 26180

Messages From the House: Page 26180

Measures Referred: Page 26180

Measures Ordered Placed on Calendar: Page 26180

Communications: Page 26180

Statements on Introduced Bills: Page 26181

Notices of Hearings Pages 26181-26189

Committee Authority To Meet: Page 26189

Additional Statements: Page 26189-26203

Nominations Page 26212

Record Votes: Two record votes were taken today. (Total—345)

Pages 26157, 26168

Adjournment: Senate convened at 11 a.m., and adjourned at 3:59 p.m. until 12 noon, on Monday, November 2, 1981. (For Senate's program see remarks of Senator Baker in today's Record on pages 26205, 26212.)

Committee Meetings

U.S. STRATEGIC PROGRAMS/NAVAL

Committee on Armed Services: Subcommittee on Strategic and Theater Nuclear Forces continued open and closed hearings on U.S. strategic programs and budgeting, focusing on Navy programs, receiving testimony from Rear Admiral William A. Williams, III, Director, Strategic and Theater Nuclear Warfare Division, Office of the Chief of Naval Operations, Rear Admiral Frank Kelso, Director, Strategic Submarine Division and Triden Program Coordinator, and Rear Admiral Walter M. Locke, Director, Joint Cruise Missiles Project, and Rear Admiral Glenwood Clark, Director, Strategic Systems Project, both of the Office of the Chief of Naval Materials.

Hearings were recessed subject to call.

FINANCIAL INSTITUTIONS

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on S. 1686, S. 1703, S. 1720, and S. 1721, bills promoting competition among certain financial institutions, expanding their range of services, and protecting the depositors and creditors of such institutions, after receiving testimony from Charles E. Lord, Acting Comptroller of the Currency, Office of the Comptroller of the Currency; Richard T. Pratt, Chairman, Federal Home Loan Bank Board; William M. Isaac, Chairman, Federal Deposit Insurance Corporation; Edgar F. Callahan, National Credit Union Administration Board; John S. R. Shad, Chairman, Securities and Exchange Commission; and William J. Anderson, Director, General Government Division, General Accounting Office.

SECOND CONCURRENT RESOLUTION ON THE BUDGET

Committee on the Budget: Committee concluded hearings in preparation for reporting the proposed Second Concurrent Resolution on the Congressional Budget for fiscal year 1982, after receiving testimony from Donald T. Regan, Secretary of the Treasury.

Committee will begin markup of the proposed resolution on Wednesday, November 4.

USED MOTOR VEHICLE SALES

Committee on Commerce, Science, and Transportation: Consumer Subcommittee concluded hearings on S. Con. Res. 33, disapproving the Federal Trade Commission trade regulation rule relating to the sale of used motor vehicles, after receiving testimony from Senator Pressler; Patricia P. Bailey, Commissioner, Federal Trade Commission; Susan E. O'Keefe, Center for Auto Safety, Thomas Greene and Wendell Miller, both on behalf of the National Automobile Dealers Association, and Joseph Eikenberg and Dan Ray, both on behalf of the National Independent Auto Dealers Association, all of Washington, D.C.; and John T. Montgomery, Office of the Attorney General of Massachusetts, Boston.

MISCELLANEOUS TAX PROPOSALS

Committee on Finance: Subcommittee on Taxation and Debt Management concluded hearings on the following bills:

S. 1595, providing for the designation of income tax payments to the U.S. Olympic Development Fund, after receiving testimony from Senators Stevens and Inouye; and Robert Kane, Chris Knepp, Donna DeVarona, and Edwin Moses, all on behalf of the United States Olympic Committee, Colorado Springs, Colorado;

S. 1035, permitting taxpayers to designate on their income tax returns a financial contribution for the advancement of the arts and the humanities, after receiving testimony from Senator Mathias; and

S. 1745, exempting the El Pomar Foundation from the divestiture requirements imposed by section 101(1)(4) of the Tax Reform Act of 1969, after receiving testimony from William J. Hybl, El Pomar Foundation, Colorado Springs, Colorado.

Testimony was also received on all the aforementioned bills from John E. Chapoton, Assistant Secretary of the Treasury for Tax Policy.

NOMINATION

Committee on Foreign Relations: Committee concluded hearings on the nomination of L. Ebersole Gaines, of Idaho, to be Executive Vice President of the Overseas Private Investment Corporation, after the nominee, who was introduced by Senators McClure and Symms, testified and answered questions in his own behalf.

RESOLUTIONS

Committee on Rules and Administration: On Thursday, October 29, the Committee approved for reporting the following resolutions:

S. Res. 222, requesting additional funds for the Committee on the Judiciary for inquiries and investigations, with an amendment;

S. Res. 225, requesting additional funds for the Select Committee on Intelligence for the procurement of consultants;

S. Res. 210, authorizing the printing of a compilation of materials relating to the history of the Committee on the Judiciary as a Senate document;

H. Con. Res. 106, authorizing the printing as a House document of the brochure entitled, "How Our Laws Are Made", with an amendment; and

Four original resolutions (S. Res. 234–237), each granting a gratuity to the survivors of deceased Senate employees.

COMMITTEE BUSINESS

Select Committee on Ethics: Committee met in closed session to discuss pending committee business, but made no announcements, and recessed subject to call.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Monday, November 2.

Committee Meetings

WAIVER PROPOSAL FOR THE ALASKA GAS TRANSPORTATION SYSTEM

Committee on Energy and Commerce: Subcommittee on Fossil and Synthetic Fuels and the Subcommittee on Energy and the Environment of the Committee on Interior and Insular Affairs continued joint hearings on the Administration's proposal to waive several provisions of law for the benefit of the Alaska Natural Gas Transportation System under procedures specified in the Alaska Natural Gas Transportation Act. Testimony was heard from Myer Rashish, Under Secretary for Economic Affairs, Department of State; Roger Mehle, Assistant Secretary for Domestic Finance, Department of the Treasury; Charles Butler, Chairman, Federal Energy Regulatory Commission, Department of Energy and John Rhett, Federal Inspector, Office of the Federal Inspector, Alaska Natural Gas Transportation System.

Hearings continue November 4.

INDIAN LEGISLATION

Committee on Interior and Insular Affairs: Held a hearing on H.R. 4496, Texas Band of Kickapoo Reservation Act. Testimony was heard from public witnesses.

U.S. TRADE POLICY

Committee on Ways and Means: Subcommittee on Trade continued oversight hearings on U.S. Trade Policy. Testimony was heard from W. Douglas Newkirk, Assistant U.S. Trade Representative for GATT Affairs; Raymond J. Waldmann, Assistant Secretary for International Economic Policy, Department of Commerce; Dr. Leo Mayer, Associate Administrator, Foreign Agricultural Service, USDA; William Edgar, Director, Office of International Trade, Department of State; from the following officials of the Department of Commerce: William Morris, Assistant Secretary for Trade Development and Erland H. Heginbothan, Director General of the Foreign Commercial Service; Richard A. Smith, Administrator, Foreign Agricultural Service, USDA; Harvey Bale, Assistant U.S. Trade Representative for Investment; Joseph F. Dennin, Deputy Assistant Secretary for Finance and International Services, Department of Commerce; John McCarthy, Director, Office of Investment Affairs, Department of State and Frank G. Vukmanic, Director, Office of International Investment, Department of the Treasury.

Hearings continue November 2.

Joint Meeting

AUTHORIZATIONS—MILITARY PROCUREMENT

Conferees, on Thursday, October 29, agreed to file a conference report on the differences between the Senate- and House-passed versions of S. 815, authorizing funds for fiscal year 1982 for military procurement programs of the Department of Defense.

♦♦♦♦♦♦♦♦♦♦♦♦

Monday, November 2, 1981

Senate

Chamber Action

Routine Proceedings, pages 26221–26281

Bills Introduced: One bill and one resolution were introduced, as follows: S. 1801 and S.J. Res. 118.

Page 26276

Measures Passed:

Reinstating U.S. Oil and Gas Leases: Senate passed the following measures:

S. 1605, reinstating U.S. oil and gas lease numbered E.S.–20644.

S. 383, reinstating U.S. oil and gas lease numbered M–16402, with an amendment.

S. 466, reinstating U.S. oil and gas lease numbered M–15450, with an amendment.

S. 1457, reinstating U.S. oil and gas leases numbered OR–13713, with amendments.

S. 651, reinstating U.S. oil and gas lease numbered W–46102, with amendments.

Pages 26279–26280

Survivor Gratuity: Senate agreed to S. Res. 234, granting a gratuity to survivor of deceased Senate employee.

Survivor Gratuity: Senate agreed to S. Res. 235, granting a gratuity to survivor of deceased Senate employee.

Survivor Gratuity: Senate agreed to S. Res. 236, granting a gratuity to survivor of deceased Senate employee.

Survivor Gratuity: Senate agreed to S. Res. 237, granting a gratuity to survivors of deceased Senate employee.

Budget Waiver: Senate agreed to S. Res. 171, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 1086, listed below.

Page 26228, 26280

Older Americans Act Amendments of 1981: By unanimous vote of 75 yeas, Senate passed S. 1086, authorizing funds for fiscal years 1982, 1983, and 1984 for specified programs of the Older Americans Act of 1965, and eliminating, revising or consolidating certain other programs, after agreeing to a committee amendment in the nature of a substitute, and amendments proposed thereto as follows:

(1) Denton unprinted amendment No. 556, defining the term "household" within the Low-Income Home Energy Assistance program, and defining the term "eligible entity" within the Community Services Block Grant program.

Page 26233

(2) Eagleton unprinted amendment No. 557, reinstating the existing method of distribution of funds among the states with respect to the nutrition commodity program for the elderly, reducing funds for nutrition services programs, requiring that each area State agency on aging reserve a sufficient amount of its allotment to operate an effective system for transportation, in-home, and legal service, and insuring an adequate amount of general funds for the nursing home Ombudsman program.

Page 26234

(3) Eagleton (for Chiles) unprinted amendment No. 558, authorizing experimental second career and job placements projects for unemployed low-income persons 55 years of age or older under the Community Service Employment for Older Americans provisions.

Page 26235

(4) Stevens unprinted amendment No. 559, assuring flexibility in the grants for Indian tribal programs in which the need for nutritional services by the tribal organization is met from other sources.

Page 26237

(5) Denton unprinted amendment No. 560, of a technical nature.

Page 26241

(6) Heinz unprinted amendment No. 561, providing crime prevention and victim assistance programs for the elderly.

Page 26241

(7) Dodd unprinted amendment No. 562, reinstating funding for grants for utilities and home heating costs demonstration projects.

Page 26243

(8) Dodd unprinted amendment No. 563, including "weatherization" in the definition of "community service" activities in Title V of the Act.

Page 26244

(9) By unanimous vote of 72 yeas, Kennedy modified unprinted amendment No. 564, providing delivery of meals to shut-ins and senior citizens who cannot come to congregate sites.

Page 26245

(10) Pressler unprinted amendment No. 565, providing for rural elderly transportation demonstration projects.

Page 26246

(11) By unanimous vote of 72 yeas, Robert C. Byrd unprinted amendment No. 566, expressing the sense of the Senate that the 97th Congress will not adopt any budget plan which would immediately subject social security benefits to Federal income taxation.

Page 26248

Pages 26228–26264

Department of Transportation Appropriations, 1982—Agreement: A unanimous consent agreement was reached providing for the consideration of H.R. 4209, beginning on Tuesday, November 3.

Pages 26278–26279

Confirmation: Senate confirmed the nomination of Michael J. Connally, of Michigan, to be General Counsel of the Equal Employment Opportunity Commission.

Page 26281

Nominations: Senate received the following nominations:

Joseph P. Stadtmueller, to be U.S. Attorney for the Eastern District of Wisconsin.

John R. Byrnes, to be U.S. Attorney for the Western District of Wisconsin.

Reynaldo P. Maduro, of Maryland, to be an Assistant Director of the ACTION Agency.

Edward W. Ray, of California, to be a Commissioner of the Copyright Royalty Tribunal.

W. Proctor Scarboro, of North Carolina, to be a Member of the Federal Farm Credit Board, Farm Credit Administration.

Bobby Jack Thompson, of New York, to be Administrator of the United States Fire Administration.

Routine list of Coast Guard nominations.

Page 26281

Messages From the President: Page 26276

Measures Ordered Placed on Calendar: Page 26278

Statements on Introduced Bills: Page 26286

Committee Authority To Meet: Page 26277

Additional Statements: Pages 26277-26278

Nominations: Page 26281

Confirmations: Page 26281

Record Votes: Three record votes were taken today. (Total—348)

Page 26248, 26255, 26260-26261

Recess: Senate convened at 12 Noon, and recessed at 5:41 p.m., until 9:30 a.m., on Tuesday, November 3, 1981. (For Senate's program, see remarks of Senator Baker in today's Record on page 26281.)

Committee Meetings

ARMS SALES TO PAKISTAN

Committee on Foreign Relations: Committee met in closed session to receive a briefing on proposed arms sales to Pakistan, receiving testimony from Admiral Bobby R. Inman, Deputy Director, Central Intelligence Agency, but made no announcements, recessed subject to call.

BUSINESS MEETING

Committee on Governmental Affairs: Subcommittee on Civil Service, Post Office, and General Services approved for full committee consideration, each with amendments, the following bills:

S. 134, authorizing the Administrator of General Services to assign to the Secretary of the Army for disposal certain surplus real property for use in the development and operation of a public harbor;

S. 1422, authorizing the Administrator of General Services to donate surplus Federal property to any State for the construction and modernization of criminal justice facilities;

S. 1444, directing the Administrator of General Services to donate to a State or local government certain property loaned to such government by the Defense Civil Preparedness Agency; and

S. 1407, authorizing the U.S. Postal Service to subpoena material pursuant to investigations of postal offenses, and providing for civil penalties against persons violating Postal Service orders.

LABOR RACKETEERING

Committee on Governmental Affairs: Permanent Subcommittee on Investigations continued hearings on the ability of the Department of Labor and other Federal agencies to combat fraud in union pension funds and welfare benefit plans, receiving testimony from Roscoe L. Egger, Jr., Commissioner of Internal Revenue, S. Allen Winborne, Assistant Commissioner for Employee Plans and Exempt Organizations, Ira Cohen, Director, Actuarial Division, and Donald Bergherm, Director, Chicago District Office, all of the Internal Revenue Service, Department of the Treasury.

Hearings continue tomorrow.

FEDERAL ASSISTANCE PROGRAMS

Committee on Rules and Administration: Committee concluded hearings on certain provisions of Title I, providing legislative and procedural changes in providing Federal assistance to State and local governments of S. 807, establishing procedures for the administration and auditing of Federal assistance programs and the requirements imposed on assistance recipients, after receiving testimony from Senators Stafford and Long; Representative Daub; E. Clark Ross, accompanied by Fredrick J. Weintraub and Barbara Smith, all representing the Council for Exceptional Children, Reston, Virginia; United Cerebral Palsy Associations, Inc., New York City; Association for Retarded Citizens, Arlington, Virginia; and American Coalition for Citizens with Disabilities, Washington, D.C.; David W. Hornbeck, Baltimore, Maryland, on behalf of the National Council of Chief State School Officers; and Decker Anstrom and Ellen Hoffman, both on behalf of the Children's Defense Fund, Washington, D.C., and numerous other public interest organizations.

Committee will consider the provisions of Title I, of S. 807, listed above, on Friday, November 6.

House of Representatives

Chamber Action

Bills Introduced: 3 public bills, H.R. 4877–4879; 1 private bill, H.R. 4880; and 1 resolution, H. Con. Res. 212, were introduced.

Page 26218

Bills Reported: Reports were filed as follows:

S. 1672, to expand the membership of the United States Holocaust Memorial Council from sixty to sixty-five, amended (H. Rept. 97–308);

H.R. 3598, to authorize funds for the Carl Albert Congressional Research and Studies Center, amended (H. Rept. 97–309); and

H.J. Res. 349, to authorize the participation of the United States in a multinational force and observers to implement the Treaty of Peace between Egypt and Israel (H. Rept. 97–310).

Page 26220

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Foley to act as Speaker pro tempore for today.

Page 26213

Late Report: Conferees received permission to file a conference report on S. 815, the Department of Defense authorization for fiscal year 1982 by midnight Tuesday, November 3.

Page 26214

Referrals: Two Senate-passed measures were referred to the appropriate House committees.

Page 26217

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Adjourned at 12:19 p.m.

Committee Meetings

HEARINGS ON OVERSIGHT

Committee on Rules: Subcommittee on Legislative Process continued hearings on Congressional oversight, including the following measures: H.R. 2, Sunset Act of 1981; H.R. 58, Sunset Review Act of 1981; Section 1 of H. Res. 100, Committee Improvement Amendments of 1981 and H. Res. 218, to provide authority for the creation of an experimental 21-day period commencing in January 1982 during which standing committees of the House of Representatives would engage in the oversight of programs and laws within their jurisdiction in lieu of the consideration of legislation. Testimony was heard from Representative Horton.

U.S. TRADE POLICY

Committee on Ways and Means: Subcommittee on Trade continued oversight hearings on U.S. Trade Policy. Testimony was heard from Malcolm Baldrige, Secretary of Commerce; Beryl W. Sprinkel, Under Secretary for Monetary Affairs, Department of the Treasury; Lawrence Brady, Assistant Secretary for Trade Administration, Department of Commerce, Richard A. Smith, Administrator, Foreign Agricultural Service, USDA; Harry Kopp, Deputy Assistant Secretary for Trade and Commercial Affairs, Department of State; Dr. Stephen Bryen, Deputy Assistant Secretary for International Economics, Trade, and Security Policy, Department of Defense; Marc E. Leland, Assistant Secretary for International Affairs, Department of the Treasury; William H. Draper III, President and Chairman, Export-Import Bank of the United States; William Krist, Acting Assistant U.S. Trade Representative for Industrial Trade Policy and Energy; Raymond J. Waldmann, Assistant Secretary for International Economic Policy, Department of Commerce; Elinor G. Constable, Deputy Assistant Secretary for International Finance and Development, Department of State and Alan Tracy, Associate Administrator and General Sales Manager, Foreign Agricultural Service, USDA.

Hearings continue tomorrow.

Résumé of Congressional Activity

FIRST SESSION OF THE NINETY-SEVENTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 5 through October 31, 1981

	Senate	*House*	*Total*
Days in session	134	138	..
Time in session	841 hrs., 56'	525 hrs., 24'	..
Congressional Record:			
Pages of proceedings	12,692	7,948	20,640
Extension of Remarks	..	..	5,087
Public bills enacted into law	37	34	71
Private bills enacted into law	..	..	..
Bills in conference	4	3	7
Bills through conference	3	7	10
Measures passed, total	365	307	671
Senate bills	100	37	..
House bills	43	116	..
Senate joint resolutions	40	12	..
House joint resolutions	14	18	..
Senate concurrent resolutions	13	8	..
House concurrent resolutions	13	22	..
Simple resolutions	142	93	..
Measures reported, total	*400	*260	660
Senate bills	174	2	..
House bills	22	191	..
Senate joint resolutions	28	..	..
House joint resolutions	9	5	..
Senate concurrent resolutions	8	..	..
House concurrent resolutions	1	9	..
Simple resolutions	135	53	..
Special reports	21	36	..
Conference reports	2	11	..
Measures pending on calendar	113	60	..
Measures introduced, total	2,197	5,629	7,826
Bills	1,800	4,876	..
Joint resolutions	117	351	..
Concurrent resolutions	43	211	..
Simple resolutions	237	261	..
Quorum calls	9	15	..
Yea-and-nay votes	345	165	..
Recorded votes	..	109	..
Bills vetoed	..	..	..
Vetoes overridden	..	..	..

* These figures include all measures reported, even if there was no accompanying report. A total of 256 reports have been filed in the Senate, a total of 307 reports have been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 5 through October 31, 1981

Army nominations, totaling 9,005, disposed of as follows:

Confirmed	9,004
Unconfirmed	1

Navy nominations, totaling 23,561, disposed of as follows:

Confirmed	23,535
Unconfirmed	26

Air Force nominations, totaling 44,039, disposed of as follows:

Confirmed	14,606
Unconfirmed	29,433

Marine Corps nominations, totaling 11,151, disposed of as follows:

Confirmed	11,150
Unconfirmed	1

Civilian nominations, totaling 4,334, disposed of as follows:

Confirmed	3,928
Unconfirmed	376
Withdrawn	30

Summary

Total nominations received	92,090
Total confirmed	62,223
Total unconfirmed	29,837
Total withdrawn	30

Tuesday, November 3, 1981

Senate

Chamber Action

Routine Proceedings, pages 26292–26365

Bills Introduced: Two bills and two resolutions were introduced, as follows: S. 1802–1803, S.J. Res. 119, and S. Res. 238.

Page 26355, Pages 26356–26357

Bills Reported: Reports were made as follows:

S. 1802, appropriating funds for fiscal year 1982 for foreign assistance and related programs (S. Rept. No. 97–266).

Page 26355

Measures Passed:

Budget Waiver: Senate agreed to S. Res. 196, waiving section 402(a) of the Congressional Budget Act of 1974, with respect to the consideration of S. 1549, listed below.

Page 26302

Energy National Security Program Authorizations, 1982–83: Senate passed H.R. 3413 (after the Committee on Armed Services was discharged from the further consideration thereof), authorizing funds for fiscal years 1982 and 1983 for national security programs of the Department of Energy, after striking all after the enacting clause and inserting in lieu thereof the text of S. 1549, Senate companion measure, as amended, after adopting amendments proposed thereto as follows:

(1) Warner (for Stafford) unprinted amendment No. 567, refining the language of section 210, safeguarding certain unclassified information, by clearly designating those categories of information that can be withheld.

Page 26304

(2) Warner (for Stafford) unprinted amendment No. 568, clarifying the language of section 211, relating to environmental studies and the nuclear weapons complex, by emphasizing that, while the Department of Energy is barred under the provision from preparing environmental impact statements not required by NEPA, the provision is in no way intended to amend NEPA.

Page 26305

(3) Jackson unprinted amendment No. 569, providing that the President shall submit to the Senate and House Committees on Armed Services not later than January 31, 1983, a report setting forth his plans for the permanent disposal of high-level and transuranic wastes resulting from atomic energy defense activities.

Page 26307

Senate insisted on its amendments, requested a conference with the House thereon, and appointed as conferees Senators Tower, Warner, Thurmond, Goldwater, Cohen, Quayle, Stennis, Jackson, Cannon, Nunn, Hart, and Exon.

S. 1549 was then indefinitely postponed.

Page 26312, Pages 26313–26316

Department of Transportation Appropriations, 1982: By 77 yeas to 15 nays, Senate passed H.R. 4209, appropriating funds for fiscal year 1982 for the Department of Transportation and related agencies, after agreeing to committee amendments en bloc, and taking action on amendments proposed thereto as follows:

Adopted:

(1) Andrews unprinted amendment No. 570, of a technical nature.

Page 26316

(2) Bradley unprinted amendment No. 572, providing that the term "Amtrak Commuter" as used in section 502(a)(1)(B) of the Rail Passenger Service Act, with respect to the period prior to January 1, 1983, shall mean "Conrail."

Page 26319

Rejected:

(1) By 34 yeas to 53 nays, Packwood unprinted amendment No. 571, to strike the language which states that the corporation (Amtrak) shall provide rail passenger service between Washington, D.C. and Chicago via Cincinnati.

Page 26316

(2) By 39 yeas to 52 nays, Mattingly unprinted amendment No. 573, to reduce by 4.1 per centum the funds appropriated in the bill for payments not required by law.

Page 26319

During consideration of the bill, by 75 yeas to 12 nays, Senate rejected a point of order that the committee amendment on page 21, directing Amtrak to provide rail passenger service between Washington, D.C. and Chicago via Cincinnati, was not germane, as being legislation on an appropriation bill.

Page 26316

Senate insisted on its amendments, requested a conference with the House thereon, and appointed as conferees Senators Andrews, Hatfield, Cochran, Abdnor, Kasten, D'Amato, Chiles, Proxmire, Stennis, Robert C. Byrd and Eagleton.

Page 26335, Pages 26313–26315

Energy and Water Development Appropriations, 1982: Senate began consideration of H.R. 4144, appropriating funds for fiscal year 1982 for energy and water development programs, agreeing to committee amendments en bloc, with certain exceptions, and agreeing to amendments proposed thereto as follows:

(1) Hatfield unprinted amendment No. 574, adding $6,500,000 for work related to the upgrade of the L Reactor at Savannah River, and adding an additional $3,000,000 in operating funds for supporting services related to the start-up and standby costs of production facilities.

Page 26339

(2) Danforth unprinted amendment No. 576, making available funds for the Upper Mississippi River Basin Commission necessary for the completion of a comprehensive master plan for the management of the Upper Mississippi River System.

Page 26354

Pending is Percy unprinted amendment No. 575 (printed Amendment No. 621), to prohibit the availability of funds for the Tennessee-Tombigbee Waterway, Alabama and Mississippi. Senate will resume consideration of the pending amendment on Wednesday, at 1:30 p.m., with a vote to occur in relation thereto at not later than 3:30 p.m. Page 26339

Pages 26335–26354

Confirmations: Senate confirmed the nominations of Sonia Landau, of New York, and R. Kenneth Towery, of Texas, each to be a Member of the Corporation for Public Broadcasting.

Page 26365

Nominations: Senate received the following nominations:

Frederick N. Falk, to be U.S. Marshal for the Western District of Wisconsin.

William S. Vaughn, to be U.S. Marshal for the Eastern District of Missouri.

Page 26365

Messages From the President: Page 26355

Messages From the House: Page 26355

Statements on Introduced Bills: Pages 26355–26356

Amendments Submitted for Printing: Page 26358

Notices of Hearings: Page 26358

Committee Authority To Meet: Pages 26358

Additional Statements: Pages 26358–26365

Nominations: Page 26365

Confirmations: Page 26365

Record Votes: Four record votes were taken today. (Total—352)

Pages 26316, 26319, 26324, 26335

Recess: Senate convened at 9:30 a.m., and recessed at 5:12 p.m., until 9:30 a.m., on Wednesday, November 4, 1981. (For Senate's program see remarks of Senator Hatfield in today's Record on page 26365.)

Committee Meetings

STRATEGIC COMMAND, CONTROL AND COMMUNICATIONS

Committee on Armed Services: Subcommittee on Strategic and Theater Nuclear Forces held open and closed hearings on strategic command, control and communications of the Department of Defense, receiving testimony from James P. Wade, Jr., Principle Deputy Under Secretary of Defense for Research and Engineering-designee, T. K. Jones, Deputy Under Secretary of Defense for Strategic and Theater Nuclear Forces, Donald C. Latham, Deputy Under Secretary of Defense for Command, Control and Communications Intelligence, Lt. General Hillman Dickinson, Director, Command, Control and Communication Systems, Office of the Joint Chiefs of Staff, Vice Admiral Gordon Nagler, Director, Command and Control, Office of the Chief of Naval Operations, and Brigadier General Bernard P. Randolph, Director, Space Systems and Command, Control and Communications.

Subcommittee will meet again tommorrow.

NOMINATIONS

Committee on Environment and Public Works: Committee ordered favorably reported the nominations of John A. Todhunter, of Maryland, to be Assistant Administrator for Toxic Substances of the Environmental Protection Agency, Robert A. Jantzen, of Arizona, to be Director of the U.S. Fish and Wildlife Service, Department of the Interior, and Carlos C. Campbell, of Virginia, to be Assistant Secretary of Commerce for Economic Development.

Also, committee began consideration of proposed amendments to the Clean Air Act (P.L. 95–95), but did not complete action thereon, and will meet again on Thursday, November 5.

STRATEGIC WEAPONS PROPOSALS

Committee on Foreign Relations: Committee held hearings on the foreign policy and arms control implications of the President's strategic weapons proposals, receiving testimony from Caspar W. Weinberger, Secretary of Defense, and General David C. Jones, Chairman, Joint Chiefs of Staff.

Committee recessed subject to call.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of Evan G. Galbraith, of Connecticut, to be Ambassador to France, and Robert L. Barry, of New Hampshire, to be Ambassador to Bulgaria, after the nominees testifed and answered questions in their own behalf.

LABOR RACKETEERING

Committee on Governmental Affairs: Permanent Subcommittee on Investigations continued hearings on the ability of the Department of Labor and other Federal agencies to combat fraud in union pension funds and welfare benefit plans, receiving testimony from Lane Kirkland, AFL-CIO, and Thomas Wilcox, National Association of Stevedores, both of Washington, D.C.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on the Judiciary: Subcommittee on the Constitution approved for full committee consideration the following bills:

S. 817, establishing procedures for holding constitutional conventions for proposing amendments to the Constitution;

S. 1538, authorizing funds for fiscal year 1982 for the Commission on Civil Rights, with an amendment;

S. 1554, amending the Bail Reform Act permitting pretrial detention of certain offenders, considering community safety in pretrial release conditions, eliminating surety and money bonds, and strengthening criteria for post-conviction release pending appellate review, with an amendment; and

S. 1760, enforcing constitutional guarantees against discrimination on the basis of race, color, or national origin.

NATIONAL CANCER INSTITUTE

Committee on Labor and Human Resources: Subcommittee on Investigations and General Oversight held oversight hearings on the activities of the National Cancer Institute, examining deficiencies in the use of experimental drugs on cancer patients, receiving testimony from Edward M. Evans, Special Agent in Charge, and Linda S. Little, Special Agent, both of the Washington Field Office, Office of Investigations, Office of the Inspector General, Michael Hensley, Investigator, Robert S. K. Young, Medical Officer, Lee Ripper, Consumer Safety Officer, Rebecca Wood, Supervisory Chemist, and David Richman, Supervisory Pharmacologist, all of the Bureau of Drugs, and Laurie Meade, Field Inspector, Office of Regional Operations, all of the Food and Drug Administration, and Daniel Hoth, Chief, Investigational Drug Branch, John MacDonald, Associate Director, Cancer Therapy Evaluation Program, Sylvia Marsoni, Head, Drug Evaluation and Report Section, and Paul Davignon, Chief, Pharmaceutical Resources Branch, all of the National Cancer Institute, all of the Department of Health and Human Services; Charles Young, Sloan-Kettering Memorial Cancer Institute, New York City; John Speer, Colorado Springs, Colorado; John Durant, University of Alabama, Birmingham; Emil Frei, The Sidney Farber Institute, Boston, Massachusetts; Vincent Bono, Washington, D.C., former Chief, Investigational Drug Branch, National Cancer Institute; Mr. and Mrs. Paul Agostino, Medford, Massachusetts; Mr. and Mrs. Donald Palmadessa, Richfield, New Jersey; Sara Ann and Steven Determan, Falls Church, Virginia; Mildrene Thomasson, Springfield, Virginia; and Mr. and Mrs. Robert Bost, and Christie Smith, all of Dundalk, Maryland.

Hearings continue on Friday, November 6.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Wednesday, November 4.

Committee Meetings

NAVAL PETROLEUM RESERVE

Committee on Energy and Commerce: Subcommittee on Fossil and Synthetic Fuels held a hearing on Naval Petroleum Reserve. Testimony was heard from Representative Thomas; William A. Vaughan, Deputy Assistant Secretary for Environmental Protection, Safety, and Emergency Preparedness, Department of Energy; George Marienthal, Director, Logistics and Material Management, Office of the Secretary of Defense; Douglas L. McCullough, GAO; David Bode, Assistant Director, CBO and public witnesses.

U.S. TRADE POLICY

Committee on Ways and Means: Subcommittee on Trade continued oversight hearings on U.S. Trade Policy. Testimony was heard from Lionel H. Olmer, Under Secretary for International Trade, Department of Commerce; William Krist, Acting Assistant U.S. Trade Representative for Industrial Trade Policy and Energy; Michael Aho, Director, Foreign Economic Research, Department of Labor; Marc E. Leland, Assistant Secretary for International Affairs, Department of the Treasury; Henry C. Wallich, Governor, Federal Reserve System; William A. Niskanen, member, Council of Economic Advisers; Harvey Bale, Assistant U.S. Trade Representative for Investment and Robert Dederick, Assistant Secretary for Economic Affairs, Department of Commerce.

Joint Meeting

SKILLED LABOR SHORTAGES

Joint Economic Committee: Subcommittee on Economic Goals and Intergovernmental Policy held hearings to examine the shortage of skilled workers in the United States, receiving testimony from F. Karl Willenbrock, Southern Methodist University, Dallas, Texas; Sheldon Weinig, Materials Research Corporation, Orangeburg, New York; and W. Paul Cooper, National Machine Tool Builders, McLean, Virginia.

Hearings were recessed subject to call.

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Wednesday, November 4, 1981

Senate

Chamber Action

Routine Proceedings, pages 26408–26498

Bills Introduced: Eleven bills were introduced, as follows: S. 1804–1814.

Page 26462

Indefinitely Postponed: Senate indefinitely postponed the following measures:

S. 1017, authorizing funds for fiscal year 1982 for certain maritime programs of the Department of Commerce;

S. 1021, authorizing funds for fiscal year 1982 for civilian programs of the Department of Energy;

S. 998, providing alternate financing mechanisms to fund the strategic petroleum reserve;

S. 1198, authorizing funds for fiscal years 1982, 1983, and 1984 for Title II, proposed highway safety amendments of S. 1198, authorizing funds through fiscal year 1986 for the construction and safety of Federal highways;

S. 1199, authorizing funds for fiscal years 1982 and 1983 for Amtrak;

S. 720, authorizing additional funds for fiscal years 1984, 1985, and 1986 for the Corporation for Public Broadcasting;

S. 1100, authorizing funds for fiscal year 1982 to improve rail service in the Northeast region of the United States;

S. 1155, authorizing funds for each of fiscal years 1982 and 1983 for the Consumer Product Safety Commission;

S. 799, authorizing funds for fiscal years 1982, 1983, and 1984 for certain public health professional education and nurse training programs of the Department of Health and Human Services;

S. 1029, authorizing funds for fiscal years 1982, 1983, and 1984 for health maintenance organizations (HMO's);

S. 801, authorizing funds for fiscal years 1982, 1983, and 1984 for the National Health Service Corps of the Department of Health and Human Services;

S. 1201, requiring a worker to exhaust all State unemployment insurance payments before receiving trade readjustment allowance payments;

H.R. 3238, to amend the Communications Act of 1934, extending certain authorizations of appropriations contained in such Act relating to public broadcasting;

S. 755, authorizing funds for fiscal year 1982 for Federal alcohol and drug abuse programs;

S. 1085, authorizing funds for fiscal years 1982 and 1983 for Headstart programs;

S. 1087, authorizing funds for fiscal years 1982 and 1983 for national volunteer anti-poverty programs (Domestic Volunteer Service);

S. 1090, authorizing funds for fiscal years 1982, 1983, and 1984 for support services and research relating to adolescent pregnancy and parenthood;

S. Res. 166, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 755, listed above;

S. Res. 170, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 1085, listed above.

S. Res. 172, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 1087, listed above.

S. Res. 173, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 1090, listed above.

Page 26497

Energy and Water Development Appropriations, 1982: Senate continued consideration of H.R. 4144, appropriating funds for fiscal year 1982 for energy and water development programs, taking action on additional amendments proposed thereto, as follows:

Adopted:

(1) Hart unprinted amendment No. 577, providing that none of the funds appropriated for the Department of Energy in the Act may be used to obtain for nuclear weapons purposes, by purchase, reprocessing, or other means, plutonium from spent fuel withdrawn from a civilian power reactor.

Page 26410

(2) Hatfield unprinted amendment No. 578, of a technical and clarifying nature.

Page 26412

(3) Durenberger-Pressler unprinted amendment No. 579, providing that other provisions of law shall

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continue to be applicable to the Garrison Diversion Unit project.

Page 26414

(4) Levin unprinted amendment No. 580, expressing the intention of the Senate not to appropriate funds for improvements on the portion of the Black Warrior-Tombigbee Waterway south of Demopolis, Alabama.

Page 26434

(5) Pryor-Bumpers unprinted amendment No. 581, providing that no funds appropriated in the Act may be used to construct channel realignment work on the Ouachita and Black Rivers navigation project in Arkansas and Louisiana until such time as the Chief of Engineers has completed a restudy of the various options for navigation above Crossett, Arkansas, including the two barge abreast configuration, with a view toward reducing the number of cutoffs and bend-widenings required.

Page 26436

Rejected:

(1) By 46 yeas to 48 nays, Percy Amendment No. 621, to prohibit the availability of funds for the Tennessee-Tombigbee Waterway, Alabama and Mississippi.

Page 26415

(2) Bumpers-Humphrey unprinted amendment No. 582, to terminate funding for the Clinch River Breeder Reactor Project. (By 48 yeas to 46 nays, Senate tabled the amendment). Senate earlier agreed to Tsongas unprinted amendment No. 583 (to Bumpers-Humphrey unprinted amendment No. 582), to set funding for the Clinch River Breeder Reactor Project at $90,000,000 for fiscal year 1982. (By 43 yeas to 51 nays, Senate failed to table the Tsongas amendment.)

Page 26437

Pending is a motion to table a motion to reconsider the vote by which Bumpers-Humphrey unprinted amendment No. 582 as amended was tabled. The yeas and nays have been ordered on the motion to table and a vote will occur thereon at 12 noon on Thursday, November 5.

Page 26455

Pages 26410–26458

Social Security Minimum Benefits: Senate insisted on its amendments to H.R. 4331, restoring minimum benefits under the Social Security Act, agreed to a conference with the House thereon, and appointed as conferees Senators Dole, Armstrong, Heinz, Long and Moynihan.

Page 26498

Military Construction Authorizations, 1982—Agreement: A unanimous-consent agreement was reached providing for the consideration of S. 1408, authorizing funds for fiscal year 1982 for military construction programs of the Department of Defense, beginning at 10 a.m., on Thursday, November 5.

Page 26495

Confirmations: Senate confirmed the following nominations:

John A. Todhunter, of Maryland, to be Assistant Administrator for Toxic Substances of the Environmental Protection Agency.

Carlos C. Campbell, of Virginia, to be an Assistant Secretary of Commerce.

Robert A. Jantzen, of Arizona, to be Director of the U.S. Fish and Wildlife Service.

Page 26499

Nominations: Senate received the following nominations:

Francis T. McNamara, of Vermont, to be Ambassador to the Gabonese Republic, and to serve concurrently as Ambassador to the Democratic Republic of Sao Tome and Principe.

Myer Rashish, of the District of Columbia, to be Alternate Governor of the International Bank for Reconstruction and Development, Inter-American Development Bank, of the Asian Development Bank and the African Development Fund.

John H. Moore II, to be U.S. District Judge for the Middle District of Florida.

Jackson L. Kiser, to be U.S. District Judge for the Western District of Virginia.

John C. Shabaz, to be U.S. District Judge for the Western District of Wisconsin.

Donald B. Ayer, to be U.S. Attorney for the Eastern District of California.

Hinton R. Pierce, to be U.S. Attorney for the Southern District of Georgia.

Louis G. DeFalaise, to be U.S. Attorney for the Eastern District of Kentucky.

Robert G. Ulrich, to be U.S. Attorney for the Western District of Missouri.

Byron H. Dunbar, to be U.S. Attorney for the District of Montana.

Joe B. Brown, to be U.S. Attorney for the Middle District of Tennessee.

Benjamin F. Baer, of California, to be a Commissioner of the U.S. Parole Commission.

Janet J. McCoy, of Oregon, to be High Commissioner of the Trust Territory of the Pacific Islands.

Adelaide Attard, and Charlotte W. Conable, both of New York, Nelda A. L. Barton, of Kentucky, Edna Bogosian, of Massachusetts, Frances Lamont, of South Dakota, Margaret L. Arnold, of the District of Columbia, Syd Captain, of Florida, Katie Dusenberry, of Arizona, Josephine K. Oblinger, of Illinois, and Edna B. Russell, of California, each to be a Member of the Federal Council on the Aging.

John R. McKean, of California, to be a Governor of the U.S. Postal Service.

Stanley S. Harris, to be U.S. Attorney for the District of Columbia.

Howard V. Adair, to be U.S. Marshal for the Southern District of Alabama.

John W. Roberts, to be U.S. Marshal for the District of Arizona.

Warren D. Stump, to be U.S. Marshal for the Southern District of Iowa.

Kenneth L. Pekarek, to be U.S. Marshal for the District of Kansas.

John L. Meyers, to be U.S. Marshal for the Middle District of Louisiana.

Robert L. Pavlak, Sr., to be U.S. Marshal for the District of Minnesota.

Lee Koury, to be U.S. Marshal for the Western District of Missouri.

Ronald D. Daniels, Jr., to be U.S. Marshal for the District of New Hampshire.

Kenneth B. Muir, to be U.S. Marshal for the District of North Dakota.

Paul R. Nolan, to be U.S. Marshal for the Eastern District of Washington.

Routine lists of Navy and Air Force nominations.

Pages 26498–26499

Messages From the President: Page 26461

Messages From the House: Page 26461

Communications: Pages 26461–26462

Statements on Introduced Bills: Pages 26462–26483

Committee Authority To Meet: Pages 26492–26498

Additional Statements: Pages 26483–26498

Nominations: Pages 26498–26499

Confirmations: Page 26499

Record Votes: Three record votes were taken today. (Total–355)

Pages 26433, 26454, 26455

Recess: Senate convened at 9:30 a.m., and recessed at 7:53 p.m., until 9:30 a.m., on Thursday, November 5, 1981. (For Senate's program see remarks of Senator Baker in today's Record on page 26498.)

Committee Meetings

APPROPRIATIONS—MILITARY CONSTRUCTION

Committee on Appropriations: Subcommittee on Military Construction approved for full committee consideration with amendments H.R. 4241, appropriating funds for fiscal year 1982 for military construction programs of the Department of Defense.

Committee will mark up H.R. 4241 on Tuesday, November 10.

STRATEGIC RECOVERY PROGRAM

Committee on Armed Services: Subcommittee on Strategic and Theater Nuclear Forces held open and closed hearings on the Administration's strategic recovery program, focusing on strategic modernization, receiving testimony from General B. L. Davis, Commander-in-Chief, Strategic Air Command (SAC), Director, Joint Strategic Target Planning Staff (JSTPS), and Director, Joint Strategic Connectivity Staff (JSCS), Office of the Joint Chiefs of Staff.

Hearings were recessed subject to call.

ALASKA NATURAL GAS TRANSPORTATION SYSTEM

Committee on Energy and Natural Resources: Committee began markup of S.J. Res. 115, approving the President's recommended waiver of law to expedite the construction and initial operation of the Alaska Natural Gas Transportation System, but did not complete action thereon, and will meet again on Tuesday, November 10.

ESTATE TAXES

Committee on Finance: Subcommittee on Estate and Gift Taxation concluded hearings on S. 1695, repealing the generation-skipping transfer tax, S. 1733, providing a procedure for determining the fair market value of certain assets for estate tax purposes, and providing for declaratory judgments relating to installment payment of estate tax, and S. 1734, providing qualified use valuations for certain real property acquired by any individual from a decedent and to prevent acceleration of estate tax payments, after receiving testimony from David Glickman, Deputy Assistant Secretary of the Treasury for Tax Policy; Carl Curtis, Nelson & Harding, Ronald D. Abramson, Silverstein and Mullens, Bernard J. Long, Jr., Lohnes & Albertson, and Alexander Zakupowsky, Deloitte, Haskins & Sells, all on behalf of the Task Force on Technical Revision of Section 6166; David R. Brink, American Bar Association, and Bernard Barnett, American Institute of Certified Public Accountants, all of Washington, D.C.; Thomas A. Davis, National Cattlemen's Association, Denver, Colorado; Raymond A. Reister, American College of Probate Counsel, Minneapolis, Minnesota; William Warren, New York State Bar Association, New York City; Clare H. Springs, State Bar of California, San Francisco; Raymond Young, Boston Bar Association, Boston, Massachusetts; Neal J. Block, Chicago Bar Association, Chicago, Douglas S. Keyt, Corporate Fiduciaries Association of Illinois, and W. Timothy Baetz, Illinois Bar Association, all of Chicago, Illinois; Donald W. Thurmond, Trust Company Bank, Atlanta, Georgia, on behalf of the American Bankers Association; and Marshall J. Zissman, The First National Bank of Chicago, on behalf of the American Bankers Association.

NOMINATIONS

Committee on Foreign Relations: Committee ordered favorably reported the nominations of Evan G. Galbraith, of Connecticut, to be Ambassador to France, Robert L. Barry, of New Hampshire, to be Ambassador to Bulgaria, L. Ebersole Gaines, of Idaho, to be Executive Vice President of the Overseas Private Investment Corporation, Jean B. S. Gerard, of New York, for the rank of Ambassador during tenure of her service as Permanent Representative to the United Nations Educational, Scientific, and Cultural Organization (UNESCO), Geoffrey Swaebe, of California, to be U.S. Representative to the European Office of the United Nations, with the rank of Ambassador, and Mark Goode, of California, to be a Member of the Board for International Broadcasting.

STRATEGIC FORCE MODERNIZATION PROGRAM

Committee on Foreign Relations: Committee continued hearings on the foreign policy and arms control implications of the President's strategic force modernization program, focusing on the relationship between strategic nuclear forces and U.S. foreign policy and arms control objectives, receiving testimony from Alexander M. Haig, Jr., Secretary of State, and Eugene Rostow, Director, Arms Control and Disarmament Agency.

Hearings continue on Monday, November 9.

FISCAL DISPARITIES

Committee on Governmental Affairs: Subcommittee on Intergovernmental Relations resumed hearings on fiscal disparities within the Federal budget system, focusing on the effect of various Federal policies on the financing of State and local government, receiving testimony from Representative Ottinger; Carrie E. Carruthers, Assistant Secretary of the Interior for Land and Water Resources; Robert W. Rafuse, Jr., Deputy Under Secretary of the Treasury for State and Local Finance; Mayor Julian E. Johansen, Portsmouth, Virginia; Roy Orr, Dallas County Commissioner, Dallas County, Texas, and Wayne Anderson, Washington, D.C., both representing the Advisory Commission on Intergovernmental Relations; Conrad Joyner, Pima County Supervisor, Pima County, Arizona; Warren Youngdahl, Arrowhead Regional Commission, Duluth, Minnesota; James Evans, Colorado Counties, Inc., Denver; and Carl Miller, Lake County Commissioner, Lake County, Colorado.

Hearings were recessed subject to call.

ABORTION

Committee on the Judiciary: Subcommittee on the Constitution resumed hearings on S.J. Res. 110, S.J. Res. 17, S.J. Res. 18, and S.J. Res. 19, measures amending the Constitution to establish legislative authority in the Congress and the States with respect to abortion, receiving testimony on myths and realities of abortion in America from Representatives Fazio and Green; William R. Stayton, Thomas Jefferson University Medical College, Philadelphia, Pennsylvania; Vincent M. Rue, University of California, Los Angeles; Joy G. Dryfoos, Columbia University, New York City.

Hearings continue tomorrow.

ERISA

Committee on Labor and Human Resources: Subcommittee on Labor began hearings on S. 1541, amending the Employee Retirement Income Security Act (ERISA), by simplifying both reporting and disclosure requirements, and the process for employers to provide retirement income to employees, and providing incentives for employers to provide pension benefits to employees, receiving testimony from Senator Gorton, Representative Erlenborn; Jeff R. Hart, Association of Private Pension and Welfare Plans, Inc., and Robert A. Georgine, National Coordinating Committee for Multiemployer Plans, both of Washington, D.C.; William C. Greenough, Committee for Economic Development, New York City; Robert L. James, Chemtech Industries, Inc., St. Louis, Missouri; and Morton A. Harris, Columbus, Georgia, on behalf of the Small Business Council of America, Inc.

Hearings continue on Monday, November 9.

GOVERNMENT COMPETITION WITH SMALL BUSINESS

Committee on Small Business: Subcommittee on Advocacy and the Future of Small Business concluded hearings to examine effects of Government competition on small business, and on the substance of S.J. Res. 93, reaffirming as Federal policy reliance on competitive private industry to supply needed products and services, after receiving testimony from Frank S. Swain, Chief Counsel for Advocacy, Small Business Administration; Douglas Farbrother, Principal Director to the Deputy Assistant Secretary of Defense for Facilities, Environment, and Economic Adjustment; Lt. Col. Albert L. Russell, Director, Contract and Interservice Support Office, Office of the Assistant Secretary of Defense for Manpower, Reserve Affairs, and Logistics; Brian Usilaner, Associate Director, National Productivity Group, Accounting & Financial Management Division, General Accounting Office; John F. Galuardi, Acting Commissioner, Public Buildings Service, General Services Administration; James Netterstrom, Ship Shape Maintenance Co., Inc., Washington, D.C.; David McCosker, Independent Construction Company, Oakland, California; David Goldenberg, Ameri-

can Sales, Dayton, Ohio; and Thomas Crouser, Three Printers, Inc., Charleston, West Virginia, and John Grant, Washington, D.C., both on behalf of the National Association of Quick Printers.

House of Representatives

Chamber Action

Bills Introduced: 24 public bills, H.R. 4881–4904; 3 private bills, H.R. 4905–4907; and 4 resolutions, H.J. Res. 352–354, and H. Con. Res. 213 were introduced.

Pages 26626–26627

Bills Reported: Reports were filed as follows:

Conference report on S. 815, Department of Defense Authorization Act for fiscal year 1982 (H. Rept. 97–311, filed on November 3);

H.R. 4482, to establish a United States Court of Appeals for the Federal Circuit, and to establish a United States Claims Court, amended (H. Rept. 97–312); and

Conference report on H.R. 4119, making appropriations for Agriculture, Rural Development, and Related Agencies for the fiscal year ending September 30, 1982 (H. Rept. 97–313).

Page 26625

Interior Appropriations: House disagreed to the Senate amendments to H.R. 4035, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1982; and agreed to a conference. Appointed as conferees: Representatives Yates, Long of Maryland, Murtha, Dicks, AuCoin, Whitten, McDade, Regula, Loeffler, and Conte.

Subsequently, conferees received permission to have until midnight tonight to file a conference report on H.R. 4035; and it was made in order to consider the conference report and any amendments in disagreement on Thursday, November 5, or any day thereafter.

Page 26500

Holocaust Memorial Council: House passed S. 1672, to expand the membership of the United States Holocaust Memorial Council from sixty to sixty-five.

Agreed to an amendment in the nature of a substitute.

Pages 26505–26507

Agriculture Appropriations: House disagreed to the Senate amendments to H.R. 4119, making appropriations for Agriculture, Rural Development, and Related Agencies for the fiscal year ending September 30, 1982; and agreed to a conference. Appointed as conferees: Representatives Whitten, Traxler, Alexander, McHugh, Natcher, Hightower, Akaka, Watkins, Smith of Nebraska, Robinson, Myers, Lewis, and Conte.

Subsequently, conferees received permission to have until midnight tonight to file a conference report on H.R. 4119.

Page 26507

Transportation Appropriations: House disagreed to the Senate amendments to H.R. 4209, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1982; and agreed to a conference. Appointed as conferees: Representatives Benjamin, Lehman, Sabo, AuCoin, Gray, Whitten, Coughlin, Conte, Edwards of Alabama, and Pursell.

Page 26507

Suspensions: House voted to suspend the rules and pass the following bills:

Foreign construction of naval vessels: H.R. 3464, amended, to amend title 10, United States Code, to provide that naval vessels of the United States may not be built in foreign shipyards (passed by a yea-and-nay vote of 366 yeas to 21 nays, Roll No. 290);

Pages 26587–26588

Nonappropriated fund employee protection: H.R. 4624, to amend title 10, United States Code, to provide employment protection for employees of nonappropriated fund instrumentalities of the Department of Defense who report violations of law or mismanagement;

Pages 26514–26517

Return of German art: H.R. 4625, to authorize the Secretary of the Army to return to the Federal Republic of Germany certain works of art seized by the United States Army at the end of World War II;

Pages 26517–26518

Carl Albert Research Center: H.R. 3598, amended, to authorize funds for the Carl Albert Congressional Research and Studies Center;

Pages 26518–26522

Military justice: H.R. 4792, amended, to amend title 10, United States Code, to improve the military justice system;

Pages 26523–26526

Military land timber sales: H.R. 4543, to amend title 10, United States Code, to provide for the sharing with State and local governments of amounts received by the United States from the sale of timber produced on military installations;

Pages 26526–26527

Mineral leases: H.R. 4591, amended, to amend the mineral leasing laws of the United States to provide for uniform treatment of certain receipts under such laws;

Pages 26527–26529

VA–DOD medical sharing: H.R. 3502, amended, to amend title 38, United States Code, to provide for greater coordination and sharing of the medical fa-

cilities of the Veterans' Administration and the Department of Defense (passed by a yea-and-nay vote of 386 yeas, Roll No. 291). Subsequently, this passage was vacated and S. 266, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill;

Pages 26588–26591

Lacey Act amendments: H.R. 1638, amended, to provide for the control of illegally taken fish and wildlife. Subsequently, this passage was vacated and S. 736, a similar Senate-passed bill, was passed in lieu—clearing the measure for the President;

Pages 25535–26541

Commercial fisheries: H.R. 3942, amended, to amend the Commercial Fisheries Research and Development Act of 1964; and

Pages 26541–26544

Virgin Islands nonimmigrant aliens: H.R. 3517, amended, to authorize the granting of permanent residence status to certain nonimmigrant aliens residing in the Virgin Islands of the United States.

Pages 26544–26551

Social Security Minimum Benefits: House disagreed to the Senate amendment to H.R. 4331, to amend the Omnibus Reconciliation Act of 1981 to restore minimum benefits under the Social Security Act; and asked a conference. Appointed as conferees: Representatives Rostenkowski, Pickle, Rangel, Jacobs, Gephardt, Conable, Archer, and Gradison.

Agreed to a motion to instruct House conferees to support those aspects of the House language necessary to insure that no person currently receiving only social security benefits or only social security benefits and S.S.I. will have those benefits reduced by the conference agreement; and to strike those portions of the measure related to reallocation of tax rates and substitute therefor provisions authorizing interfund borrowing only, for a fixed period of time and with appropriate pay-back requirements.

Subsequently, conferees received permission to have until midnight tonight to file a conference report on H.R. 4331; and it was made in order to consider the conference report on Thursday, November 5, or any day thereafter.

Pages 26583–26587

Referrals: Five Senate-passed measures were referred to the appropriate House committees.

Page 26623

Quorum Calls—Votes: Two yea-and-nay votes developed during the proceedings of the House today and appear on pages 26587–26589. There were no quorum calls.

Adjournment: Adjourned at 5:39 p.m.

Committee Meetings

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to continue markup of the Department of Defense appropriations bill for fiscal year 1982.

Will continue tomorrow.

LABOR, HHS AND EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, HHS and Education held a hearing on 1982 Budget Amendments. Testimony was heard from Richard S. Schweiker, Secretary of Health and Human Services.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction met in executive session to hold a hearing on budget revisions and strategic programs. Testimony was heard from Richard D. DeLauer, Under Secretary of Defense for Research and Engineering.

Hearings continue tomorrow.

CERTIFICATES OF COMPETENCY

Committee on Armed Services: Subcommittee on Investigations held a hearing to examine the impact on readiness of the issuing of Certificates of Competency. Testimony was heard from Rear Adm. Joseph S. Sansone, Jr., Deputy Chief of Naval Materials, Contracts and Business Management, U.S. Navy; Col. Theodore S. Block, Director for Procurement and Production, U.S. Army, Communications Electronics Command, Fort Monmouth, New Jersey; Ira Kemp, Associate Director of Contracting and Manufacturing Policy, Department of the Air Force and Raymond F. Chiesa, Executive Director, Directorate for Contracting, Defense Logistics Agency, Department of Defense.

INTERNATIONAL BANKING DEPOSIT INSURANCE ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions Supervision, Regulation, and Insurance held a hearing on International Banking Deposit Insurance Act. Testimony was heard from officials of the Federal Deposit Insurance Corporation.

IMF PARTICIPATION

Committee on Banking, Finance and Urban Affairs: Subcommittee on International Trade, Investment and Monetary Policy held an oversight hearing on U.S. International Monetary Policy regarding Interna-

tional Monetary Fund participation. Testimony was heard from public witnesses.

Hearings continue tomorrow.

SECOND BUDGET RESOLUTION

Committee on the Budget: Began markup of the Second Concurrent Resolution for fiscal year 1982.

Will continue tomorrow.

TRUTH-IN-TESTING

Committee on Education and Labor: Subcommittee on Postsecondary Education and the Subcommittee on Elementary, Secondary and Vocational Education held a joint hearing on H.R. 1662, to require certain information be provided individuals who take standardized educational admission tests. Testimony was heard from public witnesses.

Hearings continue tomorrow.

SERVICE CONTRACT ACT

Committee on Education and Labor: Subcommittee on Labor-Management Relations held a hearing on proposed Department of Law regulations affecting the Service Contract Act. Testimony was heard from public witnesses.

Hearings continue tomorrow.

WAIVER PROPOSAL FOR THE ALASKA GAS TRANSPORTATION SYSTEM

Committee on Energy and Commerce: Subcommittee on Fossil and Synthetic Fuels and the Subcommittee on Energy and the Environment of the Committee on Interior and Insular Affairs continued joint hearings on the Administration's proposal to waive several provisions of law for the benefit of the Alaska Natural Gas Transportation System under procedures specified in the Alaska Natural Gas Transportation Act. Testimony was heard from public witnesses.

Hearings continue November 9.

LIBYA-SUDAN-CHAD TRIANGLE

Committee on Foreign Affairs: Subcommittee on Africa concluded hearings on Libya-Sudan-Chad triangle: Dilemma for U.S. Policy. Testimony was heard from Representative Markey and from the following officials of the Department of State: Princeton Lyman, Deputy Assistant Secretary for African Affairs and Robert Flaten, Director, Office of Northern African Affairs.

NUCLEAR FUEL TRANSFER POLICY

Committee on Foreign Affairs: Subcommittee on International Economic Policy and Trade met in executive session to conclude hearings on U.S. Nuclear Fuel Retransfer Policy: Requests by Japan and Switzerland. Testimony was heard from John Boright, Director, Office of Nuclear Technology and Safeguards, Bureau of Oceans and International Environmental and Scientific Affairs, Department of State; Harold Bengelsdorf, Director, Office of Nuclear Affairs, International Nuclear and Technical Programs, Department of Energy and from the following officials of the Nuclear Regulatory Commission: Nunzio J. Palladino, Chairman; Victor Gilinsky, Peter A. Bradford, John F. Ahearne and Thomas Morgan Roberts all Commissioners.

OVERSIGHT

Committee on Foreign Affairs: Subcommittee on International Operations held a consular oversight hearing. Testimony was heard from Diego C. Asencio, Assistant Secretary for Consular Affairs, Department of State and public witnesses.

OVERSIGHT

Committee on Government Operations: Subcommittee on Environment, Energy, and Natural Resources held an oversight hearing on Protecting the Nation's Waters: EPA. Testimony was heard from John W. Hernandez, Deputy Administrator, EPA and public witnesses.

ANTITRUST LITIGATION

Committee on Government Operations: Subcommittee on Government Information and Individual Rights held a hearing on the Department of Justice and the Department of Defense and Antitrust Litigation. Testimony was heard from William Baxter, Assistant Attorney for Anti-Trust, Department of Justice and William H. Taft, IV, General Counsel, Department of Defense.

COMMITTEE BUSINESS

Committee on Interior and Insular Affairs: Approved a resolution waiving 60-day waiting period for construction of gas transmission line across certain land under the jurisdiction of the Corps of Engineers in Westmoreland County, Pennsylvania.

OVERSIGHT—SCHOOL DESEGREGATION

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued oversight hearings on School Desegregation. Testimony was heard from Representative Emerson and public witnesses.

Hearings continue November 19.

VIOLENT CRIME

Committee on the Judiciary: Subcommittee on Crime held an oversight hearing on the report of the Attorney General's Task Force on Violent Crime. Testimony was heard from William French Smith, Attorney General and from the Co-Chairmen of the Task Force on Violent Crime: James R. Thompson, Governor, State of Illinois and Griffin B. Bell, former Attorney General.

Hearings continue November 18.

POLLUTION CONTROL FINANCING

Committee on Small Business: Subcommittee on Energy, Environment, Safety, and Issues Affecting Small Business held a hearing on pollution control financing for small business. Testimony was heard from Edward T. Holloway, Acting Associate Administrator, SBA and public witnesses.

CABLE TV INDUSTRY—SMALL BUSINESS PARTICIPATION

Committee on Small Business: Subcommittee on SBA and SBIC Authority, Minority Enterprise, and General Small Business Problems concluded hearings on whether small and minority businesses are participating in the cable television industry today, and what the prospects are for the future. Testimony was heard from Donald T. Templeman, Deputy Administrator, SBA and public witnesses.

PROSTHETIC RESEARCH AND DEVELOPMENT

Committee on Veterans' Affairs: Subcommittee on Hospitals and Health Care held a hearing on VA prosthetic research and development. Testimony was heard from Dr. D. Earl Brown, Jr., Deputy Assistant Chief Medical Director for Professional Services, VA; representatives of veterans' organizations and public witnesses.

SOCIAL SECURITY MINIMUM BENEFITS

Committee on Ways and Means: Met and directed the Chairman to disagree to the Senate amendments to and ask for a conference on H.R. 4331, to amend the Omnibus Reconciliation Act of 1981 to restore minimum benefits under the Social Security Act.

FRAUD AND ABUSE AGAINST THE ELDERLY

Select Committee on Aging: Held a hearing on fraud and abuse against the elderly in Pension Plans. Testimony was heard from Senator Nunn; Alvin B. Lewis, Chairman, Crime Commission, State of Pennsylvania; from the following officials of the Commission of Investigation, State of New York: Thomas J. Carroll, Acting Chief Counsel and Robert J. DelTufo, Commissioner and public witnesses.

Joint Meeting

JAPANESE PRODUCTIVITY

Joint Economic Committee: Subcommittee on International Trade, Finance, and Security Economics held hearings to examine the experience of Japan in improving business productivity, receiving testimony from Roger Porter, Special Assistant to the President for Policy Development; Robert Hormats, Assistant Secretary of State for Economic and Business Affairs; David S. Levine, Martin Marietta Corporation, Bethesda, Maryland; and Richard M. Cyert, Carnegie-Mellon University, Pittsburgh, Pennsylvania.

Hearings were recessed subject to call.

HIGH-SPEED RAIL PASSENGER SERVICE

Joint Economic Committee: Committee held hearings on the Japan-United States Rail Congress' proposal to establish a high-speed rail service in the United States, receiving testimony from Senator Durenberger; Representative Benjamin; and Lawrence Gilson, AMTRAK, Washington, D.C., on behalf of Mutsuki Kato, Member, Japanese Diet.

Committee recessed subject to call.

APPROPRIATIONS—INTERIOR

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 4035, appropriating funds for fiscal year 1982 for the Department of the Interior and related agencies.

APPROPRIATIONS—AGRICULTURE

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 4119, appropriating funds for fiscal year 1982 for the Department of Agriculture and related agencies.

FARM BILL

Conferees met to resolve the differences between the Senate- and House-passed versions of S. 884, authorizing funds for fiscal years 1982 through 1985 for commodity price support programs administered by the Department of Agriculture, for agriculture research and conservation, and agriculture exports, but did not complete action thereon, and will meet again tomorrow.

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Thursday, November 5, 1981

Senate

Chamber Action

Routine Proceedings, pages 26754–26893

Bills Introduced: Six bills and three resolutions were introduced, as follows: S. 1815–1820, and S. Res. 239–241.

Pages 26860–26861, 26865–26875

Measures Passed:

Budget Waiver: Senate agreed to S. Res. 159, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S.

1408, authorizing funds for fiscal year 1982 for military construction programs of the Department of Defense.

Page 26759

History of the Committee on the Judiciary: Senate agreed to S. Res. 210, to compile and print a history of the Committee on the Judiciary.

Page 26892

Printing of Brochure: Senate agreed to H. Con. Res. 106, providing for the printing of the brochure entitled "How Our Laws Are Made," with an amendment.

Page 26892

Military Justice: Senate passed H.R. 4792, amending Title 10, United States, Code, improving the military justice system.

Page 26892

Military Construction Authorizations, 1982: By 95 yeas to 2 nays, Senate passed H.R. 3455 (after the Committee on Armed Services was discharged from the further consideration thereof), authorizing funds for fiscal year 1982 for military construction programs of the Department of Defense, after striking all after the enacting clause and inserting in lieu thereof the text of S. 1408, Senate companion measure, as amended, after adopting amendments proposed thereto as follows:

(1) Thurmond unprinted amendment No. 584, making certain adjustments in the bill to reflect the President's announced intention to reduce fiscal year 1982 defense outlays by $2 billion, and the President's decision with regard to strategic forces.

Page 26760

(2) Jackson unprinted amendment No. 585, permitting certain members and former members of the uniformed services and their dependents to use certain general health care facilities for a minimum of three years after the transfer of such facilities from the Public Health Service to public or nonprofit private entities.

Page 26762

(3) Chiles unprinted amendment No. 586, authorizing construction of a Rapid Deployment Joint Task Force Headquarters at MacDill Air Force Base.

Page 26763

(4) Thurmond (for Heinz and Specter) unprinted amendment No. 587, adding $14,000,000 for the Philadelphia Naval Shipyard and deleting $14,910,000 for naval housing at Willow Grove, Pennsylvania.

Page 26764

(5) By 55 yeas to 42 nays, Jackson Amendment No. 622, striking section 1008 which waives the provisions of the Davis-Bacon Act as they relate to military construction projects for contracts entered into after the date of enactment.

Page 26767

(6) Nunn unprinted amendment No. 589, providing that each State in which is located a military installation or facility from which timber and timber products are sold in a fiscal year is entitled at the end of such year to an amount equal to 25 percent of the amount received by the United States during such year as proceeds from the sale of timber and timber products produced on such installation or facility after reimbursement of appropriations of the Department of Defense for all expenses of production of timber and timber products on such installation or facility during such year; and that the amount paid to a State shall be expended as the State legislature may prescribe for the benefit of public schools and public roads of the county or counties in which the military installation or facility is situated.

Page 26791

Senate insisted on its amendments, requested a conference with the House thereon, and appointed as conferees Senators Tower, Thurmond, Warner, Humphrey, Cohen, Stennis, Hart, Jackson, Cannon, and Exon.

S. 1408 was indefinitely postponed. Page 26799

Pages 26758–26799

Energy and Water Development Appropriations, 1982: By 71 yeas to 22 nays, Senate passed H.R. 4144, appropriating funds for fiscal year 1982 for energy and water development programs, after agreeing to certain previously excepted committee amendments and adopting additional amendments proposed thereto as follows:

(1) By 49 yeas to 43 nays, Tower modified unprinted amendment No. 590, providing that, in addition to any other funds appropriated in the title, there is appropriated (1) for operating expenses of the Department of Energy necessary for atomic energy defense activities, the sum of $161,275,000, and (2) for expenses of the Department of Energy in connection with the purchase, construction, and acquisition of plant and capital equipment and other expenses incidental thereto necessary for atomic energy defense activities, the sum of $174,250,000.

Page 26800

(2) Domenici unprinted amendment No. 592, of a technical nature.

Page 26817

(3) Boren unprinted amendment No. 593, providing that appropriations shall be available for acquisition of land for the McGee Creek Project, Oklahoma, provided that land required for the dam, dike, and any other authorized permanent features shall be acquired in fee title (surface and minerals); that mineral and subsurface interests shall be acquired by subordination in the conservation pool area of the reservoir, natural scenic recreation area, and the wildlife management area in such a manner as to

allow the present mineral owners, their successors and assignees the right to explore for and extract minerals under restrictions required to protect the project; and that only the surface estate be acquired for any other lands required for the McGee Creek Project.

Page 26818

By 50 yeas and 45 nays, Senate earlier tabled a motion to reconsider the vote by which Bumpers-Humphrey unprinted amendment No. 582 as amended was tabled.

Page 26771

Senate insisted on its amendments, requested a conference with the House thereon, and appointed as conferees Senators Hatfield, McClure, Garn, Schmitt, Cochran, Abdnor, Kasten, Mattingly, Johnston, Stennis, Robert C. Byrd, Hollings, Huddleston, Burdick, Sasser, and Proxmire.

Page 26828

Defense Procurement Authorizations, 1982—Conference Report: Senate agreed to the conference report on S. 815, authorizing funds for fiscal year 1982 for military procurement programs of the Department of Defense.

Pages 26828-26843

Federal Fire Prevention and Control: Senate concurred in the amendments of the House to the Senate amendments to S. 999, authorizing funds for fiscal years 1982, 1983, and 1984 for the U.S. Fire Administration.

Pages 26892-26893

Indefinitely Postponed: Senate indefinitely postponed the following measures:

S. Con. Res. 19, setting forth recommended levels of total budget outlays, Federal revenues, and new budget authority for fiscal years 1982, 1983, and 1984, and revising the congressional budget for the United States government for fiscal year 1981;

H.R. 3132, amending the Truth in Lending Act, to encourage cash discounts; and

S. Con. Res. 37, disapproving the proposed sales to Saudi Arabia of the Airborne Warning and Control System (AWACS) and the F-15 enhancements arms sales package.

Page 26891

Extension of Time To Report: By unanimous consent, the Committee on Rules and Administration was given until the close of business on Monday, November 16, 1981, to report S. 807, to simplify and coordinate the management of Federal assistance programs and requirements.

Page 26893

Nominations: Senate received the following nominations:

Milan D. Bish, of Nebraska, to be Ambassador to Barbados, and to serve concurrently as Ambassador to the Commonwealth of Dominica, Ambassador to Saint Lucia, Ambassador to Saint Vincent and the Grenadines, and Ambassador to Antigua and Barbuda.

Robert G. Doumar, to be U.S. District Judge for the Eastern District of Virginia.

David V. O'Brien, to be U.S. District Judge for the District of the Virgin Islands. Page 26893

Messages From the President: Page 26858

Messages From the House: Page 26859

Measures Referred: Page 26859

Statements on Introduced Bills: Pages 26861-26864

Amendments Submitted for Printing: Pages 26875-26876

Committee Authority to Meet: Page 26870

Additional Statements: Pages 26876-26891

Nominations: Page 26893

Record Votes: Five record votes were taken today. (Total—360)

Pages 26771, 26798, 26799, 26812, 26827

Recess: Senate convened at 9:30 a.m., and recessed at 8:29 p.m., until 9:30 a.m., on Friday, November 5, 1981. (For Senate's program see remarks of Senator Baker in today's Record on page 26893.)

Committee Meetings

APPROPRIATIONS—LABOR, HHS, EDUCATION

Committee on Appropriations: Committee ordered favorably reported with amendments H.R. 4560, appropriating funds for fiscal year 1982 for the Departments of Labor, Health and Human Services, and Education, and related agencies.

STRATEGIC FORCE MODERNIZATION PROGRAM

Committee on Armed Services: Committee concluded hearings on the Administration's proposed strategic force modernization program, and on the impact of proposed budget revisions for the Department of Defense, after receiving testimony from Caspar W. Weinberger, Secretary of Defense, and General David C. Jones, Chairman, Joint Chiefs of Staff.

Also, committee ordered favorably reported 29,461 routine nominations in the Army, Navy, Air Force and Marine Corps.

BEVERAGE CONTAINERS

Committee on Commerce, Science, and Transportation: Committee concluded hearings on S. 709, requiring a refund value for certain beverage containers, and prohibiting the sale of metal beverage containers with detachable openings, after receiving testimony from Senator Hatfield; Arthur J. Corazzini, Deputy

Director, Program Analysis Division, General Accounting Office; Peter B. Fletcher, Michigan Highway Commission, Ypsilanti; John Anderson, Connecticut Department of Environmental Protection, Hartford; Norman Steisel, New York City Department of Sanitation, New York, New York; Joe Lamb, Adolph Coors Company, Denver, Colorado; J. Franklin Shank, Towne and Country Foodland, Hagerstown, Maryland, representing the National Association of Retail Grocers; Bill Henderson, Southwest Retail Clerks Union, Martinez, California; Edmond Carreras, Recycling Research, Inc., Morton, Pennsylvania; Bill Bennet, Boston Bay Management, Boston, Massachusetts; Jerry Petrie, Arizona Beverage Industrial Recycling Program, Mesa; Frank Considine, National Can Corporation, Malcolm W. Owings, Continental Can Company, and Patrick F. VanKeuren, American Can Company, all representing the Can Manufacturers Institute, Washington, D.C.; Ed Fielder, Bel Air, Maryland; and Mark Croke, National Association of Counties, Clarence M. Mitchell III, the National Black Caucus of State Legislators, Glenn E. Braswell and Robert Weinberg, both representing the United States Brewers Association, Grace Nome, representing the Food Marketing Institute, Kenneth T. Peterson, AFL-CIO, William W. Sadd, Glass Packaging Institute, Sidney P. Mudd, representing the National Soft Drink Association, and Sandy Nelson, National Clearinghouse for Deposit Laws, Environmental Action, all of Washington, D.C.

NATIONAL GAS POLICY

Committee on Energy and Natural Resources: Committee began oversight hearings on the implementation of title I of the Natural Gas Policy Act (P.L. 95-621), establishing wellhead prices for natural gas, focusing on rules governing the filing and processing of applications for a well category determination, the Federal Energy Regulatory Commission's rules governing the filing of petitions for rehearing of Commission rules required by the Act, and the rules establishing procedures for dealing with the problems of interpreting "area rate" clauses in interstate contracts, receiving testimony from C. M. Butler III, Chairman, Federal Energy Regulatory Commission; Edward O. Vetter, Special Adviser on Energy to the Governor of Texas, and James Nugent, Texas Railroad Commission, both of Austin; Edward Erickson, North Carolina State University, Raleigh; Charles J. Cicchetti, University of Wisconsin, Madison; and Mark Cooper, Consumer Energy Council of America, Washington, D.C.

Also, committee adopted a committee resolution waiving the required waiting period for granting of a right-of-way by the Department of the Army to Texas Eastern Transmission Corporation for construction of a pipeline for transportation of natural gas in Pennsylvania.

Hearings will continue on natural gas policy on tomorrow.

DOD—ACQUISITION PROCESS

Committee on Governmental Affairs: Committee concluded hearings to examine the Department of Defense's procedures for acquiring new major weapons systems and other goods and services, after receiving testimony from James R. Ambrose, Under Secretary of the Army, who was accompanied by General Robert Solomon, Deputy Inspector General, Henry S. Gonzalez, Team Leader Automation, White Sands Missile Range, Seymour J. Lorber, Director of Quality Assurance, DARCOM, and Joseph Rivamonte, Supervisor Systems Integration Division, Metrology and Laboratory Directorate, Redstone Arsenal; Loebe Julie, Julie Research Laboratories, New York City; Charles Webber, Grumman Aerospace Corporation, Bethpage, New York; and Robert Reib, EIL Instruments, Bethesda, Maryland.

BLOCK GRANTS

Committee on Governmental Affairs: Subcommittee on Intergovernmental Relations held oversight hearings on State implementation of block grant programs and to examine the impact of further budget reductions on State and local governments, receiving testimony from Senator Domenici; and Vermont Governor Richard A. Snelling, Montpelier, Georgia Governor George Busbee, Atlanta, and Utah Governor Scott M. Matheson, Salt Lake City, all on behalf of the National Governors' Association.

Hearings were recessed subject to call.

ABORTION

Committee on the Judiciary: Subcommittee on the Constitution continued hearings on S.J. Res. 110, S.J. Res. 17, S.J. Res. 18, and S.J. Res. 19, measures amending the Constitution to establish legislative authority in the Congress and the States with respect to abortion, receiving testimony from Terence Cardinal Cooke, Archbishop of New York, Rabbi Seymour Siegal, Jewish Theological Seminary of America, and Rabbi Henry Siegman, American Jewish Congress, all of New York City; Charles H. Reynolds, University of Tennessee, Knoxville; Bishop George N. Hunt, Episcopalian Diocese of Rhode Island, Providence; Archbishop John R. Roach, St. Paul/Minneapolis, Minnesota; and Adrian Rogers, on behalf of the Southern Baptist Convention, Memphis, Tennessee.

Hearings continue on Thursday, November 12.

EXPLOITATION OF CHILDREN

Committee on the Judiciary: Subcommittee on Juvenile Justice held hearings on issues relating to the exploi-

tation and victimization of children, receiving testimony from Ronald J. Pregliasco, Jefferson County Task Force on Child Prostitution and Pornography, and John B. Rabun, Jefferson County Department of Human Services, both of Louisville, Kentucky; Father Bruce Ritter, Covenant House, New York City; C. Edward Dobbs and Howard A. Davidson, both of the American Bar Association, Washington, D.C.; Terry Sullivan, Chicago, Illinois; and a public witness.

Hearings were recessed subject to call.

VA/GOVERNMENT SERVICES

Committee on Veterans' Affairs: Committee concluded oversight hearings on the VA's Department of Medicine and Surgery's implementation of the Office of Management and Budget's circular A-76, providing for the contracting out of certain government services, after receiving testimony from Clyde C. Cook, Assistant Administrator for Supply Services, Donald L. Custis, Chief Medical Director, Marjorie Quandt, Assistant Chief Medical Director for Administration, and Robert E. Coy, Deputy General Counsel, all of the Veterans' Administration; Donald Sowle, Administrator, Office of Federal Procurement Policy, Office of Management and Budget; Col. Paul McNally, Chief, Medical Logistics Division, Air Force Medical Services Center; Robert M. Gilroy, Senior Associate Director, Procurement Logistics and Readiness Division, General Accounting Office; Joan Kershner, Veterans' Administration Medical Center, Columbia, South Carolina; Howard Green, Veterans' Administration Medical Center, White River Junction, Vermont, on behalf of the National Association of VA Chiefs of Staff; Philip Mayo, Veterans of Foreign Wars of the U.S., Charles E. Joeckel, Disabled American Veterans, Gabe Brinsky, AMVETS, Michael F. Delaney, Paralyzed Veterans of America, and George Daoust, National Council of Technical Service Industries, all of Washington, D.C.; Kenneth T. Blaylock, Washington, D.C., and Daniel J. Kearney, Canton, Massachusetts, both on behalf of the American Federation of Government Employees; Charles Wicks, National Association of Government Employees, Martinsburg, West Virginia; William Pollard, ServiceMaster Industries, Downs Grove, Illinois; and James Netterstrom, Building Service Contractors Association International, Vienna, Virginia.

House of Representatives

Chamber Action

Bills Introduced: 15 public bills, H.R. 4908–4922; 1 private bill, H.R. 4923; and 7 resolutions, H.J. Res. 355 and 356, H. Con. Res. 214, and H. Res. 262–265 were introduced.

Pages 26752–26753

Bills Reported: Reports were filed as follows:

H.R. 1710, to authorize the use of the frank for official mail sent by the Law Revision Council of the House of Representatives (H. Rept. 97–314); and

Conference report on H.R. 4035, making appropriations for the Department of the Interior and related agencies for the year ending September 30, 1982 (H. Rept. 97–315).

Page 26751

Legislative Program: The Majority Leader announced the legislative program for the week beginning November 9.

Pages 26690–26691

Federal Fire Prevention and Control Act: House agreed to the Senate amendment to the House amendments with amendments to S. 999, to authorize appropriations for the Federal Fire Prevention and Control Act of 1974; returning the measure to the Senate.

Pages 26693–26696

NRC Authorization: House passed H.R. 2330, to authorize appropriations to the Nuclear Regulatory Commission in accordance with section 261 of the Atomic Energy Act of 1954, as amended, and section 305 of the Energy Reorganization Act of 1974, as amended.

Agreed to the amendment in the nature of a substitute as amended by an amendment that prohibits the use of funds for dumping radioactive water from the Three Mile Island plant into the Susquehanna River.

Rejected:

An amendment that sought to strike the language authorizing the NRC to grant temporary operating licenses before public hearings are completed (rejected by a recorded vote of 90 ayes to 304 noes, Roll No. 293); and

An amendment that sought to prohibit export licenses for highly enriched uranium, unless the NRC determines that the recipient foreign reactor cannot be feasibly converted to operate on lower-grade uranium (rejected by a recorded vote of 100 ayes to 293 noes, Roll No. 294).

Pages 26695–26727

Water Pollution Control: House disagreed to the amendment of the Senate to H.R. 4503, to amend the Federal Water Pollution Control Act to authorize funds for fiscal year 1982; and agreed to the conference asked by the Senate. Appointed as conferees: Representatives Howard, Roe, Oberstar, Edgar, Young of Missouri, Roemer, Clausen, Snyder, Hammerschmidt, and Clinger.

Page 26737

Subpena: Read a letter from the Staff Director of the Committee on Standards of Official Conduct wherein he informs the House that he has been served with a subpena from the United States District Court for the District of Columbia.

Page 26737

Quorum Calls—Votes: One quorum call and two recorded votes developed during the proceedings of today and appear on pages 26699–26700, 26715, 26725.

Adjournment: Adjourned at 3:21 p.m.

Committee Meetings

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense approved for full Committee action the Department of Defense appropriations bill for fiscal year 1982.

D.C. APPROPRIATIONS

Committee on Appropriations: Subcommittee on the District of Columbia held a hearing on fiscal year 1982 Budget. Testimony was heard from Gladys Mack, Assistant City Administrator for Budget and Resource Development, District of Columbia.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations held a hearing on AID revised budget for fiscal year 1982. Testimony was heard from M. Peter McPherson, Director, AID.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction continued hearings on budget revision and strategic programs. Testimony was heard from Caspar W. Weinberger, Secretary of Defense.

ARMY TANK PROGRAM

Committee on Armed Services: Subcommittee on Investigations held a hearing to examine the progress of the Army Tank Program. Testimony was heard from the following officials of the Department of the Army: Gen. John W. Vessey, Jr., Maj. Gen. James P. Maloney, Director, Weapons Systems, Office of the Deputy Chief of Staff for Research, Development and Acquisition; Maj. Gen. Duard D. Ball, Program Manager, M1 Abrams Tank System; Maj. Gen. Richard D. Lawrence, Commanding General, 1st Cavalry Division and Col. Claude B. Donovon, Program Manager, M60 Tank System.

FORMER SPOUSES OF MILITARY RETIREES

Committee on Armed Services: Subcommittee on Military Personnel and Compensation held a hearing related to benefits for the former spouse of a military retiree. Testimony was heard from Representatives Whitehurst, Schroeder, Fazio and Hance and public witnesses.

INTERNATIONAL BANKING DEPOSIT INSURANCE ACT; MORTGAGE LOAN PURCHASE AUTHORITY

Committee on Banking, Finance and Urban Affairs: Ordered reported the following bills: H.R. 4879, as amended, International Banking Facility Deposit Insurance Act and H.R. 4515, to remove certain limitations on the mortgage loan purchase authority of the Federal Home Loan Mortgage Corporation and the Federal National Mortgage Association.

IMF PARTICIPATION

Committee on Banking, Finance and Urban Affairs: Subcommittee on International Trade, Investment and Monetary Policy concluded oversight hearings on U.S. International Monetary Policy regarding International Monetary Fund participation. Testimony was heard from Beryl W. Sprinkel, Under Secretary, Department of the Treasury and Richard Erb, Executive Director, IMF.

SECOND BUDGET RESOLUTION

Committee on the Budget: Continued markup of the Second Concurrent Resolution for fiscal year 1982.

TRUTH-IN-TESTING

Committee on Education and Labor: Subcommittee on Postsecondary Education and the Subcommittee on Elementary, Secondary and Vocational Education concluded joint hearings on H.R. 1662, to require certain information be provided individuals who take standardized educational admission tests. Testimony was heard from public witnesses.

SERVICE CONTRACT ACT

Committee on Education and Labor: Subcommittee on Labor-Management Relations continued hearings on proposed Department of Law regulations affecting the Service Contract Act. Testimony was heard from public witnesses.

STANDBY PETROLEUM EMERGENCY AUTHORITY ACT

Committee on Energy and Commerce: Subcommittee on Fossil and Synthetic Fuels approved for full Committee action as amended H.R. 4700, Standby Petroleum Emergency Authority Act of 1981.

CHLOROFLUOROCARBONS

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on New Source Performance Standards, Nonferrous Smelters and Chlorofluorocarbons of the Clean Air Act. Testimony was heard from Representatives

Nelson; Don Clay, Director, Office of Toxic Substances, EPA, and public witnesses.

HUMAN RIGHTS

Committee on Foreign Affairs: Subcommittee on Europe and Middle East and the Subcommittee on Human Rights and International Organizations held a joint hearing on implementation of the Congressionally Mandated Human Rights Policy (Near Eastern and South Asian Region). Testimony was heard from the following officials of the Department of State: Peter D. Constable, Deputy Assistant Secretary, Near Eastern and South Asian Affairs and Terry Tull, Acting Assistant Secretary, Human Rights and Humanitarian Affairs.

EL SALVADOR; HONDURAS

Committee on Foreign Affairs: Subcommittee on Inter-American Affairs approved for full Committee action the following measures: H. Con. Res. 197, as amended, expressing the sense of the Congress that the President should press for a negotiated settlement among the major political factions in El Salvador in order to guarantee a safe and stable environment for free and open democratic elections, and H. Con. Res. 212, expressing the sense of the Congress with respect to scheduled Presidential elections in Honduras.

MILITARY POSTAL SYSTEM

Committee on Government Operations: Subcommittee on Government Information and Individual Rights held a hearing on, Is the Military Postal System a Conduit for Drugs and Other Contraband? Testimony was heard from Louis Cox, General Counsel, U.S. Postal Service; Susan Crawford, Principal Deputy General Counsel, U.S. Army and Robert Schaffer, Director, Inspection Service, U.S. Customs Service, Department of the Treasury.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Services met and considered pending business.

TORT CLAIMS

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations continued hearings on H.R. 24, to amend title 28 of the United States Code to provide for an exclusive remedy against the United States in suits based upon acts or omissions of U.S. employees, to provide a remedy against the United States with respect to constitutional torts, to establish procedures whereby a person injured by a constitutional tort may initiate and participate in a disciplinary inquiry with respect to such tort. Testimony was heard from Joseph A. Morris, General Counsel, OPM; Peter J. Wallison, General Counsel, Department of the Treasury and a public witness.

Hearings continue November 12.

PATENT TERM RESTORATION ACT

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice continued hearings on H.R. 1937 and S. 255, Patent Term Restoration Act of 1981. Testimony was heard from Dr. Arthur Hull Hayes, Jr., Commissioner, FDA, Department of Health and Human Services and Edwin H. Clarke, II, Acting Assistant Administrator for Pesticides and Toxic Substances, EPA.

Hearings continue November 12.

OCEAN COMMERCE TRANSPORTATION SYSTEM

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine concluded hearings on H.R. 4374, to improve the international ocean commerce transportation system of the United States. Testimony was heard from public witnesses.

OCEAN DUMPING

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography and the Subcommittee on Fisheries and Wildlife Conservation and the Environment held a joint hearing on land based alternatives to ocean dumping of sewage sludged. Testimony was heard from Chris Capper, Assistant Administrator for Solid Waste and Emergency Response, EPA; Dr. Terry B. Kinney, Administrator, Agriculture Research Service, USDA and public witnesses.

MISCELLANEOUS MEASURES; PROSPECTUSES

Committee on Public Works and Transportation: Ordered reported the following measures: H.R. 841, to name the U.S. Post Office building in Portsmouth, Ohio, the "William H. Harsha U.S. Post Office Building"; H.R. 2494, as amended, to designate the John Archibald Campbell Federal Building-U.S. Courthouse; H.R. 4569, to designate the U.S. Post Office Building in Hartford, Conn., as the "William R. Cotter Federal Building"; H.R. 4845, to designate the building known as the Lincoln Federal Building and Courthouse in Lincoln, Nebr., as the "Robert V. Denney Federal Building and Courthouse"; H.R. 4716, to amend Public Law 90–553, to authorize the transfer, conveyance, lease and improvement of, and construction on, certain property in the District of Columbia, for use as a headquarters site for an international organization, as sites for governments of foreign countries; H.R. 4506, to name the lock and dam authorized to replace locks and dam 26, Mississippi River, Alton, Ill., as "Melvin Price Lock and Dam", and H. Con. Res. 203, requesting certain reports relating to the Tennessee Valley Authority Act of 1933, and prohibiting

certain transactions by the board of directors of that Authority.

The Committee also approved two repair and alteration prospectuses and two construction prospectuses.

ECONOMIC DEVELOPMENT ADMINISTRATION

Committee on Public Works and Transportation: Subcommittee on Economic Development held a hearing to review the implementation of Congressional directives for the Economic Development Administration for fiscal year 1982. Testimony was heard from the following officials of the Department of Commerce: Joseph R. Wright, Jr., Deputy Secretary and Carlos C. Campbell, Assistant Secretary for Economic Development.

MISCELLANEOUS TAX BILLS

Committee on Ways and Means: Subcommittee on Select Revenue Measures approved for full Committee action a clean bill to be introduced in lieu of the following bills: H.R. 4908, to amend Section 280A of the Internal Revenue Code of 1954 with respect to rentals of dwelling units to family members; H.R. 3262, to amend the Internal Revenue Code of 1954 to provide for the awarding of reasonable court costs and certain fees to prevailing parties in civil tax actions; H.R. 2397, to amend the Internal Revenue Code of 1954 with respect to the treatment of certain lending or finance businesses for purposes of the tax on personal holding companies; H.R. 2860, to amend the Internal Revenue Code of 1954 with respect to the limitation on the acceleration of the accrual of taxes; H.R. 4408, to amend the Energy Tax Act of 1978 to allow certain additional refunds relating to the repeal of the excise tax on buses and legislation relating to the 1981 termination of the postponement of the effective date for spending liabilities on net operating loss carryover.

Joint Meeting

FARM BILL

Conferees continued to resolve the differences between the Senate- and House-passed versions of S. 884, authorizing funds for fiscal years 1982 through 1985 for commodity price support programs administered by the Department of Agriculture, for agriculture research and conservation, and agricultural exports, but did not complete action thereon and will meet again tomorrow.

Friday, November 6, 1981

Senate

Chamber Action

Routine Proceedings, pages 26924–26962

Bills Introduced: Three bills and one resolution were introduced, as follows: S. 1821–1823, and S.J. Res. 120.

Page 26948

Measures Passed:

Budget Act Waiver: Senate agreed to S. Res. 192, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 778, listed below.

Page 26958

Smithsonian Development Authorizations: Senate passed S. 778, authorizing additional funds to plan for the development of the area south of the original Smithsonian Institution building (South Garden Quadrangle).

Page 26958

Select Committee on Intelligence Authorizations: Senate agreed to S. Res. 225, authorizing supplemental expenditures by the Select Committee on Intelligence for the procurement of consultants.

Page 26958

Committee on the Judiciary Authorizations: Senate agreed to S. Res. 222, authorizing supplemental expenditures by the Committee on the Judiciary, with an amendment.

Page 26958

Confirmations: Senate confirmed the following nominations:

Geoffrey Swaebe, of California, to be the Representative to the European Office of the United Nations with the rank of Ambassador.

Jean B. S. Gerard, of New York, for the rank of Ambassador during tenure of her service as Permanent Representative to the United Nations Educational, Scientific, and Cultural Organization.

Evan G. Galbraith, of Connecticut, to be Ambassador to France.

Robert L. Barry, of New Hampshire, to be Ambassador to Bulgaria.

L. Ebersole Gaines, of Idaho, to be Executive Vice President of the Overseas Private Investment Corporation.

1 Army nomination in the rank of General.

263 Air Force nominations in the rank of General.

Routine lists of Navy, Air Force, and Marine Corps nominations. Pages 26962–26963

Communications: Pages 26947–26948

Statements on Introduced Bills: Pages 26948–26966

Notices of Hearings: Page 26955
Committee Authority To Meet: Page 26955
Additional Statements: Pages 26955-26958
Confirmations: Pages 26962-26963

Recess: Senate convened at 9:30 a.m., and recessed at 12:42 p.m., until 12 noon, on Monday, November 9, 1981. (For Senate's program, see remarks of Senator Stevens in today's Record on pages 26960, 26962

Committee Meetings

NATURAL GAS POLICY

Committee on Energy and Natural Resources: Committee continued oversight hearings on the implementation of title I of the Natural Gas Policy Act (P.L. 95-621), establishing wellhead prices for natural gas, focusing on rules governing the filing and processing of applications for a well category determination, the Federal Energy Regulatory Commission's rules governing the filing of petitions for rehearing of Commission rules required by the Act, and the rules establishing procedures for dealing with the problems of interpreting "area rate" clauses in interstate contracts, receiving testimony from Robert L. Mitchell, Celanese Corporation, New York City, on behalf of the Petrochemical Energy Group; James D. Beatty, The Procter & Gamble Corporation, Cincinnati, Ohio, on behalf of the Chemical Manufacturers Association; James S. Rubin, Allied Chemical Corporation, Morristown, New Jersey, on behalf of the National Association of Manufacturers; Stephen Schacham, Philadelphia Gas Works, Philadelphia, Pennsylvania, on behalf of the Associated Gas Distributors; George H. Lawrence, American Gas Association, Arlington, Virginia; Jerome McGrath, Interstate Natural Gas Association of America, Washington, D.C.; Arie Verrips, American Public Gas Association, Vienna, Virginia; Perry O. Barber, Jr., Pennzoil Company, Houston, Texas, on behalf of the Domestic Petroleum Council; Harold Wright, Independent Petroleum Association of America, Washington, D.C.; John O'Connor, Chevron, U.S.A., San Francisco, California, on behalf of the Natural Gas Supply Association; Jack Elam, on behalf of the Process Gas Consumers Group, Washington, D.C.; Donald R. Willis, Louisiana Resources Company, Tulsa, Oklahoma; Chester Upham, Jr., Texas Independent Producers and Royalty Owners, Austin, Texas; and Robert Hefner, III, on behalf of the C.H.K. Companies, Washington, D.C.

Hearings were recessed subject to call.

MISCELLANEOUS TAX PROPOSALS

Committee on Finance: Subcommittee on Taxation and Debt Management concluded hearings on the following bills:

S. 1749, providing that a payment to a foreign official would only be nondeductible if it violates the Foreign Corrupt Practices Act, after receiving testimony from Donald DeKieffer, General Counsel, Office of the U.S. Special Trade Representative;

S. 1594, basing the civil penalty for fraud on only the portion of the underpayment which is due to fraud rather than on the entire underpayment, after receiving testimony from John S. Nolan, representing the American Bar Association, Carl T. Curtis, Nelson & Harding, and Richard M. Roberts, Hamel, Park, McCabe & Saunders, all of Washington, D.C.; and Jack M. Battaglia, Rochester, New York;

S. 1081, allowing an income tax deduction to any taxpayer furnishing professional design services for cash contributions to a service liability trust, after receiving testimony from Senator Mathias; R. Randall Vosbeck, American Institute of Architects, William R. Ratliff, American Consulting Engineers Council, Louis L. Guy, Jr., representing the National Society of Professional Engineers, Brenda R. Viehe-Naess, American Insurance Association, and J. Sprigg Duvall, IV, Victor O. Schinnerer & Co., all of Washington, D.C.; and A. J. Wilwerding, Setter, Leach & Lindstrom, Minneapolis, Minnesota; and

S. 1764, relating to the definition of cooperative housing corporations, after receiving testimony from Brewster Ives, Tenant-Owned Apartment Association, Inc., Ralph Colin, 33 East 70th Street Corporation, Frank Karelson, New York Bar Association, and Martin B. Cowan, Wien, Lane & Malken, all of New York City.

Testimony was also received on all the aforementioned bills from John E. Chapoton, Assistant Secretary of the Treasury for Tax Policy.

DRUNK DRIVERS

Committee on the Judiciary: Subcommittee on Courts held oversight hearings on the administration of State and local court adjudication of driving while intoxicated, receiving testimony from Senators Pell and Boschwitz; Representative Barnes; Diane Steed, Deputy Administrator, National Highway Traffic Safety Administration, Department of Transportation; Cindi Lamb, Fair Oaks, California, and Shirley Johnson, Washington, D.C., both on behalf of Mothers Against Drunk Drivers; William N. Plymat, American Council on Alcohol Problems, Des Moines, Iowa; Lt. Colonel Johnny G. Lough, Maryland State Police, Pikesville, Maryland; Chief Joe Milner, Texas Department of Public Safety, Austin; Captain Wayne Layfield, District of Columbia Police Department; Milton R. Skyring, Baton Rouge City Court, Baton Rouge, Louisiana; Roger Maickel, Purdue University, West Lafayette, Indi-

ana; and Alasdair Conn, Maryland Institute for Emergency Medical Systems, Baltimore.

Hearings were recessed subject to call.

NOMINATION

Committee on Labor and Human Resources: Committee approved for reporting the nomination of Francis S. M. Hodsoll, of Virginia, to be Chairman of the National Endowment for the Arts.

Prior to this action, the committee concluded hearings on the nomination of Mr. Hodsoll, after the nominee, who was introduced by Senator Simpson, testified and answered questions in his own behalf.

NATIONAL CANCER INSTITUTE

Committee on Labor and Human Resources: Subcommittee on Investigations and General Oversight resumed oversight hearings on the activities of the National Cancer Institute, examining deficiencies in the use of experimental drugs on cancer patients, receiving testimony from Edward N. Brandt, Jr., Assistant Secretary of Health and Human Services for Health, Arthur Hull Hayes, Commissioner, Food and Drug Administration, and Vincent T. DeVita, Jr., Director, National Cancer Institute, all of the Department of Health and Human Services; Barbara Mishkin, Deputy Executive Director, President's Commission for the Study of Ethical Problems in Medicine and Biomedical and Behavior Research; Charles A. LeMaistre, University of Texas, Austin; and Charles Moertel, Mayo Comprehensive Cancer Center, Rochester, Minnesota.

Hearings were recessed subject to call.

FEDERAL ASSISTANCE

Committee on Rules and Administration: Committee ordered reported without recommendation and with an additional amendment S. 807, establishing procedures for the administration and auditing of Federal assistance programs and the requirements imposed on assistance recipients. (As will be reported by the committee, the amendment provides new provisions to subsections (c) through (f) of section 1005 of title I, providing legislative and procedural changes in providing Federal assistance to State and local governments.)

House of Representatives

Chamber Action

Bills Introduced: 4 public bills, H.R. 4924–4927 were introduced.

Page 26923

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Moakley to act as Speaker pro tempore for today.

Page 26923

Late Report: Conferees received permission to file a conference report on H.R. 3454, Intelligence Authorization Act for Fiscal Year 1982, by midnight Tuesday, November 10.

Page 26923

Legislative Program: Agreed that the House adjourn from Friday until Tuesday, November 10; and that the House adjourn from Tuesday until noon Thursday, November 12.

Page 26923

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at 10 a.m. and adjourned at 10:02 a.m.

Committee Meetings

ARCHITECTURAL AND TRANSPORTATION BARRIERS COMPLIANCE BOARD

Committee on Education and Labor: Subcommittee on Select Education held an oversight hearing on the Architectural and Transportation Barriers Compliance Board. Testimony was heard from Mason Rose, Chairperson, Architectural and Transportation Barriers Compliance Board; Roger Craig, Board Representative, Assistant Postmaster General for Real Estate and Buildings, U.S. Postal Service and public witnesses.

WHITE HOUSE CONFERENCE ON AGING

Select Committee on Aging: Met to review current plans for the White House Conference on Aging. Testimony was heard from the following officials of the Department of Health and Human Services: Richard S. Schweiker, Secretary; David Rust, Deputy Commissioner on Aging and Dorcas Hardy, Assistant Secretary for Human Development.

Joint Meetings

EMPLOYMENT/UNEMPLOYMENT FIGURES

Joint Economic Committee: Committee held hearings on the employment-unemployment situation for the month of October, receiving testimony from Janet L. Norwood, Commissioner of Labor Statistics, Department of Labor.

Committee recessed subject to call.

FARM BILL

Conferees continued to resolve the differences between the Senate- and House-passed versions of S. 884, authorizing funds for fiscal years 1982 through 1985 for commodity price support programs administered by the Department of Agriculture, for agriculture research and conservation, and agriculture exports, but did not complete action thereon, and will meet again on Tuesday, November 10, 1981.

♦♦♦♦♦♦♦♦♦♦♦♦

Monday, November 9, 1981

Senate

Chamber Action

Routine Proceedings, pages 26982–27046

Bills Introduced: Seven bills and five resolutions were introduced, as follows: S. 1824–1830, S.J. Res. 121–122, and S. Con. Res. 44–46.

Pages 27026–27027, 27035–27036

Bills Reported: Reports were made as follows:

S. 807, establishing procedures for the administration and auditing of Federal assistance programs and the requirements imposed on assistance recipients, with an additional amendment, and without recommendation (with additional views) (S. Rept. No. 97–267).

H.R. 4560, appropriating funds for fiscal year 1982 for the Departments of Labor, Health and Human Services, and Education, and related agencies, with amendments (with additional views) (S. Rept. No. 97–268).

Page 27026

Measures Passed:

Permanent Residence Status for Certain Aliens: Senate agreed to S. Con. Res. 43, suspending deportation of certain Immigration and Naturalization Service referrals under Section 244(a) of the Immigration and Nationality Act, after agreeing to Robert C. Byrd (for Levin) unprinted amendment No. 601, deleting certain named aliens due to a change in circumstances.

Pages 27043–27044

Robey Wentworth Harned Laboratory: Senate passed S. 1322, designating the Department of Agriculture Boll Weevil Research Laboratory building, located adjacent to the campus of Mississippi State University, Starkville, Mississippi, as the "Robey Wentworth Harned Laboratory," after agreeing to a committee amendment and Baker (for Helms and Huddleston) unprinted amendment No. 602, extending the delay in making any adjustment in the price support level for milk, and extending the time for conducting the referenda with respect to the national marketing quotas for wheat and upland cotton.

Pages 27044–27045

Physician Comparability Contracts: Senate passed S. 1551, extending the authority of Federal agencies to enter into service agreements providing comparability allowances for Government physicians.

Page 27045

Export Administration Authorizations, 1982–83: Senate began consideration of S. 1112, authorizing funds for fiscal years 1982 and 1983 to carry out the purposes of the Export Administration Act, agreeing to a committee amendment and amendments proposed thereto as follows:

(1) Heinz unprinted amendment No. 594, providing that departments or agencies which obtain information which is relevant to the enforcement of the Act shall furnish such information to the department or agency with enforcement responsibilities under the Act to the extent consistent with the protection of intelligence, counterintelligence, and law enforcement sources, methods, and activities, and sensitive diplomatic information; shall not apply to information subject to the restrictions in section 9 of title 13, United States Code; and return information as defined in section 6013 of title 26, United States Code, may be disclosed only as authorized by such title.

Page 26992

(2) Heinz unprinted amendment No. 595, providing that nothing in the Act shall be construed as authorizing the withholding of information from Congress or from the General Accounting Office; that all information obtained at any time under the Act, or previous Acts regarding the control of exports, including any report or license application required under the Act, shall be made available to any committee or subcommittee of Congress of appropriate jurisdiction upon request of the chairman or ranking minority member of such committee or subcommittee; that no such committee or subcommittee, or member thereof, shall disclose any information obtained under the Act or previous Acts regarding the control of exports which is submitted on a confidential basis unless the full committee determines that the withholding thereof is contrary to the national interest.

Page 26993

(3) Garn unprinted amendment No. 597, identifying sections of the Export Administration Act that will be subject to higher civil penalties.

Page 27007

Pending:

(1) Percy unprinted amendment No. 596 (printed Amendment No. 624), to require affirmative vote by joint resolution of Congress in any future instance of selective embargo of agricultural products; to clarify national security control to exclude agri-

cultural products; and if President selectively embargoes agricultural trade products, President would need joint resolution of approval and Congress would have 60 days to approve.

Page 26994

(2) Chiles unprinted amendment No. 598 (printed Amendment No. 625), directing the President, in cooperation with the Board of Governors of the Federal Reserve System, shall by November 25 exercise appropriate authorities to assure an adequate flow of credit to small borrowers at affordable prices.

Page 27008

(3) Heinz unprinted amendment No. 599 (printed Amendment No. 626) (to Chiles unprinted amendment No. 598, in the nature of a substitute), providing that the Administration shall emphasize and continue to implement policies necessary to sustain the downward movement of interest rates.

Page 27021

(4) Chiles unprinted amendment No. 600 (printed Amendment No. 627) (to Chiles unprinted amendment No. 598, perfecting), changing the date to December 1.

Page 27022

A unanimous consent agreement was reached for further consideration of and votes in relation to the pending Chiles and Heinz amendments listed above, beginning on Tuesday, November 10, at 10 a.m.

Pages 26990–27024

U.S. Submarine Veterans of World War II: Senate concurred in the amendments of the House to S. 195, granting a Federal charter to the United States Submarine Veterans of World War II.

Pages 27054–27046

Executive Report: Senate received an Executive Report accompanying an Agreement between the United States of America and Spain, effected by an exchange of notes at Madrid on September 4, 1981, extending for a period of eight months the rights, duties, and obligations of the two countries (Spain and the United States) under the Treaty of Friendship and Cooperation of January 24, 1986, 27 U.S.T. 3005, T.I.A.S. (Ex. Rept. No. 97–24).

Page 27026

Presidential Message: Senate received a message from the President reporting nine deferrals totaling $132.0 million and one proposal to rescind $20.5 million in budget authority previously provided by the Congress, which was referred jointly to the Committees on Appropriations, Budget, Agriculture, Nutrition and Forestry, Select Committee on Indian Affairs, Labor and Human Resources, and Commerce, Science, and Transportation. (P.M. 89).

Page 27026

Nominations: Senate received the following nominations:

Elliott Abrams, of the District of Columbia, to be Assistant Secretary of State for Human Rights and Humanitarian Affairs.

Glenn L. Archer, Jr., of Virginia, to be an Assistant Attorney General.

John R. Kendall, to be U.S. Marshal for the Western District of Michigan.

Harry Connolly, to be U.S. Marshal for the Northern District of Oklahoma.

John E. Juergensmeyer, of Illinois, Jerald C. Newman, of New York, Julia Li Wu, of California, Elinor M. Hashim, of Connecticut, and Byron Leeds, of New Jersey, each to be a Member of the National Commission on Libraries and Information Science.

One Army nomination in the rank of General.

Routine list of Navy nominations.

Pages 27046–27060

Messages From the President: Page 27060

Messages From the House: Page 27060

Measures Referred: Page 27060

Measures Ordered Placed on Calendar: Pages 27026–27046

Statements on Introduced Bills: Pages 27027–27034

Amendments Submitted for Printing: Page 27036

Notices of Hearings: Page 27036

Committee Authority To Meet: Page 27036

Additional Statements: Pages 27036–27043

Nominations: Pages 27046–27060

Recess: Senate convened at 12 Noon, and recessed at 7:07 p.m., until 9:30 a.m., on Tuesday, November 10, 1981. (For Senate's program, see remarks of Senator Baker in today's Record on page 27046.)

Committee Meetings

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee on Defense began markup of proposed legislation appropriating funds for fiscal year 1982 for the Department of Defense, but did not complete action thereon, and will meet again tomorrow.

BARRIERS TO U.S. TRADE

Committee on Banking, Housing, and Urban Affairs: Subcommittee on International Finance and Monetary Policy held oversight hearings on non-tariff barriers to the export of U.S. services and goods, receiving testimony from William R. Brock, U.S. Trade Representative; Marc E. Leland, Assistant Secretary of the Treasury for International Affairs; Joan E. Spero, American Express Co., and Donald G. McCouch, Manufacturers Hanover Trust Company, Bankers Association for Foreign Trade, both of

New York City; and Henry G. Parker, III, on behalf of the Chamber of Commerce of the United States, and William Fishman, Sullivan & Worcester, both of Washington, D.C.

Hearings were recessed subject to call.

HIGH-LEVEL WASTE DISPOSAL

Committee on Environment and Public Works: Subcommittee on Nuclear Regulation concluded hearings on S. 1662, establishing a Federal program for the interim storage and permanent disposal of high-level nuclear waste from civilian powerplants, after receiving testimony from South Carolina Governor Richard Riley, Columbia; Charles Deaton, on behalf of Mississippi Governor William Winter, Ron Forsythe, Mississippi Department of Energy and Transportation, and John W. Green, Mississippi Energy and Transportation Board, all of Jackson; Alvin E. Rickers, Utah Division of Environmental Health, Salt Lake City; William L. Fisher, University of Texas, Austin; and Phillip Gustafson, Illinois Department of Nuclear Safety, Springfield.

Subcommittee will begin markup of S. 1662 on Thursday, November 12.

I.R.S. INFORMATION DISCLOSURE

Committee on Finance: Subcommittee on Oversight of the Internal Revenue Service concluded hearings on S. 732, providing for the disclosure of Internal Revenue Service information to assist with the enforcement of Federal and State criminal laws, after receiving testimony from Senators Chiles and Nunn; Roscoe L. Egger, Jr., Commissioner, Internal Revenue Service, David G. Glickman, Deputy Assistant Secretary for Tax Policy, and John Walker, Assistant Secretary for Enforcement and Operations, all of the Department of the Treasury; Edward C. Schmultz, Deputy Attorney General, Department of Justice; William J. Anderson, Director, General Government Division, General Accounting Office; and Donald C. Alexander, Morgan, Lewis, & Bockius, Jerome Kurtz, Paul, Weiss, Rifkind, Wharton & Garrison, Edwin S. Cohen, Chamber of Commerce of the United States, and Wade J. Henderson, American Civil Liberties Union, all of Washington, D.C.

STRATEGIC FORCE PROGRAM

Committee on Foreign Relations: Committee resumed hearings on the foreign policy and arms control implications of the President's strategic force modernization program, focusing on the relationship between strategic nuclear forces and U.S. foreign policy and arms control objectives, receiving testimony from Paul C. Warnke, Committee for National Security, General Russell Dougherty (Ret.), Air Force Association, Rear Admiral Eugene Carroll (Ret.), Center for Defense Information, Norman Birnbaum, New Democratic Coalition, and Edward F. Snyder, Friends Committee on National Legislation, all of Washington, D.C.; George Rathjens, Council for a Livable World, Howard Hiatt, International Physicians for the Prevention of Nuclear War, Inc., and H. Jack Geiger, Physicians for Social Responsibility, all of Boston, Massachusetts; and Ethel Taylor, Women Strike for Peace, Philadelphia, Pennsylvania.

Hearings continue of Friday, November 13.

ERISA

Committee on Labor and Human Resources: Subcommittee on Labor resumed hearings on S. 1541, amending the Employee Retirement Income Security Act (ERISA) by simplifying both reporting and disclosure requirements, and the process for employers to provide retirement income to employees, and providing incentives for employers to provide pension benefits to employees, receiving testimony from Charles A. Moran, Manufacturers Hanover Trust Co., on behalf of the American Bankers Association, Edward P. Clarke, Turner Construction Co., on behalf of the Associated General Contractors of America, and Vincent Rubino, American Society of Pension Actuaries, all of New York City; Richard H. Loeber, Aetna Life and Casualty, Hartford, Connecticut, on behalf of the American Council of Life Insurance; John W. Baker, The National Association of Pension Consultants and Administrators, Inc., Atlanta, Georgia; and Theodore R. Groom, on behalf of the Prudential Insurance Company of America/the Equitable Life Assurance Society of the United States/John Hancock Mutual Life Insurance Company/Connecticut General Life Insurance Company/and Aetna Life and Casualty, Frederick D. Hunt, Jr., Society of Professional Benefit Administrators, Stephen G. Kellison, American Academy of Actuaries, James M. Hacking, American Association of Retired Persons, Kathy H. Wilson, National Women's Political Caucus, and Karen W. Ferguson, and Stephen Bruce, both of the Pension Rights Center, all of Washington, D.C.

Hearings continue on Thursday, November 12.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Tuesday, November 10.

Committee Meetings

WAIVER PROPOSAL FOR THE ALASKA GAS TRANSPORTATION SYSTEM

Committee on Energy and Commerce: Subcommittee on Fossil and Synthetic Fuels and the Subcommittee on Energy and the Environment of the Committee on Interior and Insular Affairs concluded joint hearings on the Administration's proposal to waive several provisions of law for the benefit of the Alaska Natural Gas Transportation System under procedures specified in the Alaska Natural Gas Transportation Act. Testimony was heard from Richard E. Rowberg, Program Manager for Energy, Office of Technology Assessment, and public witnesses.

CRIMINAL CODE REVISION ACT

Committee on the Judiciary: Subcommittee on Criminal Justice continued hearings on H.R. 4711, Criminal Code Revision Act of 1981, and a similar bill H.R. 1647. Testimony was heard from Jonathan Rose, Assistant Attorney General, Office of Legal Policy, Department of Justice.

Hearings continue tomorrow.

SURPLUS BUTTER

Committee on Merchant Marine and Fisheries: Held an oversight hearing on the sale of surplus butter to New Zealand. Testimony was heard from Adm. Harold Shear, Administrator, Maritime Administration, Department of Commerce; Richard A. Smith, Administrator, Foreign Agricultural Service, USDA, and public witnesses.

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Tuesday, November 10, 1981

Senate

Chamber Action

Routine Proceedings, pages 27082–27153

Bills Introduced: Six bills and five resolutions were introduced, as follows: S. 1831–1836, S.J. Res. 123–124, S. Con. Res. 47–48, and S. Res. 242.

Pages 27113, 27119–27120

Bills Reported: Reports were made as follows:

S.J. Res. 34, designating the week of February 15, 1982, as "National Patriotism Week", with amendments.

S. 1192, providing for the completion of Union Station, Washington, D.C., as primarily a transportation center, with amendments (S. Rept. No. 97–269).

H.R. 4734, granting a Federal charter to the Italian American War Veterans of the United States.

Pages 27112–27113

Measure Passed:

Italian American War Veterans of the United States: Senate passed H.R. 4734, granting a Federal charter to the Italian American War Veterans of the United States.

Pages 27151–27152

Export Administration Authorizations, 1982–83: Senate continued consideration of S. 1112, authorizing funds for fiscal years 1982 and 1983 to carry out the purposes of the Export Administration Act, taking action on additional amendments proposed thereto, as follows:

Adopted:

(1) By 50 yeas to 35 nays, Heinz Amendment No. 626, (to Chiles Amendment No. 625), in the nature of a substitute, providing that the Administration shall emphasize and continue to implement policies necessary to sustain the downward movement of interest rates. Chiles Amendment No. 625, as amended, was then agreed to.

Page 27093

(2) By 77 yeas to 12 nays, Kennedy unprinted amendment No. 603, providing that the President shall take appropriate actions to encourage banking or other financial institutions to exercise on a voluntary basis restraint in extending credit for the purpose of unproductive large scale corporate takeovers; and that such actions shall include consultation and cooperation with the Board of Governors of the Federal Reserve System.

Page 27095

Rejected:

By 32 yeas to 52 nays, Chiles Amendment No. 627 (to Chiles Amendment No. 625), to direct the President, in cooperation with the Board of Governors of the Federal Reserve System, shall by November 25 exercise appropriate authorities to assure an adequate flow of credit to small borrowers at affordable prices.

Page 27093

Pending is Percy Amendment No. 624, to require affirmative vote by joint resolution of Congress in any future instance of selective embargo of agricultural products; to clarify national security control to exclude agricultural products; and if President selectively embargoes agricultural trade products, President would need joint resolution of approval and Congress would have 60 days to approve.

Page 27099

A unanimous consent agreement was reached for further consideration of the bill and amendments proposed thereto, on Thursday, November 12.

Page 27099

Pages 27086–27098

Departments of Commerce, Justice and State Appropriations, 1982: Senate began consideration of H.R. 4169, appropriating funds for fiscal year 1982 for the Departments of State, Justice and Com-

merce, and the Judiciary, agreeing to committee amendments (with certain exceptions) and amendments proposed thereto, as follows:

(1) Weicker unprinted amendment No. 604, of a technical nature.

Page 27104

(2) Weicker unprinted amendment No. 605, providing $2,000,000 to the Federal Bureau of Investigation for fingerprint identification, providing $828,000 to the National Institute of Corrections for State and local training, and reducing the appropriation for the Department of State by $10,000,000.

Page 27104

Senate will continue consideration of the bill and amendments proposed thereto on Thursday, November 12, with no rollcall votes to occur prior to 3 p.m.

Page 27151

Pages 27009-27104

Vice Presidential Appointment: The Chair on behalf of the Vice President appointed Senator Levin to the Franklin Delano Roosevelt Memorial Commission.

Page 27153

Authority To Receive Messages: The Secretary of the Senate was authorized to receive and appropriately refer messages from the President and the House of Representatives during the recess of the Senate over until Thursday, November 12, 1981.

Authority To Sign Measures: The President of the Senate, the President pro tempore, and the Acting President pro tempore were authorized to sign duly enrolled bills and joint resolutions during the recess of the Senate over until Thursday, November 12, 1981.

Page 27153

Executive Reports: Senate received Executive Reports as follows:

S. Ex. Res. 2, providing for the return to the President of various income tax treaties (Ex. F, 89-1; Ex. D, 94-2; and Ex. E, 88-1), (Ex. Rept. No. 97-25).

Ex. Y, 96th Cong., 2nd Sess., Tax Treaty with the People's Republic of Bangladesh for the avoidance of double taxation and the prevention of fiscal evasion with respect to taxes on income and the encouragement of international trade and investment, without reservation but subject to two understandings (Ex. Rept. No. 97-26).

Ex. U, 96th Cong., 2nd Sess., Tax Treaty with the Arab Republic of Egypt for the avoidance of double taxation and the prevention of fiscal evasion with respect to taxes on income and the encouragement of international trade and investment, subject to a reservation and an understanding (Ex. Rept. No. 97-27).

Treaty Doc. No. 97-1, 97th Cong., 1st Sess., Tax Treaty with the Federal Republic of Germany for the avoidance of double taxation and the prevention of fiscal evasion with respect to taxes on estates of deceased persons and on gifts, without reservation but subject to an understanding (Ex. Rept. No. 97-28).

Ex. C, 94th Cong., 2nd Sess., and Ex. M, 96th Cong., 2nd Sess., Tax Treaty and Proposed Protocol with the State of Israel for the avoidance of double taxation and the prevention of fiscal evasion with respect to taxes on income and the encouragement of international trade and investment, without reservation, but subject to an understanding (Ex. Rept. No. 97-29).

Ex. E, 96th Cong., 2nd Sess., Tax Treaty with the Republic of Malta for the avoidance of double taxation and the prevention of fiscal evasion with respect to taxes on income and the encouragement of international trade and investment, with an amendment and subject to an understanding (Ex. Rept. No. 97-30).

Ex. H, 95th Cong., 2nd Sess., Tax Treaty with the Kingdom of Morocco for the avoidance of double taxation and the prevention of fiscal evasion with respect to taxes on income and the encouragement of international trade and investment, subject to a reservation and an understanding (Ex. Rept. No. 97-31).

Ex. Z, 96th Cong., 2nd Sess., Protocol to the Tax Treaty with the Kingdom of Norway for the avoidance of double taxation and the prevention of fiscal evasion with respect to taxes on income, without reservation but subject to an understanding (Ex. Rept. No. 97-32).

Page 27113

Confirmations: Senate confirmed the following nominations:

Francis S. M. Hodsoll, of Virginia, to be Chairman of the National Endowment for the Arts.

William H. Kennedy, to be U.S. Attorney for the Southern District of California.

Ronald D. Lahners, to be U.S. Attorney for the District of Nebraska.

Gerald D. Fines, to be U.S. Attorney for the Central District of Illinois.

W. Hunt Dumont, to be U.S. Attorney for the District of New Jersey.

Charles R. Brewer, to be U.S. Attorney for the Western District of North Carolina.

Lincoln C. Almond, to be U.S. Attorney for the District of Rhode Island.

John P. Alderman, to be U.S. Attorney for the Western District of Virginia.

Elsie L. Munsell, to be U.S. Attorney for the Eastern District of Virginia.

Charles Pennington, Jr., to be U.S. Marshal for the Eastern District of Kentucky.

Kernan H. Bagley, to be U.S. Marshal for the District of Oregon.

Blaine Skinner, to be U.S. Marshal for the District of Idaho.

Delaine Roberts, to be U.S. Marshal for the District of Wyoming.

Joseph W. Brown, of Nevada, to be a Member of the Foreign Claims Settlement Commission of the United States.

Page 27154

Nominations: Senate received the following nominations:

Edwin G. Corr, of Oklahoma, to be Ambassador to Bolivia.

James D. Theberge, of the District of Columbia, to be Ambassador to Chile.

Melvin H. Evans, of the Virgin Islands, to be Ambassador to the Republic of Trinidad and Tobago.

Routine list of Navy nominations.

Pages 27153–27154

Messages From the President: Page 27112

Statements on Introduced Bills: Pages 27112–27119

Amendments Submitted for Printing: Page 27120

Notices of Hearings: Page 27121

Additional Statements: Pages 27121–27151

Nominations: Pages 27153–27154

Confirmations: Page 27154

Record Votes: Three record votes were taken today. (Total—363)

Pages 27093–27094, 27099

Recess: Senate convened at 9:30 a.m., and recessed at 2:50 p.m., until 11:30 a.m., on Thursday, November 12, 1981. (For Senate's program see remarks of Senator Baker in today's Record on page 27153

Committee Meetings

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee on Defense approved for full committee consideration with amendments proposed legislation appropriating funds for fiscal year 1982 for the Department of Defense.

BUDGET REDUCTIONS—HUD

Committee on Appropriations: Subcommittee on HUD-Independent Agencies met in closed session to discuss the effects of the Administration's proposed budget reductions for certain programs administered by the Department of Housing and Urban Development, and certain independent agencies, agreed to in H.R. 4034, fiscal year 1982 HUD appropriations, but made no announcements, and recessed subject to call.

STRATEGIC FORCE MODERNIZATION PROGRAM

Committee on Armed Services: Subcommittee on Strategic and Theater Nuclear Forces resumed open and closed hearings on the President's proposed strategic force modernization program and budgeting, focusing on the Air Force MX and B–1 programs, receiving testimony from Richard D. DeLauer, Under Secretary of Defense for Research and Engineering, and Lt. General Kelly H. Burke, Deputy Chief of Air Force Staff for Research, Development and Acquisition.

Subcommittee recessed subject to call.

NOMINATION

Committee on Banking, Housing, and Urban Affairs: Committee approved for reporting the nomination of Jeffrey S. Bragg, of Ohio, to be Federal Insurance Administrator, Federal Emergency Management Agency.

SECOND CONCURRENT BUDGET RESOLUTION

Committee on the Budget: Committee began markup of proposed Second Concurrent Resolution on the Congressional Budget for fiscal year 1982, but did not complete action thereon, and will meet again on Thursday, November 12.

STAGGERS RAIL ACT

Committee on Commerce, Science and Transportation: Subcommittee on Surface Transportation concluded oversight hearings on the implementation and effects of the Staggers Rail Act of 1980 (P.L. 96–448), reducing ICC regulations of the railroad industries and providing opportunities for railroads to improve their financial viability, after receiving testimony from Senator Burdick; Robert W. Blanchette, Administrator, Federal Railroad Administration, Department of Transportation; Reese H. Taylor, Chairman, Interstate Commerce Commission; Bruce Hagen, North Dakota Public Service Commission, Bismark; Henry Allyn, Pittsburgh and Lake Erie Railroad, Pittsburgh, Pennsylvania; Curtis J. Hockaday, Green Bay and Western Railroad, Green Bay, Wisconsin; and William H. Dempsey, American Association of Railroads, James A. Hagen, Sr., Conrail, Robert Lundgren, representing Detroit Edison Co., J. Raymond Clark, on behalf of Louisiana Utilities and Edison Electric Institute, C. Michael Loftus, representing Western Coal Traffic League/American Public Power Association/National Rural Electric Cooperative Association/Consumer Owned Power Coalition, Carl E. Bagge, National Coal Association, James W. Lawson, representing Nevada Power

Company, Walter E. Morgan, National Industrial Traffic League, Donald G. Griffin, representing Chemical Manufacturers Association, Edwin M. Wheeler, The Fertilizer Institute, Paul Stepner, National Grain and Feed Association, and Fred M. Zitto, representing the American Paper Institute, all of Washington, D.C.

BUSINESS MEETING

Committee on Energy and Natural Resources: Committee ordered favorably reported the following measures:

S.J. Res. 115, approving the President's recommended waiver of law to expedite the construction and initial operation of the Alaska Natural Gas Transportation System; and

S. 901, authorizing the Secretary of the Interior to acquire the Georgetown waterfront within the District of Columbia and administer it as part of the National Capital park system.

WORLD COAL MARKET

Committee on Energy and Natural Resources: Subcommittee on Energy and Mineral Resources held oversight hearings on America's role in the world coal export market, focusing on the problems encountered by the coal export industry and what aid and assistance is needed to overcome the problems, receiving testimony from European coal buying nations and coal companies regarding their country's coal needs and policies. Testimony was heard from Senator Specter; Zachariah Allen, F.R. Schwab & Associates, Inc., and Williem G. Daniels, Association Technique de L'Importation Charbonnier (A.T.I.C.), Paris, both of New York City; Erkki Vaara, Ministry of Trade and Industry, of Finland, Helsinki; Poul Sachmann, ELSAM, Fredericia, Denmark; W.G.M. van de Gevel, Netherlands Ministry of Economic Affairs, The Hague; Baudouin Luyck, Carbomet S.A. and S.A. Belgium Bunkering and Stevedoring Company, Brussels, Belgium; Pier Luigi Renier, Italsider S.p.A., Genova, Italy; and Nils Starfelt, Swedish Counselor for Science and Technology, F.B.A.M. van Haren, First Economic Secretary, Royal Netherlands Embassy, Washington, D.C., and German Dominguez, Industry and Energy Attache of Spain, all of Washington, D.C.

Hearings continue on Tuesday, December 1.

CLEAN AIR ACT

Committee on Environment and Public Works: Committee resumed of proposed amendments to the Clean Air Act (P.L. 95-95), but did not complete action thereon, and will meet again on Tuesday, November 17.

TAX PROBLEMS OF ARTISTS

Committee on Finance: Subcommittee on Estate and Gift Taxation concluded hearings on S. 649, amending current estate tax laws to ease the burden of inheritance taxes for the heirs of artists, and reversing the decline in donations of art to nonprofit institutions, S. 851 and S. 852, bills increasing the amount artists may deduct in taxes for their charitable contributions, after receiving testimony from Senator Metzenbaum; Representative Richmond; Daniel J. Boorstin, Librarian of Congress; Elie Siegmeister, New York City, on behalf of the Council of Creative Artists, Libraries and Museums; Jane Livingston, Corcoran Gallery of Art, Washington, D.C., on behalf of the American Association of Museums and the American Arts Alliance; Irwin Karp, Authors League of America, New York City; Norman E. Tanis, California State University, Northridge, on behalf of the American Library Association; Gordon Hanes, Winston-Salem, North Carolina; and Roscoe Rouse, Oklahoma State University, Stillwater, on behalf of the Association of Research Libraries.

BUSINESS MEETING

Committee on Foreign Relations: Committee ordered favorably reported the following business items:

Two related Protocols to the Convention on International Civil Aviation (Ex. N, 96th Cong., 1st sess., and Ex. O, 96th Cong., 1st sess.), Protocol relating to an amendment to the Convention on International Civil Aviation (Treaty Doc. No. 97-4), Antarctic Living Resources Treaty (Ex. X, 96th Cong., 2nd sess.), and Reciprocal Fisheries Agreement with the United Kingdom of Great Britain and Northern Ireland; and

The nominations of Kenneth L. Adelman, of Virginia, John Sherman Cooper, of Kentucky, Benjamin A. Gilman, U.S. Representative from New York, Andy Ireland, U.S. Representative from Florida, and Jeane J. Kirkpatrick, of Maryland, each to be a Representative of the United States to the Thirty-sixth Session of the General Assembly of the United Nations; and Bruce F. Caputo, of New York, George Christopher, of California, Charles M. Lichenstein, of the District of Columbia, William Courtney Sherman, of Virginia, and Jose S. Sorzano, of Virginia, each to be an Alternate Representative of the United States to the Thirty-sixth Session of the General Assembly of the United Nations.

Also, committee began consideration of S. 854, establishing an Office of Foreign Missions responsible for providing benefits for foreign missions on terms approved by the Secretary of State, and S. 1611, providing for the completion of the planned International Diplomatic Center within the Federally-owned Bureau of Standards site in the District of Columbia, but did not complete action thereon, and recessed subject to call.

TREATIES

Committee on Foreign Relations: Committee concluded hearings on the following treaties: Treaty of Extradition between the U.S. and the Netherlands (Treaty Doc. No. 97-7), Treaty on Mutual Legal Assistance between the U.S. and the Netherlands (Treaty Doc. No. 97-16), Treaty of Extradition between the U.S. and the Republic of Colombia (Treaty Doc. No. 97-8), and Treaty of Mutual Legal Assistance between the U.S. and the Republic of Colombia (Treaty Doc. No. 97-11), after receiving testimony from Joseph H. Linneman, Deputy Assistant Secretary of State for International Narcotics Matters, Daniel W. McGovern, Deputy Legal Advisor, and Thomas J. Ramsey, Attorney-Advisor, all of the Department of State; and Michael Abell, Director, Office of International Affairs, Criminal Division, Department of Justice.

YELLOW RAIN

Committee on Foreign Relations: Subcommittee on Arms Control, Oceans and International Operations, and Environment concluded hearings on "Yellow Rain" and other forms of chemical and biological warfare in Asia, after receiving testimony from Representative Leach; Richard R. Burt, Director, Bureau of Politico-Military Affairs, and Gary B. Crocker, Office of Politico-Military Analysis, Bureau of Intelligence and Research, both of the Department of State; Robert Mikulak, Physical Science Officer, Arms Control and Disarmament Agency; Amoretto Hoeber, Deputy Assistant Secretary of the Army for Research, Development and Acquisition, and Sharon Watson, U.S. Army Medical, Intelligence and Information Agency; Chester Mirocha, University of Minnesota, St. Paul; Mathew Meselson, Harvard University, Cambridge, Massachusetts; Karen McKay, Committee for a Free Afghanistan, and Sterling Seagrave, both of Washington, D.C.; Jane Hamilton-Merritt, Redding Ridge, Connecticut; and James Coyne, Boulder, Colorado.

NARCOTICS TRAFFICKING

Committee on Governmental Affairs: Permanent Subcommittee on Investigations held hearings on international narcotics trafficking, focusing on the social, economic and political realities of drug growing countries in both Southeast Asia and South America, receiving testimony from Gregory B. English, Attorney, Narcotics and Dangerous Drug Section, Criminal Division, Department of Justice; Len Tracy, Special Agent, Illinois District Office, Springfield, Office of Criminal Investigation, Internal Revenue Service, Department of the Treasury; and public witnesses.

Hearings continue on Thursday, November 12.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following business items:

The nominations of Charles R. Brewer, to be U.S. Attorney for the Western District of North Carolina, William H. Kennedy, to be U.S. Attorney for the Southern District of California, Ronald D. Lahners, to be U.S. Attorney for the District of Nebraska, W. Hunt Dumont, to be U.S. Attorney for the District of New Jersey, Elsie L. Munsell, to be U.S. Attorney for the Eastern District of Virginia, Gerald D. Fines, to be U.S. Attorney for the Central District of Illinois, John P. Alderman, to be U.S. Attorney for the Western District of Virginia, Lincoln C. Almond, to be U.S. Attorney for the District of Rhode Island, Charles Pennington, Jr., to be U.S. Marshal for the Eastern District of Kentucky, Kernan H. Bagley, to be U.S. Marshal for the District of Oregon, Blaine Skinner, to be U.S. Marshal for the District of Idaho, Delaine Roberts, to be U.S. Marshal for the District of Wyoming, and Joseph W. Brown, of Nevada, to be a Member of the Foreign Claims Settlement Commission of the United States;

S. 691, strengthening the laws by increasing the penalties for the criminal infringement of a copyright involving the reproduction or distribution of phonorecords, motion pictures, or audiovisual works, with amendments;

S.J. Res. 34, designating the week of February 15, 1982, as "National Patriotism Week", with amendments; and

H.R. 4734, granting a Federal Charter to the Italian American War Veterans of the United States, in lieu of S. 32.

HOME HEALTH CARE

Committee on Labor and Human Resources: Committee concluded hearings on S. 234, encouraging the establishment of home health care programs and providing expanded coverage of home health services under the medicare and medicaid programs, after receiving testimony from Eleanor Chelimsky, Director, Institute for Program Evaluation, and Tom Dowdal, Group Director, Human Resources Division, both of the General Accounting Office; Mark Blitz, Assistant Director, Policy Planning, ACTION Agency; Helen Hayes, Nyack, New York; Philip W. Brickner, and Anthony Lechich, both of St. Vincent's Hospital and Medical Center, New York City; Elmer Cerin, Amyotrophic Lateral Sclerosis Society, Washington, D.C. area; E. Winslow Turner, Washington, D.C., and Marylin Schaengold, Holy Cross Hospital, Silver Spring, Maryland, both on behalf of the National Multiple Sclerosis Society; Donald W. Wortley, Council of Home Health Agencies and Community Health Services of the

National League for Nursing, Salt Lake City, Utah; Ronald E. Rosenberg, Home Health Services and Staffing Association, Kalamazoo, Michigan; William J. Simione, Simione & Simione, Hamden, Connecticut, Ronald B. Beck, American Federation of Home Health Agencies, Inc., Verona, Pennsylvania.

House of Representatives

Chamber Action

Bills Introduced: 11 public bills, H.R. 4928–4938; and 8 resolutions, H.J. Res. 357–360, H. Con. Res. 215–217, and H. Res. 266 were introduced.

Pages 27080–27081

Bills Reported: Reports were filed as follows:

H.R. 3231, to further the national security of the United States and the Nation's economy by providing grants for foreign language study for elementary and secondary school students and to provide for per capita grants to reimburse institutions of higher education for part of the costs of providing foreign language instruction, amended (H. Rept. 97–316); and

H.R. 4793, to amend title 5, United States Code, to extend the Federal Physicians Comparability Allowance Act of 1978, amended (H. Rept. 97–317).

Page 27080

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Foley to act as Speaker pro tempore for today.

Page 27066

District of Columbia Appropriations: House disagreed to the Senate amendments to H.R. 4522, making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1982; and agreed to a conference. Appointed as conferees: Representatives Dixon, Natcher, Stokes, Wilson, Lehman, Whitten, Coughlin, Green, Porter, and Conte.

Page 27070

Presidential Message—Deferrals and Rescissions: Read a message from the President wherein he reports nine deferrals totaling $132 million and one proposal to rescind $20.5 million in budget authority—referred to the Committee on Appropriations and ordered printed (H. Doc. 97–106).

Page 27070

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Adjourned at 12:48 p.m.

Committee Meetings

NONATTAINMENT AND PREVENTION OF SIGNIFICANT DETERIORATION

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on the prevention of significant deterioration and nonattainment provisions of the Clean Air Act. Testimony was heard from public witnesses.

PACIFIC NORTHWEST POWER ACT IMPLEMENTATION

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations and the Subcommittee on Energy Conservation and Power held a joint hearing on the implementation of the provisions of the Pacific Northwest Power Act of 1980. Testimony was heard from J. Dexter Peach, Director, Energy and Minerals Division, GAO; Joseph J. Tribble, Assistant Secretary for Conservation and Renewable Energy, Department of Energy; Dale Evans, representing the National Marine Fisheries Service, Department of Commerce and public witnesses.

CRIMINAL CODE REVISION ACT

Committee on the Judiciary: Subcommittee on Criminal Justice continued hearings on H.R. 4711, Criminal Code Revision Act of 1981, and a similar bill H.R. 1647. Testimony was heard from public witnesses.

REPORT; OVERSIGHT

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and Navigation approved for full Committee action a report entitled, "Semper Paratus: The United States Coast Guard, 1981." The Subcommittee also held an oversight hearing on the Coast Guard Roles and Missions Study currently being conducted by the Executive Branch. Testimony was heard from Darrell M. Trent, Deputy Secretary, Department of Transportation.

CONSUMER PRICE INDEX

Committee on Post Office and Civil Services: Subcommittee on Census and Population held a hearing on budget cuts, unemployment data, and changes in the Consumer Price Index. Testimony was heard from Janet L. Norwood, Commissioner of Labor Statistics, Department of Labor and public witnesses.

OVERSIGHT

Committee on Veterans' Affairs: Subcommittee on Education, Training and Employment held an oversight hearing on employment of veterans in the Federal Government. Testimony was heard from Donald J. Devine, Director, Office of Personnel Management; representatives of veterans' organizations and a public witness.

Joint Meeting

FARM BILL

Conferees continued to resolve their differences between the Senate- and House-passed versions of S. 884, authorizing funds for fiscal years 1982 through 1985 for commodity price support programs administered by the Department of Agriculture, for agriculture research and conservation, and agriculture exports, but did not complete action thereon, and will meet again tomorrow.

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Thursday, November 12, 1981

Senate

Chamber Action

Routine Proceedings, pages 27260–27345

Bills Introduced: Eleven bills and four resolutions were introduced, as follows: S. 1837–1847, S.J. Res. 125–127, and S. Res. 243.

Pages 27326, 27335–27336

Bills Reported: Reports were made as follows:

S. 1493, deauthorizing certain water resource projects within the jurisdiction of the U.S. Army Corps of Engineers, with amendments (S. Rept. No. 97–270).

H.R. 4241, appropriating funds for fiscal year 1982 for military construction programs of the Department of Defense, with amendments (S. Rept. No. 97–271).

Page 27326

Measures Passed:

Export Administration Authorizations, 1982–83: Senate passed H.R. 3567, authorizing funds for 1982 and 1983 to carry out the purposes of the Export Administration Act, after striking all after the enacting clause and inserting in lieu thereof the text of S. 1112, Senate companion measure, after taking action on additional amendments proposed thereto as follows:

Adopted:

(1) Percy unprinted amendment No. 617 (to Percy Amendment No. 624), in the nature of a substitute, requiring (effective on January 21, 1985) affirmative vote by joint resolution of Congress in any future instance of selective embargo of agricultural products, clarifying national security control to exclude agricultural products; and if the President selectively embargoes agricultural trade products, President would need joint resolution of approval and Congress would have sixty days to approve. (By 66 yeas to 20 nays, Percy Amendment No. 624, as amended, was agreed to.)

Page 27305

(2) By 49 yeas to 35 nays, Heinz-Percy unprinted Amendment No. 619 (to Robert C. Byrd modified Amendment No. 628), providing that no provision of the Act or any other Act shall be construed as prohibiting the use of the Act as authority for a total embargo in the event of Soviet or Warsaw Pact military action against Poland; and that it is the sense of the Senate that a suspension of or restriction on all exports from the United States to the Union of Soviet Socialist Republics, shall be imposed if the Union of Soviet Socialist Republics, or its allies, engages in direct military action against Poland, including but not limited to an armed invasion. (Robert C. Byrd modified Amendment No. 628, as amended, was subsequently agreed to.)

Page 27312

Rejected:

By 39 yeas to 45 nays, Robert C. Byrd unprinted amendment No. 618 (to Robert C. Byrd modified Amendment No. 628), in the nature of a substitute, providing that a suspension of or restriction on all exports from the United States to the Union of Soviet Socialist Republics shall be imposed if the Union of Soviet Socialist Republics, or its allies, engages in direct military action against Poland, including but not limited to an armed invasion; and that such suspension or restriction of all exports from the United States to the Soviet Union shall be imposed unless the President certifies to the Congress within 60 days of direct military intervention in Poland by the Soviet Union or its allies that the suspension is not in the national security and foreign policy interests of the United States.

Page 27312

S. 1112, Senate companion measure, was indefinitely postponed.

Page 27314

Pages 27304–27314

Departments of Commerce, Justice, and State Appropriations, 1982: Senate continued consideration of H.R. 4169, appropriating funds for fiscal year 1982 for the Departments of State, Justice, and Commerce, and the Judiciary, taking action on additional amendments proposed thereto as follows:

Adopted:

(1) Stevens unprinted amendment No. 606, providing, for payment of claims and expenses to carry out the provisions of Section 7 of the Fishermen's Protective Act of 1967 (P.L. 90–482), as amended, there are appropriated not to exceed $1,800,000 from the fees collected from fishing vessel owners pursuant to Section 7 of that Act, to remain available until expended.

Page 27274

(2) Hayakawa-Levin unprinted amendment No. 607, providing that during 1982, the Administrator of the Small Business Administration shall enter into commitments to guarantee not less than $175,000,000 of contingent liability for principal, subject only to the absence of qualified contracts pursuant to section 404 of the Small Business Investment Act of 1958.

Page 27275

(3) Kasten unprinted amendment No. 608, reducing funds for the Federal Trade Commission from $71,958,000 to $68,100,000.

Page 27277

(4) Hawkins unprinted amendment No. 609, authorizing the Attorney General to acquire and exchange information regarding certain deceased individuals and missing children.

Page 27285

(5) By unanimous vote of 85 yeas, Thurmond unprinted amendment No. 611 (to Metzenbaum unprinted amendment No. 610), in the nature of a substitute, providing that it is the sense of the Senate that the Department of Justice and the Federal Trade Commission seek actively and vigorously to enforce the antitrust laws. (Metzenbaum unprinted amendment No. 610, as amended, was subsequently agreed to.)

Page 27288

(6) Thurmond (for Dole) unprinted amendment No. 612, indicating an intent that funds shall be used for the preparation of recommendations for the exchange of computerized records.

Page 27295

(7) Weicker-Inouye modified unprinted amendment No. 613, providing it is the sense of the Senate that the President, in consultation with the Congress, develop an effective foreign policy to address expansion of the economic and political influence of the Soviet Union in the Caribbean region generally and in Cuba specifically; and that in developing such a policy, the President shall consider the full range of economic and diplomatic options with the nations of the region in order to promote stability, human rights and economic development for the people of the region.

Page 27298

(8) Cohen unprinted amendment No. 614, preventing the conversion of the Portland Weather Service Forecast Office located in Portland, Maine, to a weather service office.

Page 27300

(9) Hollings-Inouye unprinted amendment No. 615, providing for the development of recommendations to Congress by December 1, 1981, regarding the future of the Asia Foundation.

(10) Committee amendment on page 42, providing for a grant to the Asia Foundation of $4,100,000, to remain available until expended.

Page 27301

(11) Hawkins unprinted amendment No. 620, prohibiting the obligation or expenditure of funds for the detention or processing of certain aliens at facilities in the State of Florida.

Page 27315

Rejected:

(1) By 3 yeas to 82 nays, committee amendment on page 2, to strike language which prohibits the prosecution of any person for failure to return forms associated with the 1978 Census of Agriculture, or the preparation of similar forms for any future agricultural census.

Page 27297

(2) Committee amendment on page 12, to strike the language providing that no part of any appropriation contained in the title (Title I) shall be obligated or expended for promoting or conducting trade relations with Cuba. (By unanimous vote of 84 yeas, Senate tabled the committee amendment.)

Page 27300

Pending is Weicker unprinted amendment No. 616, (printed amendment No. 629), relating to Legal Services Corporation.

Page 27302

Senate will continue consideration of the bill and amendments proposed thereto on Friday, November 13, 1981.

Pages 27274–27304, 27315–27318

Presidential Message: Senate received a message from the President transmitting notice stating that the Iran emergency is to continue in effect beyond the November 14, 1981, anniversary date, which was referred to the Committee on Foreign Relations (P.M.–90).

Page 27324

Nomination Withdrawn: Senate received the withdrawal of the nomination of Richard J. Bishirjian, of New York, to be an Associate Director of the International Communication Agency.

Page 27347

Nominations: Senate received a routine list of Navy nominations.

Pages 27345–27347

Messages From the President: Page 23724

Messages From the House: Pages 27324–27325

Communications: Pages 27325–27326

Statements on Introduced Bills: Pages 27326–27334

Amendments Submitted for Printing: Page 27336

Notices of Hearings: Page 27336

Committee Authority To Meet: Page 27336

Additional Statements: Pages 27336–27345

Nominations: Pages 27345–27347

Record Votes: Six record votes were taken today. (Total—369)

Pages 27296–27297, 27300, 27306, 27313

Recess: Senate convened at 11:30 a.m., and recessed at 9:29 p.m., until 9:30 a.m., on Friday, November 13, 1981. (For Senate's program see remarks of Senator Baker in today's Record on page 27345.)

Committee Meetings

APPROPRIATIONS—MILITARY CONSTRUCTION

Committee on Appropriations: Committee ordered favorably reported with amendments H.R. 4241, appropriating funds for fiscal year 1982 for military construction programs of the Department of Defense.

STRATEGIC FORCES MODERNIZATION PROGRAM

Committee on Armed Services: Subcommittee on Strategic and Theater Nuclear Forces resumed open and closed hearings on the President's proposed strategic forces modernization program, receiving testimony from General Richard H. Ellis, U.S. Air Force (Retired), former Commander-in-Chief, Strategic Air Command.

Hearings continue tomorrow.

NAVAL PETROLEUM RESERVES

Committee on Armed Services: Subcommittee on Preparedness held hearings on S. 1744, authorizing funds for fiscal years 1982 and 1983 for conservation, exploration, development, production, sale, and use of naval petroleum and oil shale reserve programs of the Department of Energy, receiving testimony from William A. Vaughan, Assistant Secretary of Energy for Environmental Protection, Safety and Emergency Preparedness; Captain Gordon R. Gilmore, Commander, Naval Petroleum Reserves, Department of Energy; Richard D. Webster, Deputy Assistant Secretary of Defense for Logistics and Material Management; D. T. Magee, Chevron, OSA, Inc., San Francisco, California; and James H. Lopeman, Independent Refiners Association of California, Inc., Los Angeles.

Hearings were recessed subject to call.

YAMAL PIPELINE

Committee on Banking, Housing, and Urban Affairs: Committee concluded oversight hearings on the proposed pipeline transporting natural gas from the Soviet Union's Yamal gasfields to Western Europe, focusing on the role of U.S. export controls, after receiving testimony from Representative Nelligan; Robert D. Hormats, Assistant Secretary of State for Economic and Business Affairs; Richard N. Perle, Assistant Secretary of Defense for International Security Policy; Lawrence Brady, Assistant Secretary of Commerce; John H. Gibbons, Director, Office of Technology Assessment; Arnold Kramish, Project High Frontier, Washington, D.C.; and Roger W. Robinson, Jr., Chase Manhattan Bank, New York City.

SECOND CONCURRENT BUDGET RESOLUTION

Committee on the Budget: Committee resumed markup of the proposed Second Concurrent Resolution on the Congressional Budget for fiscal year 1982, but did not complete action thereon, and will meet again tomorrow.

OIL SHALE RESOURCES

Committee on Energy and Natural Resources: Committee resumed markup of S. 1484, promoting the development of oil shale resources by revising the authority to lease lands containing oil shale deposits, but did not complete action thereon, and will meet again on Wednesday, November 18.

OIL AND GAS CONSERVATION

Committee on Energy and Natural Resources: Committee concluded hearings on S.J. Res. 111, consenting to an extension and renewal of the interstate compact to conserve oil and gas, after receiving testimony from Andrew V. Bailey, Chief, Conservation Division, U.S. Geological Survey, Department of the Interior; and Richard C. Byrd, Ottawa, Kansas, and W. Timothy Dowd, Oklahoma City, Oklahoma, both on behalf of the Interstate Oil Compact Commission.

HIGH-LEVEL WASTE DISPOSAL

Committee on Environment and Public Works: Subcommittee on Nuclear Regulation approved for full committee consideration with amendments S. 1662, establishing a Federal program for the interim storage and permanent disposal of high-level nuclear waste from civilian powerplants.

Full committee will mark up S. 1662 on Monday, November 16.

ASSISTANCE TO PAKISTAN

Committee on Foreign Relations: Committee held hearings on U.S. policy and assistance proposals for Pakistan, focusing on the proposed sale of F–16 aircraft and certain economic assistance, receiving testimony from James L. Buckley, Under Secretary of State for Security Assistance; Peter McPherson, Administrator, and Joseph Wheeler, Deputy Administrator, both of the Agency for International Development; Philip R. Mayhew, Deputy Director of Near East-South Asian Affairs, International Security Affairs, Department of Defense; and Archelaus R. Turrentine, Deputy Assistant Director, Bureau of

Nuclear and Weapons Control, Arms Control and Disarmament Agency.

Hearings were recessed subject to call.

NARCOTICS TRAFFICKING

Committee on Governmental Affairs: Permanent Subcommittee on Investigations resumed hearings on international narcotics trafficking, focusing on the social, economic and political realities of drug growing countries in Southeast Asia, receiving testimony from John O'Neil, Regional Office for Southeast Asia, and Dennis Morton, Chief, Western Section, Office of Intelligence, both of the Drug Enforcement Administration, Department of Justice; Rear Admiral D. C. Thompson, Chief, Office of Operations, and Lt. Commander Terrance P. Hart, Acting Chief, General Law Enforcement Branch, both of the U.S. Coast Guard; Eleanore J. Hill, Assistant Counsel to the Minority, Permanent Subcommittee on Investigations; and Lt. Richard W. Wright, Los Angeles Police Department, Los Angeles, California.

Hearings continue tomorrow.

FREEDOM OF INFORMATION ACT

Committee on the Judiciary: Subcommittee on the Constitution concluded hearings on S. 1730 and S. 1751, bills revising certain provisions of the Freedom of Information Act by providing protectable interest in national security information, law enforcement investigations, business confidentiality, and personal property, after receiving testimony from William H. Webster, Director, Federal Bureau of Investigation, Department of Justice; Charles S. Rowe, The Free Lance-Star, Fredericksburg, Virginia, representing the American Newspaper Publishers' Association; Morton Halperin, Alan Adler, and Cornish F. Hitchcock, all on behalf of the American Civil Liberties Union, Washington, D.C.; Antonin Scalia, University of Chicago, Chicago, Illinois; Edward Cony, Dow Jones and Co., Inc., New York City, on behalf of the American Society of Newspaper Editors; Jean Otto, Milwaukee Journal, Milwaukee, Wisconsin, and Ernie Ford, KSL–TV, Salt Lake City, Utah, both representing the Society of Professional Journalists, Sigma Delta Chi; and Anna Nelson, Washington, D.C., on behalf of the Organization of American Historians.

ABORTION

Committee on the Judiciary: Subcommittee on the Constitution resumed hearings on S.J. Res. 110, S.J. Res. 17, S.J. Res. 18, and S.J. Res. 19, measures amending the Constitution to establish legislative authority in the Congress and the States with respect to abortion, focusing on the legal impact of the proposals, receiving testimony from Representative Weiss; Donald Regan, University of Michigan, Ann Arbor; Lynn Wardle, Brigham Young University, Provo, Utah; Thomas Gerety, University of Pittsburgh, Pittsburgh, Pennsylvania; and Richard Stith, Valparaiso University, Valparaiso, Indiana.

Hearings continue on Monday, November 16.

EXCLUSIONARY RULES

Committee on the Judiciary: Subcommittee on Criminal Law resumed hearings on S. 101 and S. 751, bills to eliminate or establish an alternative to the exclusionary rule in Federal criminal proceedings, receiving testimony from William W. Greenhalgh, on behalf of the American Bar Association, Washington, D.C.; Frank Carrington, Crime Victims Legal Advocacy Institute, Inc., Virginia Beach, Virginia; George Nicholson, Laws at Work, Los Angeles, California; and Leon Friedman, Hofstra University, Hempstead, New York, on behalf of the American Civil Liberties Union.

Hearings were recessed subject to call.

ERISA

Committee on Labor and Human Resources: Subcommittee on Labor resumed hearings on S. 1541, amending the Employee Retirement Income Security Act (ERISA) by simplifying both reporting and disclosure requirements, and the process for employers to provide retirement income to employees, and providing incentives for employers to provide pension benefits to employees, receiving testimony from William A. Niskanen, Member, President's Council of Economic Advisers; Harrison Givens, Jr., Equitable Life Assurance Society, New York City, on behalf of the Erisa Industry Committee (ERIC); Irvine H. Dearnley, Citibank, New York City, on behalf of the National Association of Manufacturers; Thomas Duzak, Washington, D.C., John Sheehan, and S. Howard Kline, both of Pittsburgh, Pennsylvania, all representing the United Steel Workers of America; James B. Treacy, Facet Enterprises, Tulsa, Oklahoma; Hilary Miller, AlloyTek, Inc., New York City; Russell L. Williams, Agricultural Producers, Los Angeles, California, on behalf of the Citrus-Avocado Pension Trust; and Paul Jackson, Washington, D.C., and Carl A. Beck, Chas. Beck Machine Corp., King of Prussia, Pennsylvania, both on behalf of the National Small Business Association.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 19 public bills, H.R. 4939–4957; 3 private bills, H.R. 4958–4960; and 6 resolutions, H.J.

Res. 361, H. Con. Res. 218 and 219, and H. Res. 267–269 were introduced.

Pages 27257–27258

Bills Reported: Reports were filed as follows:

Report entitled "Implementation of the Foreign Intelligence Surveillance Act" (H. Rept. 97–318);

H.J. Res. 357, making further continuing appropriations for the fiscal year 1982 (H. Rept. 97–319);

H.R. 841, to name the United States Post Office Building in Portsmouth, Ohio, the "Willam H. Harsha United States Post Office Building" (H. Rept. 97–320);

H.R. 2494, to designate the John Archibald Campbell Federal Building-United States Courthouse, amended (H. Rept. 97–321);

H.R. 4506, to name the lock and dam authorized to replace locks and dam 26, Mississippi River, Alton, Illinois, as "Melvin Price Lock and Dam" (H. Rept. 97–322);

H.R. 4569, to designate the United States Post Office Building in Hartford, Connecticut, as the "William R. Cotter Federal Building (H. Rept. 97–323);

H.R. 4716, to amend Public Law 90–553, to authorize the transfer, conveyance, lease and improvement of, and construction on, certain property in the District of Columbia, for use as a headquarters site for an international organization, as sites for governments of foreign countries (H. Rept. 97–324);

H.R. 4845, to designate the building known as the Lincoln Federal Building and Courthouse in Lincoln, Nebraska, as the "Robert V. Denney Federal Building and Courthouse" (H. Rept. 97–325);

H. Con. Res. 203, requesting certain reports relating to the Tennessee Valley Authority Act of 1933, and prohibiting certain transactions by the Board of Directors of that Authority (H. Rept. 97–326); and

Conference report on H.R. 4522, making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1982 (H. Rept. 97–327).

Page 27257

Journal: By a yea-and-nay vote of 337 yeas to 8 nays, with 1 voting "present", Roll No. 295, the House approved the Journal of Tuesday, November 10.

Pages 27191–27192

DOD Appropriations: Agreed that it be in order to consider the Department of Defense Appropriations bill for fiscal year 1982 on Wednesday, November 18, or any day thereafter.

Page 27192

Energy and Water Appropriations: House disagreed to the Senate amendments to H.R. 4144, making appropriations for energy and water development for the fiscal year ending September 30, 1982, and agreed to a conference. Appointed as conferees: Representatives Bevill, Boland, Boggs, Chappell, Fazio, Watkins, Benjamin, Whitten, Myers, Burgener, Smith of Nebraska, Rudd, and Conte.

Conferees received permission to file a conference report on H.R. 4144 by midnight Monday, November 16. Agreed that it be in order to consider the conference report on Tuesday, November 17, or any day thereafter.

Page 27192

Military Construction Authorization: House disagreed to the Senate amendment to H.R. 3455, to authorize certain construction at military installations for fiscal year 1982, and agreed to a conference. Appointed as conferees: Representatives Price, Brinkley, Montgomery, Kazen, Won Pat, Dickinson, Trible, Whitehurst, and Mitchell of New York.

Page 27192

Late Report: Conferees received permission to file a conference report by midnight tonight on H.R. 4522, making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1982.

Page 27193

Department of Energy National Security Programs: House disagreed to the Senate amendment to H.R. 3413, to authorize appropriations for the Department of Energy for national security programs for fiscal year 1982, and agreed to a conference. Appointed as conferees: Representatives Price, Stratton, Byron, Mavroules, Dickinson, Holt and Hillis.

Subsequently, agreed to close the conference committee meetings to the public on H.R. 3413, at such times as classified national security information is under consideration, excepting any sitting Member of Congress (agreed to by a recorded vote of 385 ayes, Roll No. 296).

Pages 27193, 27202, 27203

Continuing Appropriations: Objection was heard to a request that it be in order to consider H.J. Res. 357, making further continuing appropriations for the fiscal year 1982 on Monday, November 16, or any day thereafter.

Pages 27197–27199

Legislative Program: Majority Leader announced the legislative program for the week of November 16.

Pages 27202–27203

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of November 18.

Page 27203

Late Reports: Objection was heard to a request that the Committee on Rules be permitted to file sundry reports by midnight Friday, November 13.

Pages 27203–27204

Meeting Hour: Agreed that the House meet at noon on Friday, November 13.

Page 27204

Recess: Agreed that it be in order for the Speaker to declare a recess at any time on Friday, November 13.

Page 27204

Robey Wentworth Harned Laboratory: House passed S. 1322, to designate the United States Department of Agriculture Boll Weevil Research Laboratory building, located adjacent to the campus of Mississippi State University, Starkville, Mississippi, as the "Robey Wentworth Harned Laboratory"; to extend the delay in making any adjustment in the price support level for milk; and to extend the time for conducting the referenda with respect to the national marketing quotas for wheat and upland cotton—clearing the measure for the President.

Pages 27204–27205

Interior Appropriations: House agreed to the conference report on H.R. 4035, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1982—clearing the measure for Senate action.

Rejected a motion to recommit the conference report to the committee of conference (rejected by a yea-and-nay vote of 199 yeas to 199 nays, Roll No. 297).

House receded from its disagreement and concurred in Senate amendments numbered 1, 8, 22, 25, 31, 85, 92, 93, 101, and 114.

House receded from its disagreement and concurred, with amendments, in Senate amendments numbered 2, 4, 6, 9, 11, 12, 20, 21, 33, 35, 36, 41, 55, 64, 73, 74, 77, 78, 86, 95, 97, 104, 106, 111, 112, and 117.

Pages 27205–27229

Presidential Message—Iranian Emergency: Received and read a message from the President wherein he transmits notice of his intent to continue the state of emergency relating to Iran, as declared on November 14, 1979—referred to the Committee on Foreign Affairs, and ordered printed (H. Doc. 97–109).

Page 27229

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 27268

Quorum Calls—Votes: Two yea-and-nay votes and one recorded vote developed during the proceedings of the House today, and appear on pages 27191–27192, 27202–27203, 27218–27219. There were no quorum calls.

Adjournment: Adjourned at 4:37 p.m.

Committee Meetings

CONTINUING APPROPRIATIONS

Committee on Appropriations: Ordered reported H.J. Res. 357, making further continuing appropriations for fiscal year 1982.

INTELLIGENCE BRIEFING

Committee on Armed Services: Met in executive session to receive a classified intelligence briefing. The Committee was briefed by representatives of the Defense Intelligence Agency.

SECOND BUDGET RESOLUTION

Committee on the Budget: Continued markup of the Second Concurrent Budget Resolution for fiscal year 1982.

Will continue November 16.

D.C. SELF-GOVERNMENT AND GOVERNMENTAL REORGANIZATION ACT AMENDMENTS

Committee on the District of Columbia: Subcommittee on Fiscal Affairs and Health approved for full Committee action H.R. 4910, to amend the District of Columbia Self-Government and Governmental Reorganization Act and the charter of the District of Columbia with respect to the provisions allowing the District of Columbia to issue general obligation bonds and notes and revenue bonds, notes, and other obligations.

Prior to this action, the Subcommittee held a hearing on this legislation. Testimony was heard from the following representatives of the Government of the District of Columbia: Barbara Washington, Assistant City Administrator; Roswell C. Dikeman and Louis J. Ebert, both Bond Counsels and Franklin Raines, Financial Adviser.

VOCATIONAL EDUCATION ACT AUTHORIZATION

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education held a hearing on H.R. 66, to extend the authorization of appropriations under the Vocational Educational Act of 1963. Testimony was heard from the following officials of the Department of Education: Howard F. Hjelm, Deputy Assistant Secretary for Vocational and Adult Education and Bertha King, Director, Consumer and Homemaking Program and public witnesses.

Hearings continue tomorrow.

OVERSIGHT

Committee on Education and Labor: Subcommittee on Postsecondary Education held an oversight hearing

on Title III, Institutional Aid Program authorized by the Education Amendments of 1980. Testimony was heard from William C. Clohan, Under Secretary of Education; Dr. Marie Eldridge, Administrator, National Center for Education Statistics and public witnesses.

TELEGRAPH AND RECORD CARRIERS

Committee on Energy and Commerce: Ordered reported as amended H.R. 4927, to amend the Communications Act of 1934 to eliminate certain provisions relating to consolidations and mergers of telegraph and record carriers and to create a fully competitive marketplace in record carriage.

U.S. FOREIGN POLICY REVIEW

Committee on Foreign Affairs: Held a hearing to review U.S. Foreign Policy. Testimony was heard from Alexander M. Haig, Jr., Secretary of State.

EAST-WEST TRADE POLICY

Committee on Foreign Affairs: Subcommittee on International Economic Policy and Trade held a hearing on Issues in East-West Trade Policy. Testimony was heard from Robert Hormats, Assistant Secretary for Economic and Business Affairs, Department of State; Lawrence Brady, Assistant Secretary for Trade Administration, Department of Commerce; Richard N. Perle, Assistant Secretary for International Security Policy, Department of Defense and Peter Borre, Deputy Assistant Secretary for International Affairs, Department of Energy.

DEPARTMENT OF ENERGY FINANCIAL CONTROLS

Committee on Government Operations: Subcommittee on Environment, Energy, and Natural Resources held a hearing on weaknesses in Department of Energy Financial Controls. Testimony was heard from Charles Bowsher, Comptroller General; from the following officials of the Department of Energy: P. Marshall Ryan, Controller; Gordon Takeshita, Director, Washington Financial Services Division and Joseph Olivo, Director, Office of Financial Policy and Accounting and a public witness.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Services met and considered pending business.

WAIVER PROPOSAL FOR THE ALASKA GAS TRANSPORTATION SYSTEM; MISCELLANEOUS INDIAN LEGISLATION

Committee on Interior and Insular Affairs: Ordered reported the following measures: H.J. Res. 341, providing for a waiver of law pursuant to the Alaska Natural Gas Transportation Act; H.R. 4364, as amended, to declare that the United States holds in trust for the Pascua Yaqui of Arizona certain land in Pima County, Ariz., and H.R. 4894, as amended, to authorize the Secretary of the Interior to disburse certain trust funds of the Lac Courte Oreilles Band of Lake Superior Chippewa Indians of Wisconsin.

OVERSIGHT-INTELLIGENCE POLICIES

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued oversight hearings on Intelligence Policy and the rights of Americans. Testimony was heard from former Senator Frank Church.

PATENT TERM RESTORATION ACT

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice continued hearings on H.R. 1937 and S. 255, Patent Term Restoration Act of 1981. Testimony was heard from Gerald Mossinghoff, Commissioner of Patents and Trademarks, Department of Commerce and public witnesses.

Hearings continue November 18.

CONVENTION ON THE PHYSICAL PROTECTION OF NUCLEAR MATERIAL

Committee on the Judiciary: Subcommittee on Crime held a hearing on H.R. 4442, Act for the Implementation of the Convention on the Physical Protection of Nuclear Material. Testimony was heard from Richard T. Kennedy, Under Secretary for Management, Department of State; Robert Burnett, Director, Division of Safeguards, Office of Nuclear Material Safety and Safeguards, Nuclear Regulatory Commission and Troy Wade, Deputy Assistant for Defense Programs, Department of Energy.

CRIMINAL CODE/RACIALLY MOTIVATED VIOLENCE

Committee on the Judiciary: Subcommittee on Criminal Justice held an oversight hearing on Criminal Code/racially motivated violence. Testimony was heard from Harry Hughes, Governor, State of Maryland; William Bradford Reynolds, Assistant Attorney General, Civil Rights Division, Department of Justice; Robert E. Sanders, Assistant Director, Criminal Enforcement, Department of Justice and public witnesses.

Hearings continue November 17.

OVERSIGHT—IMMIGRATION REFORM

Committee on the Judiciary: Subcommittee on Immigration, Refugees, and International Law concluded oversight hearings on Immigration Reform, with emphasis on management issues. Testimony was heard from the following officials of the Department of State: Robert E. Fritts, Senior Deputy Assistant Secretary for Consular Affairs and James Purcell, Deputy Director of the Bureau for Refugee Programs; from the following officials of the De-

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partment of Justice: David Hiller, Special Assistant to the Attorney General and Alan Nelson, Deputy Commissioner, Immigration and Naturalization Service and Phillip Hawkes, Director, Office of Refugee Resettlement, Department of Health and Human Services.

INS REVISED BUDGET

Committee on the Judiciary: Subcommittee on Immigration, Refugees, and International Law held a hearing on the Immigration and Naturalization Service revised budget request for fiscal year 1982. Testimony was heard from the following officials of the Department of Justice: Kevin Rooney, Assistant Attorney General for Management and Doris Meissner, Acting Commissioner, Immigration and Naturalization Service.

FEDERAL GOVERNMENT SPACE NEEDS; PUBLIC BUILDINGS ACT AMENDMENTS

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds continued hearings on projected space needs of the Federal Government and continued hearings on H.R. 1938, Public Buildings Act Amendments of 1981 and S. 533, Public Buildings Act of 1981. Testimony was heard from Richard R. Hite, Principal Deputy Assistant Secretary for Policy, Budget and Administration, Department of the Interior and from the following officials of the Department of Defense: David O. Cooke, Deputy Assistant Secretary for Administration, Office of the Assistant Secretary of Defense, Comptroller; William J. Cronin, Chief, Legislative Services Office, Directorate of Real Estate, Office, Chief of Engineers, Department of the Army; Capt. Wayne Collins, Assistant Commander for Facilities Planning and Real Estate, Headquarters, Naval Facilities Engineering Command, Department of the Navy and Anthony R. Jonkers, Chief, Policy and Control Branch, Air Force Real Property Division, Directorate of Engineering and Services, Headquarters, U.S. Air Force.

MINORITY BUSINESS IN OCS LEASING

Committee on Small Business: Subcommittee on SBA and SBIC Authority, Minority Enterprise and General Small Business Problems held a hearing on the Department of the Interior's regulatory enforcement of affirmative action for minority businesses in the Outer Continental Shelf leasing activities. Testimony was heard from public witnesses.

U.S. TRADE POLICY

Committee on Ways and Means: Subcommittee on Trade continued oversight hearings on U.S. Trade Policy. Testimony was heard from Gary Holick, Deputy Assistant Secretary for Import Administration, Department of Commerce; Bill Alberger, Chairman, U.S. International Trade Commission; Donald DeKieffer, General Counsel, Office of the U.S. Trade Representative; Leo Mayer, Assistant Administrator, USDA and Ann Hughes, Deputy Assistant Secretary for Trade Agreements, Department of Commerce.

DOD SECRETARIES

Permanent Select Committee on Intelligence: Met in executive session and ordered reported H.R. 4448, to amend title 10, United States Code, to increase the number of Assistant Secretaries in the Department of Defense.

Joint Meetings

APPROPRIATIONS—D.C.

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 4522, appropriating funds for fiscal year 1982 for the government of the District of Columbia.

APPROPRIATIONS—TRANSPORTATION

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 4209, appropriating funds for fiscal year 1982 for the Department of Transportation and related agencies.

FARM BILL

Conferees continued to resolve their differences between the Senate- and House-passed versions of S. 884, authorizing funds for fiscal years 1982 through 1985 for commodity price support programs administered by the Department of Agriculture, for agriculture research and conservation, and agriculture exports, but did not complete action thereon, and will meet again tomorrow.

MUNICIPAL WASTEWATER CONSTRUCTION AUTHORIZATIONS

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 4503, authorizing funds for fiscal years 1982, 1983, 1984, and 1985, for the municipal wastewater treatment construction grant programs of the Clean Water Act, but did not complete action thereon, and will meet again on Tuesday, November 17.

Friday, November 13, 1981

Senate

Chamber Action

Routine Proceedings, pages 27394–27437

Bills Introduced: One resolution was introduced, as follows: S.J. Res. 128.

Page 27434

Department of Commerce, Justice, and State, and the Judiciary Appropriations, 1982: Senate continued consideration of H.R. 4169, appropriating funds for fiscal year 1982 for the Departments of Commerce, Justice, and State, and the Judiciary, taking action on certain previously excepted committee amendments and additional amendments proposed thereto, as follows:

Adopted:

(1) By 47 yeas to 33 nays, committee amendment beginning on page 32, as amended, providing funds for the Legal Services Corporation. (By 57 yeas to 23 nays, Senate held the committee amendment to be germane.)

Page 27415

(2) By 54 yeas to 23 nays, Weicker-Hollings unprinted amendment No. 623, providing funding of $473,557,000 for research related to immigration enforcement, of which not to exceed $400,000 shall remain available for such research until expended, and of which $36,821,000 shall remain available until expended for construction.

Page 27421

(3) Committee amendment beginning on page 26, as amended, providing funds for the Immigration and Naturalization Service.

Page 27421

(4) Wallop unprinted amendment No. 624, preventing conversion of the Cheyenne, Wyoming, Weather Service Forecasting Office to a Weather Service Office.

Page 27423

(5) Huddleston unprinted amendment No. 625, expressing the sense of the Senate that the Secretary of State and the Attorney General each should provide, upon request, certain written information to the members of the Senate Committee on Appropriations.

Page 27423

(6) Dole-Hawkins unprinted amendment No. 626, providing that none of the funds appropriated by the Act or any other Act shall be obligated or expended to increase any salary of any Federal judge or Justice of the Supreme Court, except as may be specifically authorized by Act of Congress hereafter enacted; that nothing in this limitation shall be construed to reduce any salary which may be in effect at the time of enactment nor shall the limitation be construed in any manner to reduce the salary of any Federal judge or of any Justice of the Supreme Court.

Page 27424

(7) Pressler unprinted amendment No. 627, providing that it is the sense of the Senate that funds provided for in the Act shall be expended to further intelligence activity to collect information regarding the use of chemical and biological weapons, including the use of Yellow Rain, against the peoples of Southeastern and Southwestern Asia and to implement prompt negotiations with other nations to bring about an end to their use.

Page 27424

Rejected:

(1) By 21 yeas to 61 nays, Denton modified unprinted amendment No. 621, to strike the appropriation of $241,000,000 for the Legal Services Corporation.

Page 27403

(2) Cochran unprinted amendment No. 622, to reduce the funding for Legal Services Corporation from $241,000,000 to $100,000,000. (By 48 yeas to 33 nays, Senate tabled the amendment.)

Page 27410

(3) Committee amendment on page 53, relating to implementation of regulations disapproved by Congress. (Senate tabled the committee amendment.)

Page 27426

Senate will continue consideration of the bill and amendments proposed thereto on Monday, November 16.

Page 27427

Pages 27399–27430

United States Holocaust Memorial Council: Senate concurred in the amendments of the House to S. 1672, increasing the membership of the United States Holocaust Memorial Council—clearing the measure for the President.

Pages 27436–27437

Department of State Authorizations, 1982–83: Senate disagreed to the amendments of the House to S. 1193, authorizing funds for fiscal years 1982 and 1983 for the Department of State, authorizing funds for fiscal year 1982 for the Arms Control and Disarmament Agency, authorizing funds for fiscal years 1982 and 1983 for the International Communications Agency, and authorizing funds for fiscal years 1982 and 1983 for the Board for International Broadcasting, agreed to a conference with the House thereon, and the Chair appointed as conferees Senators Percy, Helms, Hayakawa, Lugar, Pell, Biden, and Glenn; Senator Mathias as an additional conferee solely for the consideration of Section 120 (a) through (e) of the House amendment; and Senator Cranston (in lieu of Senator Biden) as an additional

conferee solely for the consideration of Title VI of the bill as passed by the Senate.

Page 27437

Treaty Approved: By unanimous vote of 79 yeas, two-thirds of the Senators present and voting having voted in the affirmative, Senate agreed to the resolution of ratification of Additional Protocol I to the Treaty for the Prohibition of Nuclear Weapons in Latin America (the treaty of Tlatelolco), with understandings, signed May 26, 1977 (Ex. I 95th Congress, 2nd session).

Pages 27419-27421

Koop Nomination—Agreement: A unanimous consent agreement was reached providing for the consideration of the nomination of C. Everett Koop, of Pennsylvania, to be Medical Director in the Regular Corps of the Public Health Service and to be Surgeon General of the Public Health Service, on Monday, November 16, beginning at 3:30 p.m., on which a rollcall vote will occur.

Page 27411

Confirmation: Senate confirmed the nomination of Jeffrey S. Bragg, of Ohio, to be Federal Insurance Administrator, Federal Emergency Management Agency.

Page 27437

Nomination: Senate received the nomination of Clyde H. Hamilton, to be U.S. District Judge for the District of South Carolina.

Page 27437

Presidential Message: Senate received a message from the President reporting one deferral of $108,000 in fiscal year 1982 funds, which was referred jointly to the Committees on Appropriations, Budget, and Energy and Natural Resources. (PM-91)

Page 27432

Communications: Page 27433

Introduction of Bills and Joint Resolutions: Page 27434

Statements on Introduced Bills: Page 27434

Amendments Submitted for Printing: Pages 27434-27435

Notices of Hearings: Page 27434

Committee Authority To Meet: Page 27434

Additional Statements: Pages 27434-27436

Nominations: Page 27437

Confirmations: Page 27437

Record Votes: Six record votes were taken today. (Total—375)

Pages 27410, 27414, 27417, 27419, 27421, 27423

Recess: Senate convened at 9:30 a.m., and recessed at 3:47 p.m., until 11 a.m., on Monday, November 16, 1981.

Page 27437

Committee Meetings

STRATEGIC FORCE MODERNIZATION PROGRAM/BALLISTIC MISSILE DEFENSE

Committee on Armed Services: Subcommittee on Strategic and Theater Nuclear Forces continued open and closed hearings on the President's proposed strategic force modernization program, receiving testimony from Rear Admiral Gene R. LaRocque, USN (Ret.), on behalf of the Center for Defense Information, and Lee Carpenter, both of Washington, D.C.; and William J. Perry, former Under Secretary of Defense for Research and Engineering, San Francisco, California; and held open and closed hearings on the ballistic missile defense program, receiving testimony from Maj. General Grayson D. Tate, Program Manager, Ballistic Missile Defense, Department of the Army.

Subcommittee recessed subject to call.

SECOND CONCURRENT BUDGET RESOLUTION

Committee on the Budget: Committee continued markup of the proposed Second Concurrent Resolution on the Congressional Budget for fiscal year 1982, but did not complete action thereon, and will meet again Monday, November 16.

STRATEGIC FORCE PROGRAM

Committee on Foreign Relations: Committee concluded hearings on the foreign policy and arms control implications of the President's strategic force modernization program, focusing on the relationship between strategic nuclear forces and U.S. foreign policy and arms control objectives, after receiving testimony from Thomas J. Watson, Jr., Armonk, New York, former Ambassador to the Soviet Union; and Gerard C. Smith, Washington, D.C., former chief SALT negotiator.

FEDERAL ACCOUNTING AND AUDITING

Committee on Governmental Affairs: Committee concluded hearings on S. 864, requiring each Federal agency to submit an annual report to the President on the adequacy of its internal accounting and administrative control systems, after receiving testimony from Charles A. Bowsher, Comptroller General, General Accounting Office; Edwin L. Harper, Deputy Director, Office of Management and Budget; Fletcher Lutz, Association of Government Accountants, Arlington, Virginia; and John K. Watsen, Institute of Internal Auditors, Washington, D.C.

NARCOTICS TRAFFICKING

Committee on Governmental Affairs: Permanent Subcommittee on Investigations continued hearings on international narcotics trafficking, focusing on the social, economic and political realties of drug growing countries in South and Latin America, receiving testimony from Joseph H. Linnemann, Deputy Assistant Secretary of State for International Narcotics Matters; Stephen M. Block, Deputy Director, Office of Andean Affairs, Department of State; Richard F. Weber, Director, Office of South American Affairs, Bureau of Latin America and the Caribbean, Agency for International Development; Donnie R. Marshall, Acting Deputy Regional Director, Latin American Region, and Walter E. Sears, Special Agent, both of the Drug Enforcement Administration, Department of Justice; Howard L. Shapiro, Staff Counsel, Permanent Subcommittee on Investigations; and Edwin Corr, Washington, D.C., former U.S. Ambassador to Peru.

Hearings continue on Tuesday, November 17.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of Cynthia H. Hall, to be U.S. District Judge for the Central District of California, Emmett R. Cox, to be U.S. District Judge for the Southern District of Alabama, John B. Jones, to be U.S. District Judge for the District of South Dakota, Lawrence W. Pierce, of New York, to be U.S. Circuit Judge for the Second Circuit, and Clarence A. Beam, to be U.S. District Judge for the District of Nebraska, after the nominees testified and answered questions in their own behalf. Testimony was also received on the nomination of Mr. Pierce from Melvin Blockinger and Robert Blecker, both of New York City, and Lillian P. Koegler, White Plains, New York. Ms. Hall was introduced by Representative Rousselot; Mr. Cox was introduced by Senators Heflin and Denton; Mr. Jones was introduced by Senators Pressler and Abdnor; Mr. Pierce was introduced by Senator D'Amato; and Mr. Beam was introduced by Senators Zorinsky and Exon.

CRIMINAL CODE/TORT ACTIONS

Committee on the Judiciary: Subcommittee on Agency Administration began hearings on S. 1775, making the Federal government liable for constitutional torts and generally the exclusive defendant in all tort suits involving government employees acting within the scope of their employment, receiving testimony from Edward C. Schmults, Deputy Attorney General, Department of Justice; John S. Martin, Jr., U.S. Attorney for the Southern District of New York; A. Melvin McDonald, U.S. Attorney for the Southern District of Arizona; Mark Lynch, on behalf of the American Civil Liberties Union, and William B. Cummings, on behalf of the National Association of Former U.S. Attorneys, both of Washington, D.C.; Jerome F. O'Neill, Burlington, Vermont; and Robert C. Lehman, Avery, Idaho.

Hearings continue on Monday, November 16.

HABEAS CORPUS PROCEDURES

Committee on the Judiciary: Subcommittee on Courts held hearings on S. 653, eliminating the granting of authority to magistrates to conduct hearings concerning prisoner petitions challenging their conditions of confinement, and reducing the number of state prisoner habeas corpus petitions handled by the Federal courts, receiving testimony from Senator Chiles; Jonathan C. Rose, Assistant Attorney General, Office of Legal Policy, Department of Justice; C. C. Torbert, Jr., Chief Justice of the Alabama Supreme Court, Montgomery; Jim Smith, Florida Attorney General, Tallahassee; Arthur L. Burnett, Washington, D.C., and James T. Turner, Norfolk, Virginia, both on behalf of the National Council of U.S. Magistrates; Stephen Gillers, New York University, New York City, on behalf of the American Civil Liberties Union; and Richard J. Wilson, National Legal Aid and Defender Association, and Robert L. Harris, on behalf of the National Bar Association, both of Washington, D.C.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 15 public bills, H.R. 4961–4975; 1 private bill, H.R. 4976; and 4 resolutions Reports Filed: H. Res. 270–273 were introduced.

Page 27461

Bills Reported: Reports were filed as follows:

H. Res. 270, waiving certain points of order against the conference report on S. 815, Department of Defense Authorization Act for fiscal year 1982 (H. Rept. 97–328);

H. Res. 271, providing for the consideration of H.J. Res. 357, making further continuing appropriations for the fiscal year 1982 (H. Rept. 97–329);

H. Res. 272, providing for the consideration of H.J. Res. 349, to authorize the participation of the United States in a multinational force and observers to implement the Treaty of Peace between Egypt and Israel (H. Rept. 97–330); and

Conference report on H.R. 4209, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1982 (H. Rept. 97–331).

Page 27460

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Danielson as Speaker pro tempore for today.

Page 27438

Late Report: Conferees received permission to have until midnight tonight to file a conference report on H.R. 4209, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1982.

Page 27438

Legislative Program: Agreed to adjourn from Friday, November 13, to meet at noon on Monday, November 16.

Page 27442

Presidential Message—Deferral: Received and read a message from the President wherein he transmits one deferral of $108 thousand in fiscal year 1982 funds for the Department of Interior's Historic Preservation Fund—referred to the Committee on Appropriations and ordered printed (H. Doc. 97–110).

Page 27449

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Adjourned at 1:18 p.m.

Committee Meetings

VOCATIONAL EDUCATION ACT AUTHORIZATION

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education continued hearings on H.R. 66, to extend the authorization of appropriations under the Vocational Educational Act of 1963. Testimony was heard from public witnesses.

Hearings continue November 19.

FEDERAL EMPLOYEES' COMPENSATION ACT AMENDMENTS

Committee on Education and Labor: Subcommittee on Labor Standards held a hearing on legislation to amend the Federal Employees' Compensation Act. Testimony was heard from Representative Hoyer; Robert E. Collyer, Deputy Under Secretary of Labor for Employment Standards; Morton E. Henig, Senior Associate Director, Human Resources Division, GAO and public witnesses.

EXECUTIVE PRIVILEGE AND CONGRESSIONAL RIGHT TO INFORMATION

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing on Executive Privilege and Congressional right to information. Testimony was heard from former Representative John Moss and a public witness.

CONTINUING APPROPRIATIONS

Committee on Rules: Granted a rule providing for consideration of H.J. Res. 357, making further continuing appropriations for fiscal year 1982, in the House; providing two hours of general debate to be equally divided and controlled by the chairman and ranking minority member of the Committee on Appropriations; waiving clause 2(1)(6) of Rule XI against consideration of the joint resolution; providing one motion to recommit. Testimony was heard from Chairman Whitten and Representatives Edgar, Hoyer, Conte and Michel.

U.S. PARTICIPATION TO IMPLEMENT EGYPT-ISRAEL PEACE TREATY

Committee on Rules: Granted an open rule providing one hour of debate on H.J. Res. 349, to authorize the participation of the United States in a multinational force and observers to implement the treaty of peace between Egypt and Israel. Testimony was heard from Representative Hamilton.

DOD AUTHORIZATION

Committee on Rules: Granted a rule waiving clause 3, Rule XXVIII against consideration of the conference report on S. 815, Department of Defense Authorization Act, 1982. Testimony was heard from Chairman Price and Representative Dickinson.

Joint Meeting

FARM BILL

Conferees continued to resolve their differences between the Senate-and-House-passed versions of S. 884, authorizing funds for fiscal years 1982 through 1985 for commodity price support programs administered by the Department of Agriculture, for agriculture research and conservation, and agriculture exports, but did not complete action thereon, and will meet again on Tuesday, November 17.

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Monday, November 16, 1981

Senate

Chamber Action

Routine Proceedings, pages 27477–27596

Bills Introduced: Six bills and three resolutions were introduced, as follows: S. 1848–1853, S. Con. Res. 49, and S. Res. 244–245.

Pages 27566, 27577–27578

Bills Reported: Reports were made as follows:

S.J. Res. 115, approving the President's recommended waiver of law to expedite the construction and initial operation of the Alaska Natural Gas Transportation System (with additional and minority views). (S. Rept. No. 97–272.)

Page 27566

Measures Passed:

Budget waiver: Senate agreed to S. 223, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 1024, listed below.

Budget waiver: Senate agreed to S. 224, waiving section 303(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 1024, listed below.

Page 27522

Federal-Aid Highway Improvement Act of 1981: Senate passed H.R. 3210, after striking all after the enacting clause and inserting in lieu thereof the text of S. 1024, authorizing funds through fiscal year 1986 for the construction and safety of Federal highways, Senate companion measure, after agreeing en bloc to committee amendments and Baker (for Symms) unprinted amendment No. 630, amending various authorization figures and authorizing additional expenditures.

S. 1024 and S. 1208, Senate companion measures, were then indefinitely postponed.

Pages 27522–27558

National Patriotism Week: Senate passed S.J. Res. 34, designating the week of February 15, 1982, as "National Patriotism Week", with amendments.

Page 27586

Departments of Commerce, Justice, and State Appropriations, 1982: Senate continued consideration of H.R. 4169, appropriating funds for fiscal year 1982 for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies, taking action on certain previously excepted committee amendments and additional amendments proposed thereto, as follows:

Adopted:

Thurmond unprinted amendment No. 628, deleting $35,800 associated with the construction of the American Embassy in Riyadh, Saudi Arabia.

Page 27587

Rejected:

(1) Weicker unprinted amendment No. 629, to provide that no funds appropriated under the Act may be used to prevent implementation of constitutional programs of voluntary school prayer and meditation in the public schools. (By 51 yeas to 34 nays, Senate tabled the amendment. By 54 yeas to 36 nays, Senate tabled a motion to reconsider the previous vote.)

(2) Committee amendment on page 31, striking the language which would provide that no funds appropriated under the Act may be used to prevent the implementation of programs of voluntary prayer and meditation in the public schools. (By 70 yeas to 12 nays, Senate tabled the amendment.)

Page 27489

Senate will resume consideration of the bill and amendments proposed thereto on Tuesday, November 17.

Page 27497

Treaties Considered: The following treaties were considered as having passed through their various parliamentary stages up to and including presentation of resolutions of ratification, with all committee understandings, reservations and amendments agreed to:

Treaty Doc. No. 97–20, Agreement Extending for Eight Months the Treaty of Friendship with Spain.

Ex. Y, 96th Cong., 2nd Sess., Tax Treaty with the People's Republic of Bangladesh for the avoidance of double taxation and the prevention of fiscal evasion with respect to taxes on income and the encouragement of international trade and investment, without reservation but subject to two understandings.

Ex. U, 96th Cong., 2nd Sess., Tax Treaty with the Arab Republic of Egypt for the avoidance of double taxation and the prevention of fiscal evasion with respect to taxes on income and the encouragement of international trade and investment, subject to a reservation and an understanding.

Treaty Doc. No. 97–1, 97th Cong., 1st Sess., Tax Treaty with the Federal Republic of Germany for the avoidance of double taxation and the prevention of fiscal evasion with respect to taxes on estates of deceased persons and on gifts, without reservation but subject to an understanding.

Ex. C, 94th Cong., 2nd Sess., and Ex. M, 96th Cong., 2nd Sess., Tax Treaty and Proposed Protocol with the State of Israel for the avoidance of double taxation and the prevention of fiscal evasion with respect to taxes on income and the encouragement of international trade and investment, without reservation, but subject to an understanding.

Ex. E, 96th Cong., 2nd Sess., Tax Treaty with the Republic of Malta for the avoidance of double taxation and the prevention of fiscal evasion with respect to taxes on income and the encouragement of international trade and investment, with an amendment and subject to an understanding.

Ex. H, 95th Cong., 2nd Sess., Tax Treaty with the Kingdom of Morocco for the avoidance of double

taxation and the prevention of fiscal evasion with respect to taxes on income and the encouragement of international trade and investment, subject to a reservation and an understanding.

Ex. Z, 96th Cong., 2nd Sess., Protocol to the Tax Treaty with the Kingdom of Norway for the avoidance of double taxation and the prevention of fiscal evasion with respect to taxes on income, without reservation but subject to an understanding.

A unanimous consent agreement was reached for further consideration of the treaties, with a vote to occur thereon on Wednesday, November 18, at 11:30 a.m.

Pages 27588–27589

Confirmations: By a vote of 68 yeas to 24 nays, Senate confirmed the nomination of C. Everett Koop, of Pennsylvania, to be Medical Director in the Regular Corps of the Public Health Service and to be Surgeon General of the Public Health Service.

Pages 27497–27518

Senate also confirmed the following nominations:

Kenneth L. Adelman, of Virginia, John S. Cooper, of Kentucky, Benjamin A. Gilman, of New York, Andy Ireland, of Florida, and Jeane J. Kirkpatrick, of Maryland, each to be a Representative to the Thirty-sixth Session of the General Assembly of the United Nations; and Bruce F. Caputo, of New York, George Christopher, of California, Charles M. Lichenstein, of the District of Columbia, William C. Sherman, of Virginia, and Jose S. Sorzano, of Virginia, each to be an Alternate Representative to the Thirty-sixth Session of the General Assembly of the United Nations.

Page 27588

Nominations: Senate received the following nominations:

C. T. Conover, of California, to be Comptroller of the Currency.

Charles T. Hagel, of the District of Columbia, to be Deputy Administrator of Veterans' Affairs.

Edward R. Becker, of Pennsylvania, to be U.S. Circuit Judge for the Third Circuit.

Jules G. Korner III, of Maryland, Perry Shields, of Tennessee, and Meade Whitaker, of Michigan, each to be a Judge of the U.S. Tax Court.

Christopher K. Barnes, to be U.S. Attorney for the Southern District of Ohio.

Richard C. Turner, to be U.S. Attorney for the Southern District of Iowa.

James P. Jonker, to be U.S. Marshal for the Northern District of Iowa.

Wallace L. McLendon, to be U.S. Marshal for the Northern District of Florida.

Page 27588

Presidential Message: Senate received a message from the President reporting on the pay adjustments ordered for the Federal statutory pay systems in October 1981, which was referred to the Committee on Governmental Affairs. (PM–92)

Page 27565

Messages From the President: **Page 27565**

Messages From the House: **Page 27566**

Measures Referred: **Page 27565**

Statements on Introduced Bills: **Pages 27566–27577**

Committee Authority To Meet: **Page 27578**

Additional Statements: **Pages 27578–27586**

Nominations: **Page 27588**

Confirmations: **Page 27588**

Record Votes: Four record votes were taken today. (Total—379)

Pages 27490, 27496, 27497, 27518

Recess: Senate convened at 11 a.m., and recessed at 6:31 p.m., until 10:30 a.m., on Tuesday, November 17, 1981. (For Senate's program, see remarks of Senator Baker in today's Record on page 27588.)

Committee Meetings

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Committee began markup of proposed legislation appropriating funds for fiscal year 1982 for the Department of Defense, but did not complete action thereon, and will meet again tomorrow.

SECOND CONCURRENT BUDGET RESOLUTION

Committee on the Budget: Committee resumed markup of the proposed Second Concurrent Resolution on the Congressional Budget for fiscal year 1982, but did not complete action thereon, and recessed subject to call.

BUSINESS MEETING

Committee on Environment and Public Works: Committee ordered favorably reported the following business items:

S. 1662, establishing a Federal program for the interim storage and permanent disposal of high-level nuclear waste from civilian powerplants, with amendments;

S. 657, designating the Department of Commerce building in Washington, D.C., as the "Herbert Clark Hoover Department of Commerce Building";

S. 1837, designating the Lincoln Federal Building and Courthouse in Lincoln, Nebraska, as the "Robert V. Denney Federal Building and Courthouse";

The nominations of Maj. Gen. William E. Read, U.S. Army, to be a Member and President, and Maj. Gen. Hugh G. Robinson and Brig. Gen. Rich-

ard S. Kem, both of the U.S. Army, and Rickey Dale James, of Missouri, each to be a Member of the Mississippi River Commission; and

The nomination of Brig. Gen. Homer Johnstone, Jr., Col. Paul Bazilwich, Jr., and Col. Paul F. Kavanaugh, all of the Corps of Engineers, each to be a Member of the California Debris Commission.

Also, committee approved a prospectus for emergency repairs to the Federal Center, Alameda, California.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of Milan D. Bish, of Nebraska, to be Ambassador to Barbados, and to serve concurrently as Ambassador to the Commonwealth of Dominica, Ambassador to Saint Lucia, Ambassador to Saint Vincent and the Grenadines, and Ambassador to Antigua and Barbuda, Edwin G. Corr, of Oklahoma, to be Ambassador to Bolivia, and Melvin H. Evans, of the Virgin Islands, to be Ambassador to the Republic of Trinidad and Tobago, after the nominees testified and answered questions in their own behalf. Mr. Bish was introduced by Senators Exon and Zorinsky; Mr. Corr was introduced by Senator Nickles; and Mr. Evans was introduced by Representative Bereuter.

Committee will consider the above nominations on tomorrow.

TAIWAN BRIEFING

Committee on Foreign Relations: Subcommittee on East Asian and Pacific Affairs met in closed session to receive a briefing on an intelligence study on Taiwan, receiving testimony from officials of the Central Intelligence Agency, Defense Intelligence Agency, and Department of State.

Subcommittee recessed subject to call.

COURT REFORM

Committee on the Judiciary: Subcommittee on Courts concluded hearings on the following bills:

S. 1529, establishing a National Court of Appeals, after receiving testimony from A. Leo Levin, Director, Federal Judicial Center; former Senator Hruska, Omaha, Nebraska; Shirley Hufstedler, Los Angeles, California, on behalf of the American Bar Association; Justice James D. Cameron, Arizona Supreme Court, Phoenix; and John Pickering, Washington, D.C., on behalf of John Frank, Clement Haynesworth, Jr., and Dean E. Griswald;

S. 1531, providing greater discretion to the U.S. Supreme Court in selecting cases it will review, after receiving testimony from Ed Cutler, Tampa, Florida, on behalf of the American Bar Association; and

S. 1532, entitling defendants and Government attorneys in criminal cases, or parties in civil cases, to conduct the examination of prospective jurors, after receiving testimony from Francis Hare, Jr., Birmingham, Alabama, on behalf of the American Trial Lawyers Association; Adrian Foley, Jr., Newark, New Jersey, on behalf of the American Bar Association; John Cleary, San Diego, California, on behalf of the National Association of Criminal Defense Lawyers; and John Arnass, American College of Trial Lawyers, Washington, D.C.

ABORTION

Committee on the Judiciary: Subcommittee on the Constitution resumed hearings on S.J. Res. 110, S.J. Res. 17, S.J. Res. 18, and S.J. Res. 19, measures amending the Constitution to establish legislative authority in the Congress and the States with respect to abortion, focusing on the legal impact of the proposals, receiving testimony from Victor Rosenblum, Northwestern University School of Law, Evanston, Illinois; Norman Dorsen, New York University School of Law, New York City; Dennis Horan, Hinshaw, Culbertson, Moelmann, Horan & Fuller, Chicago, Illinois; Frank Susman, Susman, Shermer, Remmer & Parker, St. Louis, Missouri; Herma Hill Kay, University of California School of Law, Los Angeles; and Germain Grisez, Mount St. Mary's College, Emmitsburg, Maryland.

Hearings were recessed subject to call.

CRIMINAL CODE/TORT ACTIONS

Committee on the Judiciary: Subcommittee on Agency Administration resumed hearings on S. 1775, making the Federal government liable for constitutional torts and generally the exclusive defendent in all tort suits involving government employees acting within the scope of their employment, receiving testimony from William H. Taft, IV, General Counsel, Department of Defense; Alan B. Morrison, Public Citizens Litigation Group, Marvin Schneiderman, Clement Associations, G. Jerry Shaw, Senior Executives Association, and Louis Clarke and Thomas Devine, both of the Institute for Policy Studies, all of Washington, D.C.; and Rod Murray, Federal Managers' Association, Arlington, Virginia.

Hearings were recessed subject to call.

WILLIAMS INVESTIGATION

Select Committee on Ethics: Committee met to discuss matters relating to S. Res. 204, expelling Senator Williams from the U.S. Senate (pending on Senate Calendar).

House of Representatives

Chamber Action

Bills Introduced: 15 public bills, H.R. 4977–4990 and 4995; 4 private bills, H.R. 4991–4994; and 3 resolutions, H.J. Res. 362, H. Con. Res. 220, and H. Res. 274 were introduced.

Pages 27670–27671

Bills Reported: Reports were filed as follows:

Conference report on H.R. 3454, to authorize appropriations for fiscal year 1982 for the intelligence and intelligence-related activities of the United States Government, for the Intelligence Community Staff, and for the Central Intelligence Agency Retirement and Disability System, and to authorize supplemental appropriations for fiscal year 1981 for the intelligence and intelligence-related activities of the United States Government (H. Rept. 97–332); and

H.R. 4995, Department of Defense Appropriations Act for fiscal year 1982 (H. Rept. 97–333).

Page 27670

Journal: By a yea-and-nay vote of 303 yeas to 8 nays with 1 voting "present", Roll No. 298, the House approved the Journal of Friday, November 13.

Page 27597

Second Budget Resolution: It was made in order on Tuesday, November 17, or any day thereafter, to consider the Second Concurrent Resolution on the Budget for fiscal year 1982.

Page 27598

Late Reports: Committee on the Budget received permission to have until midnight tonight to file a report on the Second Concurrent Resolution on the Budget for fiscal year 1982; and

Committee on Appropriations received permission to have until midnight tonight to file a report on H.R. 4995, Department of Defense Appropriations Act for fiscal year 1982.

Page 27599

Consent Calendar—Franking Privileges: On the call of the Consent Calendar, the House passed and sent to the Senate without amendment H.R. 1710, to authorize the use of the frank for official mail sent by the Law Revision Counsel of the House of Representatives.

Page 27599

William H. Harsha Building: House passed H.R. 841, to name the United States Post Office Building in Portsmouth, Ohio, the "William H. Harsha United States Post Office Building".

Page 27599

John Archibald Campbell Courthouse: House passed H.R. 2494, to designate the John Archibald Campbell Federal Building-United States Courthouse.

Agreed to the committee amendments.

Agreed to amend the title.

Page 27600

Melvin Price Lock and Dam: House passed H.R. 4506, to name the lock and dam authorized to replace locks and dam 26, Mississippi River, Alton, Illinois, as "Melvin Price Lock and Dam".

Agreed to an amendment that makes the effective date the termination of service in Congress by Representative Price.

Page 27600

William R. Cotter Building: House passed H.R. 4569, to designate the United States Post Office Building in Hartford, Connecticut, as the "William R. Cotter Federal Building".

Pages 27601–27602

Robert V. Denney Building: House passed H.R. 4845, to designate the building known as the Lincoln Federal Building and Courthouse in Lincoln, Nebraska, as the "Robert V. Denney Federal Building and Courthouse".

Page 27602

Intelligence Authorizations: It was made in order on Tuesday, November 17, or any day thereafter, to consider the conference report on H.R. 3454, to authorize appropriations for fiscal year 1982 for the intelligence and intelligence-related activities of the United States Government, for the Intelligence Community Staff, and for the Central Intelligence Agency Retirement and Disability System, and to authorize supplemental appropriations for fiscal year 1981 for the intelligence and intelligence-related activities of the United States Government.

Page 27609

Presidential Message—Federal Pay Adjustments: Received and read a message from the President wherein he reports on the pay adjustments he ordered for the Federal statutory pay systems in October 1981—referred to the Committee on Post Office and Civil Service and ordered printed (H. Doc. 97–111).

Page 27613

Continuing Appropriations: By a yea-and-nay vote of 195 yeas to 187 nays, Roll No. 303, the House passed H.J. Res. 357, making further continuing appropriations for the fiscal year 1982.

Rejected a motion to recommit the joint resolution to the Committee on Appropriations with instructions to report it back forthwith containing an amendment to reduce appropriations by 5 percent across the board except for defense, military construction, District of Columbia, social security administrative expenses, veterans' medical care, and food stamp program appropriations (rejected by a

recorded vote of 189 ayes to 201 noes, Roll No. 302).

H. Res. 271, the rule under which the joint resolution was considered, was agreed to earlier by a yea-and-nay vote of 197 yeas to 169 nays, Roll No. 300. Agreed to order the previous question on the rule by a yea-and-nay vote of 185 yeas to 174 nays, Roll No. 299.

Pages 27613–27643
Pages 27644–27647

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on pages 27669–27670.

Quorum Calls—Votes: One quorum call, four yea-and-nay votes, and one recorded vote developed during the proceedings of the House today and appear on pages 27597, 27618–27620, 27644, 27647–27648.

Adjournment: Adjourned at 6:28 p.m.

Committee Meetings

DEFENSE APPROPRIATIONS

Committee on Appropriations: Ordered reported H.R. 4995, Department of Defense appropriation bill for fiscal year 1982.

ARMS CONTROL AND DISARMAMENT ACTIVITIES

Committee on Armed Services: Subcommittee on Procurement and Military Nuclear Systems held a hearing to review arms control and disarmament activities. Testimony was heard from Eugene V. Rostow, Director, U.S. Arms Control and Disarmament Agency.

EPA

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing on the EPA's administration of the Resource Conservation and Recovery Act and "Superfund." Testimony was heard from Christopher Capper, Acting Assistant Administrator, Office of Solid Waste and Emergency Response, EPA and public witnesses.

U.N. COMMISSION ON HUMAN RIGHTS

Committee on Foreign Affairs: Subcommittee on Human Rights and International Organizations held a hearing to review the 37th Session and upcoming 38th Session of the United Nations Commission on Human Rights. Testimony was heard from Michael Novak, U.S. Representative to the United Nations, Commission on Human Rights; Richard Schifter, Alternative Representative to the 37th Session of the United Nations Commission on Human Rights; Warren Hewitt, Director, Office of Human Rights Affairs, Department of State and public witnesses.

BUS REGULATORY REFORM ACT

Committee on Public Works and Transportation: Subcommittee on Surface Transportation approved for full Committee action as amended H.R. 3663, to amend subtitle IV of title 49, United States Code, to provide for more effective regulation of motor carriers of passengers.

Joint Meeting

SOCIAL SECURITY—MINIMUM BENEFITS

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 4331, restoring minimum benefits under the Social Security Act, but did not complete action thereon, and recessed subject to call.

♦♦♦♦♦♦♦♦♦♦♦♦

Tuesday, November 17, 1981

Senate

Chamber Action

Routine Proceedings, pages 27699–27767

Bills Introduced: Five bills were introduced, as follows: S. 1854–1858.

Page 27750

Bills Reported: Reports were made as follows:

S.J. Res. 57, designating February 7 through February 13, 1982 as "National Scleroderma Week."

S. Res. 98, designating February of each year as "American History Month," with amendments.

S. 1857, appropriating funds for fiscal year 1982 for the Department of Defense, (S. Rept. No. 97–273).

Page 27749

H.J. Res. 357, making further continuing appropriations for fiscal year 1982, with amendments.

Page 27767

Measure Passed:

Foreign Assistance Appropriations, 1982: By 57 yeas to 33 nays, Senate passed S. 1802, appropriating funds for fiscal year 1982 for foreign assistance and related programs, after taking action on amendments proposed thereto as follows:

Adopted:

(1) Kassebaum unprinted amendment No. 637, reducing funds for the Agency for International Development, for Agriculture, rural development, and nutrition, Development Assistance, from $680,000,000 to $637,485,000; and increasing funds

for the Sahel development program from $50,000,000 to $92,515,000.

Page 27715

(2) Kasten-Percy unprinted amendment No. 639, providing for economic support fund, for necessary expenses to carry out the provisions of chapter 4 of part II, $2,623,500,000; that of the funds appropriated under this paragraph, not less than $806,000,000 shall be available for Israel, not less than $771,000,000 shall be available for Egypt, not less than $100,000,000 shall be available for Sudan, not less than $5,000,000 for Poland, not less than $5,000,000 for Tunisia, and not less than $15,000,000 for Costa Rica.

Page 27716

(3) Kasten unprinted amendment No. 640, providing that, of the total funds made available by the Act under "Military Assistance" and "Foreign Military Credit Sales," not to exceed $4,000 shall be available for entertainment expenses and not to exceed $138,500 shall be available for representation allowances.

Page 27717

(4) Kasten unprinted amendment No. 641, providing that, except for the appropriations entitled "International disaster assistance," "United States emergency refugee and migration assistance fund" and the special requirements fund within the appropriations entitled "Military Assistance" and the special requirements fund within the appropriations entitled "Economic support fund," not more than 15 per centum of any appropriation item made available by the Act for the fiscal year 1982 shall be obligated or reserved during the last month of availability.

Page 27717

(5) Kasten unprinted amendment No. 642, providing that the United States Governor of the International Bank for Reconstruction and Development may subscribe without fiscal year limitation to the callable portion of the United States share of such increases in capital stock in an amount not to exceed $1,687,728,491.

Page 27718

(6) Kasten (for Percy and Sarbanes) unprinted amendment No. 643, providing for Foreign Military Credit Sales, that during the fiscal year 1982, total commitments to guarantee loans shall not exceed $3,083,500,000 of contingent liability for loan principal.

Page 27718

(7) Percy-Pell unprinted amendment No. 644, providing for International Organizations and Programs, for necessary expenses to carry out the provisions of section 301 of the Foreign Assistance Act of 1961, and of section 2 of the United Nations Environment Program Participation Act of 1973, $218,638,000; and that not more than $7,500,000 shall be available for the United Nations Environment Program.

Page 27718

(8) Percy unprinted amendment No. 645, deleting the provision that none of the funds appropriated under the heading "International narcotics control" may be available for the United Nations Fund for Drug Abuse Control.

Page 27720

(9) Percy-Pell unprinted amendment No. 646, of a technical and clarifying nature.

Page 27721

(10) Helms modified unprinted amendment No. 647, providing that none of the funds appropriated under the heading "International Organizations and Programs," may be available for the United Nations Institute for Namibia, except if the President determines and submits in writing to Congress that providing such funds will promote an internationally recognized settlement in Namibia.

Page 27722

Rejected:

(1) By 26 yeas to 67 nays, Helms unprinted amendment No. 648, to provide that none of the funds appropriated by the Act may be made available after January 1, 1982, for the purpose of furnishing assistance for Zimbabwe while any military adviser or technician or other military personnel of the Democratic People's Republic of Korea is in Zimbabwe.

Page 27732

(2) By 36 yeas to 55 nays, Pell (for Moynihan) unprinted amendment No. 649, to provide that none of the funds appropriated or made available pursuant to the Act shall be available to any country in which on November 21, 1979, the United States Embassy and other U.S. Government property was attacked, and in which attacked American citizens died, and which has not paid full compensation in United States dollars to the United States Government for all damage done to U.S. Government property, for all damage done to property of United States citizens, for all expenses incurred by the United States Government directly or indirectly as a result of the attack, and for the loss of life of American citizens and of employees of the United States Government.

Page 27734

Pages 27706–27741

Departments of Commerce, Justice, and State Appropriations, 1982: Senate continued consideration of H.R. 4169, appropriating funds for fiscal year 1982 for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies, taking action on additional amendments proposed thereto, as follows:

By unanimous vote of 93 yeas, Senate agreed to Weicker unprinted amendment No. 632, providing

that nothing in the Act shall be interpreted as the establishment of religion or prohibiting the free exercise thereof.

Page 27705

Pending is Helms unprinted amendment No. 633 (printed Amendment No. 633), to provide that nothing shall be interpreted in derogation of the limitation on expenditures (with reference to the language of the Weicker amendment above).

Senate will continue consideration of the bill and amendments proposed thereto on Wednesday, November 18.

Page 27706

Nominations: Senate received the following nominations:

Alvin I. Krenzler, to be U.S. District Judge for the Northern District of Ohio.

35 Air Force nominations in the rank of General.

Page 27767

Presidential Message: Senate received a message from the President recommending legislation to deny a tax deduction for expenses of advertisements placed with a foreign broadcast undertaking and directed primarily to a market in the United States, which was referred to the Committee on Finance (PM-93).

Page 27748

Messages From the President: Page 27747

Messages From the House: Page 27748

Measures Referred: Page 27748

Communications: Pages 27748-27749

Statements on Introduced Bills: Pages 27750-27752

Amendments Submitted for Printing: Page 27552

Committee Authority To Meet: Page 277552

Additional Statements: Pages 27552-27766

Nominations: Page 27767

Record Votes: Four record votes were taken today. (Total—383)

Pages 27705, 27734, 27736, 27738

Recess: Senate convened at 10:30 a.m., and recessed at 7:20 p.m., until 10:30 a.m., on Wednesday, November 18, 1981. (For Senate's program see remarks of Senator Baker in today's Record on page 27767.)

Committee Meetings

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Committee ordered favorably reported an original bill (S. 1857), appropriating funds for fiscal year 1982 for the Department of Defense.

CONTINUING APPROPRIATIONS

Committee on Appropriations: Committee ordered favorably reported with amendments H.J. Res. 357, making further continuing appropriations for fiscal year 1982.

CLEAN AIR ACT

Committee on Environment and Public Works: Committee began markup of proposed amendments to the Clean Air Act (P.L. 95-95), but did not complete action thereon, and will meet again on Thursday, November 19.

BUSINESS MEETING

Committee on Foreign Relations: Committee ordered favorably reported the following business items:

The nominations of Edwin G. Corr, of Oklahoma, to be Ambassador to Bolivia, Melvin H. Evans, of the Virgin Islands, to be Ambassador to the Republic of Trinidad and Tobago, and Elliott Abrams, of the District of Columbia, to be Assistant Secretary of State for Human Rights and Humanitarian Affairs;

The following treaties: Extradition Treaty with the Netherlands (Treaty Doc. No. 97-7), Extradition Treaty with Colombia (Treaty Doc. No. 97-8), Mutual Legal Assistance Treaty with the Republic of Colombia (Treaty Doc., No. 97-11), Treaty on Mutual Legal Assistance with the Kingdom of the Netherlands (Treaty Doc. No. 97-16), Income Tax Convention with the Republic of the Philippines (Ex. C, 95th Cong., 1st sess.), and two related Protocols to the Convention for the Unification of Certain Rules Relating to International Carriage by Air (Ex. B, 96th Cong., 1st sess.);

S. Con. Res. 45, expressing the sense of the Congress with respect to the rights of the people of Afghanistan;

S. 854, establishing an Office of Foreign Missions responsible for providing benefits for foreign missions on terms approved by the Secretary of State, with amendments; and

S. 1611, providing for the completion of the planned International Diplomatic Center within the Federally-owned Bureau of Standards site in the District of Columbia.

Also, committee ordered reported unfavorably S. Con. Res. 48, disapproving the proposed sale of F-16 aircraft to Pakistan.

Prior to this action, the committee concluded hearings on the nomination of Mr. Abrams, listed above, after the nominee, who was introduced by Senator Moynihan, testified and answered questions in his own behalf.

U.S.-CANADIAN TRADE POLICIES

Committee on Governmental Affairs: Subcommittee on Oversight of Government Management held oversight hearings on U.S.-Canadian trade policies that adversely affect small American businesses located in border states, and to discuss the effects of Canadi-

an trade policies on their respective industries and the adequacy of trade remedies available to businesses harmed by Canadian imports, receiving testimony from Lawrence J. Brady, Assistant Secretary of Commerce for Trade Administration; Stephen L. Lande, Assistant U.S. Trade Representative for the Americas, and Donald de Kieffer, General Counsel, both of the Office of the U.S. Trade Representative; Richard A. Smith, Administrator, Foreign Agricultural Service, Department of Agriculture; William E. Fry, Director, Office of Investigations, Edward R. Easton, and William W. Gearhart, Jr., each an Assistant General Counsel, Office of the General Counsel, all of the U.S. International Trade Commission; James Salisbury, Milbridge, Maine, on behalf of the New England Regional Fisheries Management Council; Edward F. Bradley, Jr., on behalf of the Maine Fisheries Cooperative Association, Portland; M. J. Kuehne, Northwest Independent Forest Manufacturers Association, Tacoma, Washington; George M. Dunsmore, Vermont Department of Agriculture, Montpelier; and Stanley P. Greaves, Maine Potato Sales Association, and Dorothy P. Kelley, Maine Potato Council, both of Presque Isle.

Hearings were recessed subject to call.

NARCOTICS TRAFFICKING

Committee on Governmental Affairs: Permanent Subcommittee on Investigations resumed hearings on international narcotics trafficking, focusing on the problems to United States law enforcement officials of offshore banks as repositories of narcotics profits, receiving testimony from Jay Ethington, Assistant U.S. Attorney, Francis M. Mullen, Jr., Acting Administrator, Drug Enforcement Administration, and David McKeon, Deputy Chief, Narcotics Division, all of the Department of Justice; and a public witness.

Hearings continue tomorrow.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following business items:

The nominations of Lawrence W. Pierce, of New York, to be Circuit Judge for the Second Circuit Court of Appeals, Clarence A. Beam, to be U.S. District Judge for the District of Nebraska, John B. Jones, to be U.S. District Judge for the District of South Dakota, Cynthia H. Hall, to be U.S. District Judge for the Central District of California, Emmett R. Cox, to be U.S. District Judge for the Southern District of Alabama, Robert J. Wortham, to be U.S. Attorney for the Eastern District of Texas, Alan H. Nevas, to be U.S. Attorney for the District of Connecticut, John W. Gill, Jr., to be U.S. Attorney for the Eastern District of Tennessee, Joseph P. Russonielle, to be U.S. Attorney for the Northern District of California, Philip N. Hogen, to be U.S. Attorney for the District of South Dakota, J. Jerome Perkins, to be U.S. Marshal for the Northern District of Indiana, and Denny L. Sampson, to be U.S. Marshal for the District of Nevada;

S. 326, prohibiting a refiner, other than an independent or small refiner, from operating a gas station in the United States, eliminating wholesale price provisions, eliminating the right of first refusal, and eliminating criminal penalties, with an amendment in the nature of a substitute;

S. Res. 98, designating February of each year as "American History Month", with amendments;

S. J. Res. 57, designating February 7 through February 13, 1982 as "National Scleroderma Week";

BUSINESS MEETING

Committee on the Judiciary: Subcommittee on Separation of Powers approved for full committee consideration the following bills:

S. 1538, authorizing funds for fiscal year 1982 for the Commission on Civil Rights, with amendments; and

S. 1647, restricting the power of Federal courts in matters of court-ordered school busing, with an amendment in the nature of a substitute.

NOMINATION

Committee on Labor and Human Resources: Committee concluded joint hearings with the Committee on Veterans' Affairs on the nomination of William C. Plowden, Jr., of South Carolina, to be Assistant Secretary of Labor for Veterans' Employment, after the nominee who was introduced by Senator Thurmond, and Representative Napier, testified and answered questions in his own behalf. Testimony was also received from E. Philip Riggin, and Jim Bourie, both of the American Legion, Cooper T. Holt, Veterans of Foreign Wars of the United States, Ronald W. Drach, Disabled American Veterans, and John Fales, Blinded Veterans Association, all of Washington, D.C.

House of Representatives

November 17 (first legislative day), 1981

Chamber Action

Bills Introduced: 4 public bills, H.R. 4996–4999; and 3 resolutions, H.J. Res. 363, and H. Con. Res. 221 and 222 were introduced.

Pages 27771–27772

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Wright as the Speaker pro tempore for today.

Page 27768

Journal: By a yea-and-nay vote of 301 yeas to 39 nays with 2 voting "present", Roll No. 304, the House approved the Journal of Monday, November 16.

Pages 27768–27769

Private Calendar: On the call of the Private Calendar, the House took the following actions:

Sent to the Senate amended: H.R. 1797 (amendments agreed to by a recorded vote of 353 ayes with 4 voting "present", Roll No. 305).

Passed over without prejudice: H.R. 1547 and H.R. 1352.

A point of order made against a motion to dispense with the further reading of the Private Calendar after calendar number 25 was overruled.

By a division vote of 75 ayes to 37 noes the House agreed to table an appeal of the ruling of the Chair on the point of order.

Page 27771

Motion to Adjourn: By a yea-and-nay vote of 191 yeas to 172 nays, Roll No. 306, the House agreed to a motion that when the House adjourns today, it adjourn to meet at 4 p.m. today.

Page 27771

Quorum Calls—Votes: Three yea-and-nay votes and one recorded vote developed during the proceedings of the House today and appear on pages 27768–27771. There were no quorum calls.

Adjournment: Met at noon and adjourned at 1:19 p.m. (motion to adjourn agreed to by a yea-and-nay vote of 188 yeas to 172 nays, Roll No. 307).

Chamber Action

Bills Introduced: 9 public bills, H.R. 5000–5008; 2 private bills, H.R. 5009 and 5010; and 4 resolutions, H. Res. 275–278 were introduced.

Page 27840

Bills Reported: Reports were filed as follows:

H.R. 3663, to amend subtitle IV of title 49, United States Code, to provide for more effective regulation of motor carriers of passengers, amended (H. Rept. 97–334);

H. Res. 275, waiving certain points of order against H.R. 4995, making appropriations for the Department of Defense for the fiscal year ending September 30, 1982 (H. Rept. 97–335);

H. Res. 276, providing for the consideration of H.R. 2559, to authorize appropriations for the Coast Guard for fiscal year 1982 (H. Rept. 97–336);

H. Res. 277, providing for the consideration of H. Con. Res. 220, providing for the commemoration of the one hundredth anniversary of the birth of Franklin Delano Roosevelt (H. Rept. 97–337);

H. Res. 244, providing for upgrading of three positions on the Capitol Police (H. Rept. 97–338); and

H. Con. Res. 220, to provide for the commemoration of the one hundredth anniversary of the birth of Franklin Delano Roosevelt (H. Rept. 97–339).

Page 27840

Journal: By a yea-and-nay vote of 336 yeas to 49 nays with 2 voting "present", Roll No. 308, the House approved the Journal of Tuesday, November 17 (first legislative day), 1981.

Page 27772

Private Calendar: Agreed to dispense with the further call of the Private Calendar.

Page 27772

National Advisory Committee on Oceans and Atmosphere Authorization: House passed and cleared for the President S. 1133, to amend the National Advisory Committee on Oceans and Atmosphere Act of 1977 to authorize appropriations to carry out the provisions of such Act for fiscal year 1982.

Pages 27773–27774

DOD Authorization: By a yea-and-nay vote of 335 yeas to 61 nays, Roll No. 309, the House agreed to the conference report on S. 815, Department of Defense Authorization Act, 1982—clearing the measure for the President.

H. Res. 270, waiving certain points of order against the conference report, was agreed to earlier by a voice vote.

Pages 27774–27783

Late Report: Conferees received permission to have until midnight, Wednesday, November 18, to file a conference report on H.R. 4144, making appropriations for energy and water development for the fiscal year ending September 30, 1982.

Page 27783

Suspensions: House voted to suspend the rules and pass the following:

SB 1 pilot programs: H.R. 4500, to extend through fiscal year 1983 SBA pilot programs under section 8 of the Small Business Act;

Pages 27883–27886

Federal physicians comparability allowance: H.R. 4793, to amend title 5, United States Code, to extend the Federal Physicians Comparability Allowance Act of 1978. Subsequently, this passage was vacated and S. 1551, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill;

Pages 27886–27887

International banking facility deposit insurance: H.R. 4879, amended, to amend the Federal Deposit Insur-

ance Act to clarify the treatment of international banking facility deposits for purposes of deposit insurance assessments, amended. Agreed to amend the title; and

Pages 27798–27806

TVA employee retention plan: H. Con. Res. 203, requesting certain reports relating to the Tennessee Valley Authority Act of 1933, and prohibiting certain transactions by the Board of Directors of that Authority.

Pages 27806–27811

Federal Circuit Court of Appeals: House completed all debate on a motion to suspend the rules and pass H.R. 4482, to establish a United States Court of Appeals for the Federal Circuit, to establish a United States Claims Court, amended, on which the vote was postponed until Wednesday, November 18.

Pages 27774–27794

Presidential Message—Canadian Tax Laws: Received and read a message from the President wherein he transmits a report to the Congress concerning the Canadian tax law which denies a deduction for Canadian income tax purposes for the cost of advertising placed with a foreign broadcast undertaking and directed primarily at the Canadian market—referred to the Committee on Ways and Means.

Page 27810

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page H8438.

Quorum Calls—Votes: Two yea-and-nay votes developed during the proceedings of the House today and appear on pages 27772, 27773–27774. There were no quorum calls.

Adjournment: Adjourned at 7:29 p.m.

COMMITTEE MEETINGS
RURAL ENTERPRISE ZONE DEVELOPMENT ACT

Committee on Agriculture: Subcommittee on Conservation, Credit, and Rural Development held a hearing on H.R. 4576, Rural Enterprise Zone Development Act of 1981. Testimony was heard from Representatives Watkins, Weber of Minnesota, Emery, Hutto and Dyson; departmental and public witnesses.

REPROGRAMMINGS

Committee on Armed Services: Approved two reprogrammings.

Prior to this action, the Committee held a hearing on these reprogrammings. Testimony was heard from Brig. Gen. Donald S. Pihl, Deputy Director, Weapons Systems, Office of the Deputy Chief of Staff for Research, Development and Acquisition, Department of the Army.

MILITARY PERSONNEL EDUCATIONAL ASSISTANCE PROGRAM

Committee on Armed Services: Subcommittee on Military Personnel and Compensation continued hearings on legislative proposals for a new educational assistance program for military personnel. Testimony was heard from the following officials of the CBO: Robert F. Hale, Assistant Director for National Security and International Affairs and Daniel F. Huck, Deputy Assistant Director for National Security and International Affairs; Dr. Neil Singer, Director, Special Projects, Office of the Assistant Secretary for Manpower, Reserve Affairs and Logistics, Department of Defense and a public witness.

D.C. SELF-GOVERNMENT AND GOVERNMENTAL REORGANIZATION ACT AMENDMENTS

Committee on the District of Columbia: Ordered reported as amended H.R. 4910, to amend the District of Columbia Self-Government and Governmental Reorganization Act and the charter of the District of Columbia with respect to the provisions allowing the District of Columbia to issue general obligation bonds and notes and revenue bonds, notes, and other obligations.

DEINSTITUTIONALIZATION OF THE MENTALLY ILL

Committee on the District of Columbia: Subcommittee on Fiscal Affairs and Health continued hearings on the deinstitutionalization of the Mentally Ill. Testimony was heard from public witnesses.

Hearings continue tomorrow.

OVERSIGHT

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education continued oversight hearings on the impact of Federal budget cuts on the School Lunch program. Testimony was heard from J. William Hoagland, Administrator, Food and Nutrition Service, USDA and a public witness.

Hearings continue tomorrow.

WAIVER PROPOSAL FOR THE ALASKA GAS TRANSPORTATION SYSTEM

Committee on Energy and Commerce: Subcommittee on Fossil and Synthetic Fuels approved for full Committee action H.J. Res. 341, providing for a waiver of law pursuant to the Alaska Natural Gas Transportation Act.

COMMUNICATIONS ACT AMENDMENTS

Committee on Energy and Commerce: Subcommittee on Telecommunications, Consumer Protection and Finance held a hearing on H.R. 4727, to amend the Communications Act of 1934 to establish penalties

for violations of section 605 of such act. Testimony was heard from Representative Rose and public witnesses.

HUMAN RIGHTS

Committee on Foreign Affairs: Subcommittee on Asian and Pacific Affairs and the Subcommittee on Human Rights and International Organizations continued joint hearings on implementation of Congressionally Mandated Human Rights Provisions (Asian and Pacific Region). Testimony was heard from the following officials of the Department of State: John J. Holdridge, Assistant Secretary, East Asian and Pacific Affairs and Theresa A. Tull, Acting Deputy Assistant Secretary, Human Rights and Humanitarian Affairs.

AID TO PAKISTAN

Committee on Foreign Affairs: Subcommittee on International Security and Scientific Affairs and the Subcommittee on Asian and Pacific Affairs rejected H. Con. Res. 211, disapproving the proposed sale to Pakistan of F–16 aircraft.

Prior to this action, the Subcommittees held a joint hearing on this resolution and on the subject of aid to Pakistan. Testimony was heard from Representatives Bingham and Dymally and James M. Buckley, Under Secretary for Security Assistance, Science and Technology, Department of State.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Contracts and Printing met to consider pending business.

COAL PIPELINE ACT

Committee on Interior and Insular Affairs: Held a hearing on H.R. 4230, Coal Pipeline Act of 1981. Testimony was heard from James G. Watt, Secretary of the Interior; Reese H. Taylor, Jr., Chairman, ICC and public witnesses.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Ordered reported the following bills: H.R. 4623, as amended, to amend titles 10, 14, 37, and 38, United States Code, to codify recent law and to improve the Code and H.R. 3345, to make technical and conforming changes in the patent and trademark laws and in the Civil Rights of Institutionalized Persons Act.

The Committee acted on private immigration bills.

The Committee also continued markup of H.R. 746, Regulatory Procedure Act of 1981.

CRIMINAL CODE REVISION ACT

Committee on the Judiciary: Subcommittee on Criminal Justice continued hearings on H.R. 4711, Criminal Code Revision Act of 1981, and a similar bill H.R. 1647. Testimony was heard from former Representative Robert F. Drinan and public witnesses.

Hearings continue tomorrow.

DIPLOMATS: IMMIGRATION REFORM

Committee on the Judiciary: Subcommittee on Immigration, Refugees, and International Law considered a variety of cases for disapproval under the Act of September 11, 1957 involving several diplomats.

The Subcommittee also held a hearing on immigration reform legislation, including the following bills: H.R. 808, to amend the Immigration and Nationality Act to provide preferential treatment in the admission of certain children of U.S. Armed Forces personnel; H.R. 1871, to provide for the adjustment of status of certain Vietnam evacuees residing in Guam; H.R. 1872, to waive the visa requirements for aliens visiting Guam for not more than 15 days, and H.R. 3405, to amend the Immigration and Nationality Act. Testimony was heard from Senator Levin; Representatives Frank, Won Pat and McKinney; Diego Asencio, Assistant Secretary for Consular Affairs, Department of State; from the following officials of the Immigration and Naturalization Service, Department of Justice: Thomas Simmons, Immigration Examiner and Edward Burns, Immigration Inspector and public witnesses.

Hearings continue Nov. 19.

REPORT

Committee on Merchant Marine and Fisheries: Approved an oversight report entitled, "Semi-Paratus: The United States Coast Guard, 1981."

OVERSIGHT-FEDERAL EMPLOYEES HEALTH BENEFITS PROGRAM

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits held an oversight hearing on the Federal Employees Health Benefits Program. Testimony was heard from public witnesses.

Hearings continue November 19.

BUS REGULATORY REFORM ACT; MISCELLANEOUS BUSINESS

Committee on Public Works and Transportation: Ordered reported as amended H.R. 3663, to amend subtitle IV of title 49, United States Code, to provide for more effective regulation of motor carriers of passengers. The Committee also approved two lease prospectuses and one water resource survey resolution.

DEFENSE APPROPRIATIONS

Committee on Rules: Granted a rule waiving clauses 2 and 6 of Rule XXI against specified provisions of the bill H.R. 4995, making appropriations for the Department of Defense for the fiscal year ending

September 30, 1982. Testimony was heard from Chairman Whitten and Representatives Addabbo and Edwards of Alabama.

COAST GUARD AUTHORIZATION

Committee on Rules: Granted an open rule providing one hour of debate on H.R. 2559, Coast Guard Authorization Act, 1982. Testimony was heard from Representative Studds.

100TH ANNIVERSARY OF THE BIRTH OF FRANKLIN DELANO ROOSEVELT

Committee on Rules: Ordered reported H. Con. Res. 220, providing for the commemoration of the 100th anniversary of the birth of Franklin Delano Roosevelt.

Prior to this action, the Committee held a hearing on this resolution. Testimony was heard from Representatives Wright and Yates.

The Committee also granted a rule providing one hour of debate on H. Con. Res. 220.

HEARINGS ON OVERSIGHT

Committee on Rules: Subcommittee on Legislative Process continued hearings on Congressional oversight, including the following measures: H.R. 2, Sunset Act of 1981; H.R. 58, Sunset Review Act of 1981; Section 1 of H. Res. 100, Committee Improvement Amendments of 1981 and H. Res. 218, to provide authority for the creation of an experimental 21-day period commencing in January 1982 during which standing committees of the House of Representatives would engage in the oversight of programs and laws within their jurisdiction in lieu of the consideration of legislation. Testimony was heard from Representatives Ratchford, Eckart, and Tauke.

UNIFORM FEDERAL RESEARCH AND DEVELOPMENT ACT

Committee on Science and Technology: Ordered reported as amended H.R. 4564, to establish a uniform Federal system for management, protection, and utilization of the results of federally sponsored scientific and technological research and development; and to further the public interest of the United States domestically and abroad.

OMB CIRCULAR A-76

Committee on Veterans' Affairs: Subcommittee on Oversight and Investigations held a hearing on provision by the private sector of services required by OMB Circular A-76. Testimony was heard from Robert M. Gilroy, Senior Associate Director, Program, Logistics and Readiness Division, GAO and public witnesses.

SHARED HOUSING

Select Committee on Aging: Subcommittee on Housing and Consumer Interests held a hearing on shared housing. Testimony was heard from Philip Abrams, General Deputy Assistant Secretary for Housing-Federal Housing Commissioner, Department of Housing and Urban Development and public witnesses.

Joint Meetings

TRUCKING DEREGULATION

Joint Economic Committee: Committee concluded hearings on certain provisions of the Motor Carrier Act of 1980 (P.L. 96-296), focusing on deregulation of the trucking industry, after receiving testimony from Reese Taylor, Chairman, Interstate Commerce Commission; Alfred E. Kahn, Cornell University, Ithaca, New York, former Chairman of the Council on Wage and Price Stability; Marcus Alexis, Northwestern University, Evanston, Illinois, former Commissioner, Interstate Commerce Commission; and Thomas A. Trantum, L.F. Rothschild, Unterberg, Towbin, Bethesda, Maryland, former Commissioner, Interstate Commerce Commission.

ENERGY NATIONAL SECURITY PROGRAM AUTHORIZATIONS

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 3413, authorizing funds for fiscal years 1982 and 1983 for national security programs of the Department of Energy.

FARM BILL

Conferees continued to resolve their differences between the Senate and House-passed versions of S. 884, authorizing funds for fiscal years 1982 through 1985 for commodity price support programs administered by the Department of Agriculture, for agriculture research and conservation, and agriculture exports, but did not complete action thereon, and will meet again tomorrow.

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Wednesday, November 18, 1981

Senate

Chamber Action

Routine Proceedings, pages 27880-27981

Bills Introduced: Nine bills were introduced, as follows: S. 1859–1867.

Pages 27949–27950

Bills Reported: Reports were made as follows:

S. 691, strengthening the laws by increasing the penalties for the criminal infringement of a copyright involving the reproduction or distribution of phonorecords, motion pictures, or audiovisual works, with amendments. (S. Rept. No. 97–274)

S. 1700, establishing a U.S. Court of Appeals for the Federal Circuit, and establishing a U.S. Claims Court, with amendments. (with additional views) (S. Rept. No. 97–275)

Page 27949

Measures Passed:

Army Corps of Engineers Project Deauthorizations: Senate passed S. 1493, deauthorizing certain water resource projects within the jurisdiction of the U.S. Army Corps of Engineers, after agreeing to committee amendments and Baker (for Abdnor) unprinted amendment No. 660, of a clarifying nature.

Pages 27976–27979

National Scleroderma Week: Senate passed S.J. Res. 57, designating February 7 through February 13, 1982, as "National Scleroderma Week."

Pages 27976–27980

American History Month: Senate agreed to S. Res. 98, designating February of each year as "American History Month," with amendments.

Page 27980

Departments of Commerce, Justice, and State Appropriations, 1982: Senate continued consideration of H.R. 4169, appropriating funds for fiscal year 1982 for the Departments of Commerce, Justice, and State, and Judiciary, and related agencies, taking action on additional amendments proposed thereto as follows:

Adopted:

By 58 yeas to 38 nays, Helms Amendment No. 633, providing that nothing shall be interpreted in derogation of the limitation on expenditures (with reference to the language of Weicker unprinted amendment No. 632, adopted on November 17, providing that nothing in the Act shall be interpreted as the establishment of religion or prohibiting the free exercise thereof).

Page 27895

Pending is Weicker unprinted amendment No. 650 (printed Amendment No. 634), to provide that the academic and cultural exchange programs sponsored by the United States should not be reduced and that the President of the United States, in conjunction with the Congress, should establish a program for increasing United States participation in academic exchange programs.

Page S27897

Further Continuing Appropriations, 1982: Senate began consideration of H.J. Res. 357, making further continuing appropriations for fiscal year 1982, agreeing en bloc to committee amendments (with certain exceptions), and taking action on amendments proposed thereto, as follows:

Adopted:

(1) Kasten unprinted amendment No. 654, providing that such amounts as may be necessary for projects or activities provided for in the Foreign Assistance and Related Programs Appropriations Act, 1982, at a rate for operations and to the extent and in the manner as provided for in such Act as passed the Senate on November 17, 1981, as if such Act had been enacted into law, notwithstanding section 10 of Public Law 91–672, and section 15(a) of the State Department Basic Authorities Act of 1956.

Page 27914

(2) Hatfield unprinted amendment No. 655, of a technical nature.

Page 27917

(3) Stafford unprinted amendment No. 657, providing additional conditions for Student Financial Assistance.

Page 27917

Rejected:

(1) Robert C. Byrd unprinted amendment No. 651, to change the date until which funds may be available to December 19, 1981. (By 50 yeas to 47 nays, Senate tabled the amendment.)

Page 27907

(2) By 46 yeas to 49 nays, Robert C. Byrd unprinted amendment No. 652 (to unprinted amendment No. 651), in the nature of a substitute, to change the date until which funds may be available to December 18, 1981.

Page 27908

(3) By 46 yeas to 51 nays, Robert C. Byrd unprinted amendment No. 653 (to printed amendment No. 651), in the nature of a substitute, to change the date until which funds may be available to March 30, 1982.

Page 27914

(4) By 47 yeas to 49 nays, Packwood unprinted amendment No. 656, to provide that none of the funds made available by the joint resolution shall be used by the National Railroad Passenger Corporation for the operation of rail passenger service between Washington, D.C., and Chicago via Cincinnati.

Page 27917

(5) By 36 yeas to 58 nays, Kennedy unprinted amendment No. 659, to increase the appropriations for the Youth Employment Demonstration Program, the Job Corps Program, the Summer Youth Program, and the Private Sector Opportunities for

the Economically Disadvantaged Program under the Comprehensive Employment and Training Act.

Page 27928

Senate will resume consideration of the joint resolution and amendments proposed thereto on Thursday, November 19.

Page 27926

Pages 27901-27939

Toxic Substances Control Act: Senate disagreed to the amendments of the House to S. 1211, authorizing funds for fiscal year 1982 for the control of toxic substances, requested a conference with the House thereon, and the Chair appointed as conferees Senators Gorton and Baucus.

Page 27980

Intelligence Authorizations, 1982—Conference Report: Senate agreed to the conference report on H.R. 3454, authorizing funds for fiscal year 1982 for the intelligence activities of the United States Government.

Pages 27980-27981

Treaties Approved: By unanimous votes of 97 yeas, two-thirds of the Senators present and voting having voted in the affirmative, Senate agreed to the ratification of the following treaties:

Treaty Doc. No. 97-20, Agreement Extending for Eight Months the Treaty of Friendship with Spain.

Ex. Y, 96th Cong., 2nd Sess., Tax Treaty with the People's Republic of Bangladesh for the avoidance of double taxation and the prevention of fiscal evasion with respect to taxes on income and the encouragement of international trade and investment, without reservation but subject to two understandings.

Ex. U, 96th Cong., 2nd Sess., Tax Treaty with the Arab Republic of Egypt for the avoidance of double taxation and the prevention of fiscal evasion with respect to taxes on income and the encouragement of international trade and investment, subject to a reservation and an understanding.

Treaty Doc. No. 97-1, 97th Cong., 1st Sess., Tax Treaty with the Federal Republic of Germany for the avoidance of double taxation and the prevention of fiscal evasion with respect to taxes on estates of deceased persons and on gifts, without reservation but subject to an understanding.

Ex. C, 94th Cong., 2nd Sess., Tax Convention with the State of Israel, without reservation, but subject to an understanding.

Ex. M, 96th Cong., 2nd Sess., Tax Treaty and Proposed Protocol with the State of Israel for the avoidance of double taxation and the prevention of fiscal evasion with respect to taxes on income and the encouragement of international trade and investment, without reservation, but subject to an understanding.

Ex. E, 96th Cong., 2nd Sess., Tax Treaty with the Republic of Malta for the avoidance of double taxation and the prevention of fiscal evasion with respect to taxes on income and the encouragement of international trade and investment, with an amendment and subject to an understanding.

Ex. H, 95th Cong., 2nd Sess., Tax Treaty with the Kingdom of Morocco for the avoidance of double taxation and the prevention of fiscal evasion with respect to taxes on income and the encouragement of international trade and investment, subject to a reservation and an understanding.

Ex. Z, 96th Cong., 2nd Sess., Protocol to the Tax Treaty with the Kingdom of Norway for the avoidance of double taxation and the prevention of fiscal evasion with respect to taxes on income, without reservation but subject to an understanding.

Pages 27893-27894

Confirmations: Senate confirmed the following nominations:

Lawrence W. Pierce, of New York, to be U.S. Circuit Judge for the Second Circuit.

Emmett R. Cox, to be U.S. District Judge for the Southern District of Alabama

Cynthia H. Hall, to be U.S. District Judge for the Central District of California.

Clarence A. Beam, to be U.S. District Judge for the District of Nebraska.

John B. Jones, to be U.S. District Judge for the District of South Dakota.

Robert J. Wortham, to be U.S. Attorney for the Eastern District of Texas.

Alan H. Nevas, to be U.S. Attorney for the District of Connecticut.

John W. Gill, Jr., to be U.S. Attorney for the Eastern District of Tennessee.

Joseph R. Russoniello, to be U.S. Attorney for the Northern District of California.

Philip N. Hogen, to be U.S. Attorney for the District of South Dakota.

J. Jerome Perkins, to be U.S. Marshal for the Northern District of Indiana.

Denny L. Sampson, to be U.S. Marshal for the District of Nevada.

Page 27981

Nomination Withdrawn: Senate received the withdrawal of the nomination of Norman Braman, of Florida, to be Commissioner of Immigration and Naturalization Service.

Page 27981

Nomination: Senate received the nomination of Ralph K. Winter, Jr., of Connecticut, to be U.S. Circuit Judge for the Second Circuit.

Page 27981

Messages From the President: **Page 27948**

Messages From the House: **Page 27948**

Measures Referred: Page 27948
Measures Ordered Placed on Calendar: Page 27948
Communications: Pages 27948–27949
Statements on Introduced Bills: Pages 27949–27959
Amendments Submitted for Printing: Pages 27959–27960
Notices of Hearings: Page 27960
Committee Authority To Meet: Page 27960
Additional Statements: Pages 27960–27976
Nominations: Page 27981
Confirmations: Page 27981

Record Votes: Fifteen record votes were taken today. (Total 398)
Pages 27894, 27895, 27913, 27917, 27920, 27926, 27931, 27932

Recess: Senate convened at 10:30 a.m., and recessed at 7:08 p.m., until 10 a.m., on Thursday, November 19, 1981. (For Senate's program see remarks of Senator Baker in today's Record on page 27981.)

Committee Meetings

BUSINESS MEETING

Committee on Armed Services: Committee ordered favorably reported the following business items:

The nomination of Melvyn R. Paisley, of Washington, to be Assistant Secretary of the Navy for Research, Engineering, and Systems;

An original bill (S. 1906) providing for grade limitations for flag and general officers; and

3,874 routine military nominations in the Army, Navy, and Air Force.

Prior to this action, the committee concluded hearings on the nomination of Mr. Paisley, listed above, after the nominee, who was introduced by Senator Jackson, testified and answered questions in his own behalf.

Also, the committee received a report of the Subcommittee on Manpower and Personnel on flag and general officer strengths.

OIL SHALE RESOURCES

Committee on Energy and Natural Resources: Committee resumed markup of S. 1484, promoting the development of oil shale resources by revising the authority to lease lands containing oil shale deposits, but did not complete action thereon, and will meet again on Wednesday, December 2.

CHANNELS AND HARBORS

Committee on Environment and Public Works: Subcommittee on Water Resources approved for full committee consideration with amendments S. 1692, providing for the operation, maintenance, and construction of deep-draft channels and national harbors.

ESTATE TAXES

Committee on Finance: Subcommittee on Estate and Gift Taxation concluded hearings on the following bills:

S. 1430, providing that the election to use the alternate valuation date for the estate tax may be made on a return that is filed late, after receiving testimony from P. K. Seidman, Memphis, Tennessee; and Roger A. Pies, Cohen and Uretz, Washington, D.C.; and

S. 1487, allowing independent local newspapers to contribute corporate earnings into a trust to provide for prepayment of estate taxes, after receiving testimony from Joseph S. Iannucci and Morris J. Levin, both on behalf of the Independent Local Newspaper Association, Washington, D.C.

Testimony was also received on both the aforementioned bills from David Glickman, Deputy Assistant Secretary of the Treasury for Tax Policy.

NOMINATION

Committee on Foreign Relations: On Tuesday, November 17, the committee ordered favorably reported the nomination of Milan D. Bish, of Nebraska, to be Ambassador to Barbados, and to serve concurrently as Ambassador to Saint Lucia, and Ambassador to Saint Vincent and the Grenadines.

NARCOTICS TRAFFICKING

Committee on Governmental Affairs: Permanent Subcommittee on Investigations concluded hearings on international narcotics trafficking, focusing on proposed legislation providing assistance for U.S. law enforcement in efforts against narcotics trafficking, after receiving testimony from Robert E. Powis, Deputy Assistant Secretary of the Treasury for Enforcement, Roscoe L. Egger, Jr., Commissioner, Internal Revenue Service, and George C. Corcoran, Jr., Assistant Commissioner, Office of Border Operations, U.S. Customs Service, all of the Department of the Treasury; Carlton E. Turner, Senior Drug Policy Adviser, Office of Policy Development; and Peter B. Bensinger, former Administrator, Drug Enforcement Administration.

CRIMINAL CODE

Committee on the Judiciary: Committee ordered favorably reported with an amendent in the nature of a substitute S. 1630, reforming the Federal criminal laws and streamlining the administration of criminal justice.

AGENT ORANGE

Committee on Veterans' Affairs: Committee concluded oversight hearings on the Federal Government efforts to resolve issues regarding the health effects of the use of Agent Orange and other herbicides in

Vietnam, after receiving testimony from Robert P. Nimmo, Administrator, John Murphy, General Counsel, Barclay Shepard, Special Assistant to the Chief Medical Director for Environmental Medicine, Lawrence Hobson, Clinical Assistant to the Special Assistant to the Chief Medical Director for Environmental Medicine, all of the Veterans' Administration; Peter A. Flynn, Office of the Assistant Secretary of Defense for Health Affairs; Robert Peterson, Senior Associate Director, and James Linz and John Hansen, both Senior Evaluators, all of the General Accounting Office; Michael Gough, Project Director, Health Program, Office of Technology Assessment; Bart Kull, Special Assistant to the Deputy Under Secretary of Health and Human Services for Intergovernmental Affairs, Vernon Houk, Director, Center for Environmental Health, Center for Disease Control, and Leslie Platt, all of the Agent Orange Working Group; David J. Erickson, Birth Defects Branch, Center for Environmental Health, Center for Disease Control, Atlanta, Georgia; Lt. Gen. Paul W. Myers, Surgeon General, U.S. Air Force; Richard S. Christian, Chief, Agent Orange Task Force, Department of the Army; Roger Detels, University of California, Los Angeles; and Nelson S. Irey, Armed Forces Institute of Pathology, John Sommer, and Paul Egan, both of the American Legion, Philip R. Mayo and James Davis, both of the Veterans of Foreign Wars of the United States, Ronald Simon, and Lewis Milford, both of the National Veterans Law Center, and John Terzano and Joan Z. Bernstein, both of Vietnam Veterans of America, all of Washington, D.C.

INDIAN CLAIMS

Select Committee on Indian Affairs: Committee concluded hearings on the following bills:

S. 1613, requiring the U.S. Court of Claims to consider the merits of certain claims filed by the Navajo Indian Tribe, alleging U.S. breach of legal and treaty obligations, after receiving testimony from Anthony C. Liotta, Deputy Assistant Attorney General, Land and Natural Resources Division, Department of Justice; and Peter Riggs, Window Rock, Arizona, and William C. Schaab, Albuquerque, New Mexico, both on behalf of the Navajo Nation; and

S. 1468, designating a portion of land in Harney County, Oregon, to be held in trust for the Burns Paiute Indian Tribe, after receiving testimony from Kenneth Payton, Deputy Assistant Secretary of the Interior for Indian Affairs.

House of Representatives

Chamber Action

Bills Introduced: 22 public bills, H.R. 5011–5032; 2 private bills, H.R. 5033 and 5034; and 3 resolutions, H. Con. Res. 223, and H. Res. 279 and 280 were introduced.

Page 28093

Bills Reported: Reports were filed as follows:

H.R. 3731, to amend the Act of October 19, 1973 (87 Stat. 466), relating to the use or distribution of certain judgment funds awarded by the Indian Claims Commission or the Court of Claims, amended (H. Rept. 97–340);

S. 478, to provide for the partitioning of certain restricted land in the State of Kansas, amended (H. Rept. 97–341);

Conference report on H.R. 3413, to authorize appropriations for the Department of Energy for national security programs for fiscal year 1982 (H. Rept. 97–342);

H. Res. 279, providing for the consideration of H.R. 3046, to amend the Older Americans Act of 1965 to extend the authorizations of appropriations contained in such Act (H. Rept. 97–343); and

H. Res. 280, providing for the consideration of H.R. 3663, to amend subtitle IV of title 49, United States Code, to provide for more effective regulation of motor carriers of passengers (H. Rept. 97–344).

Pages 28093–28094

Federal Circuit Court of Appeals: By a yea-and-nay vote of 321 yeas to 76 nays, Roll No. 310, the House voted to suspend the rules and pass H.R. 4482, amended, to establish a United States Court of Appeals for the Federal Circuit, and to establish a United States Claims Court. This bill was debated on Tuesday, November 17 (second legislative day).

Pages 27885–27986

Intelligence Authorization Act: By a yea-and-nay vote of 379 yeas to 22 nays, Roll No. 311, the House agreed to the conference report on H.R. 3453, to authorize appropriations for fiscal year 1982 for the intelligence and intelligence-related activities of the United States Government, for the Intelligence Community Staff, and for the Central Intelligence Agency Retirement and Disability System, and to authorize supplemental appropriations for fiscal year 1981 for the intelligence and intelligence-related activities of the United States Government—clearing the measure for Senate action.

Pages 27985–27988

Committee to Sit: Committee on Energy and Commerce received permission to sit during proceedings

of the House under the 5-minute rule today and Thursday, November 19.

Page 27988

District of Columbia Appropriations: By a yea-and-nay vote of 228 yeas to 174 nays, Roll No. 312, the House agreed to the conference report on H.R. 4522, making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1982.

House receded and concurred in Senate amendments numbered 4, 5, 30, and 41.

House receded and concurred, with amendment, in Senate amendments numbered 7, 11, 12, and 22.

House insisted on its disagreement to Senate amendment numbered 42—clearing the measure for Senate action.

Earlier, on a division of the question on a motion that the House recede from its disagreement and concur, with an amendment, to Senate amendment No. 42, the House rejected the motion to recede (rejected by a yea-and-nay vote of 186 yeas to 210 nays, with 1 voting "present", Roll No. 313).

Pages 27988–27996

Late Report: Conferees received permission to have until midnight tonight to file a conference report on H.R. 3413, the Department of Energy National Security and Military Applications of Nuclear Energy Authorization Act of 1982.

Subsequently, agreed that it be in order to consider the conference report on H.R. 3413 on Thursday, November 19, or any day thereafter.

Pages 27997–28006

Department of Defense Appropriations: By a yea-and-nay vote of 335 yeas to 61 nays, Roll No. 320, the House passed H.R. 4995, making appropriations for the Department of Defense for the fiscal year ending September 30, 1982.

Rejected a motion to recommit the bill to the Committee on Appropriations.

Agreed to:

An amendment that increases by $10 million the funding for Army military personnel;

An amendment that increases by $230.4 million the funding for Army operation and maintenance;

An amendment that increases by $86 million the funding for Navy operation and maintenance;

An amendment that increases by $15.3 million the funding for the Marine Corps operation and maintenance;

An amendment that increases by $8 million the funding for the Defense Agencies operation and maintenance;

An amendment that increases by $83.1 million the funding for the Air Force operation and maintenance;

An amendment that increases by $12 million the funding for Army procurement of weapons and tracked combat vehicles;

An amendment that increases by $400 million the funding for Navy conversion and shipbuilding of three SSN–688 submarines and one ship;

An amendment that increases by $3.4 million the funding for Navy procurement;

An amendment that deletes $121.7 million in funding for the Air Force procurement of A–7K aircraft;

An amendment that increases by $9 million the funding for Air Force missile procurement;

An amendment that increases by $100 million the funding for Navy research and development;

An amendment that prohibits use of funds to transfer technical data packages or defense items from any Government-owned and -operated defense plant to any foreign government;

An amendment that strikes language reducing retirement pay by 5.2 percent;

An amendment that prohibits use of funds for personal cooks, chauffeurs, and servants for DOD personnel, or to purchase passenger vehicles that deliver less than EPA estimates of 22 miles per gallon;

An amendment that deletes language relating to pay schedules for DOD teachers; and

An amendment that prohibits use of funds to employ more than 33 persons at the excutive level.

Rejected:

An amendment that sought to delete $22 million in funds for Pershing II missiles;

An amendment that sought to delete $1.8 billion in funding for the B–1 bomber (rejected by a recorded vote of 142 ayes to 263 noes, Roll No. 316);

A substitute to the foregoing amendment that sought to delete $1.79 billion in funding for Air Force aircraft procurement (rejected by a recorded vote of 99 ayes to 307 noes, Roll No. 315);

An amendment that sought to delete $1.9 billion in funding for the MX missile and its basing mode (rejected by a recorded vote of 139 ayes to 264 noes, Roll No. 317);

An amendment that sought to reduce all appropriations provided in the bill by five percent;

A substitute to the foregoing amendment that sought to reduce by two percent funding for military procurement and research and development, excepting spare parts, repair parts, or ammunition (rejected by a recorded vote of 197 ayes to 202 noes, Roll No. 319); and an amendment to the foregoing amendment that sought to reduce by two percent funding for military procurement and research and development, excepting spare parts (rejected by a recorded vote of 140 ayes to 256 noes, Roll No. 318);

An amendment that sought to delete language capping reserve and national guard technician pay (rejected by a division vote of 55 ayes to 76 noes); and

An amendment that sought to prohibit use of funds to hire firefighting and security personnel where duties are currently being performed by DOD personnel (rejected by a division vote of 83 ayes to 85 noes).

A point of order was sustained against language relating to the transfer and administration of DOD dependents schools.

A point of order was sustained against an amendment that sought to prohibit use of funds to procure foreign manufactured items not inspected under United States production standards.

H. Res. 275, waiving certain points of order against the bill, was agreed to earlier by a yea-and-nay vote of 398 yeas to 4 nays, Roll No. 314.

Pages 28005–28083

Subcommittee to Sit: Subcommittee on Natural Resources, Agriculture Research and Environment of the Committee on Science and Technology received permission to sit during proceedings of the House under the 5-minute rule on Thursday, November 19.

Page 28083

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 28095.

Quorum Calls—Votes: Six yea-and-nay votes and five recorded votes developed during the proceedings of the House today and appear on pages 27985–27986, 27988–27992, 27995–27996, 27997, 28045–28047, 28062–28063, 28072–28074, 28082. There were no quorum calls.

Adjournment: Adjourned at 9:55 p.m.

Committee Meetings

OVERSIGHT

Committee on Banking, Finance and Urban Affairs: Subcommittee on General Oversight and Renegotiation held an oversight hearing on the Depository Institutions Deregulation Committee. Testimony was heard from Richard T. Pratt, Chairman, Federal Home Loan Bank Board and public witnesses.

DEINSTITUTIONALIZATION OF THE MENTALLY ILL

Committee on the District of Columbia: Subcommittee on Fiscal Affairs and Health concluded hearings on the deinstitutionalization of the mentally ill. Testimony was heard from public witnesses.

OVERSIGHT

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education concluded oversight hearings on the impact of Federal budget cuts on the school lunch program. Testimony was heard from Representatives Hall and Miller of California.

STANDBY PETROLEUM EMERGENCY AUTHORITY ACT

Committee on Energy and Commerce: Ordered reported as amended H.R. 4700, Standby Petroleum Emergency Authority Act of 1981.

EPA—RIF'S AND REORGANIZATION

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing on the issues of the reductions-in-force, the budget, and the reorganization of the Environmental Protection Agency. Testimony was heard from Representative Florio and Ann M. Gorsuch, Administrator, EPA.

FOREIGN CORRUPT PRACTICES ACT

Committee on Energy and Commerce: Subcommittee on Telecommunications, Consumer Protection, and Finance continued hearings on the Foreign Corrupt Practices Act. Testimony was heard from John Shad, Chairman, SEC and Jonathan C. Rose, Assistant Attorney General, Office of Legal Policy, Department of Justice.

U.S. POLICY TOWARD THE PHILIPPINES

Committee on Foreign Affairs: Subcommittee on Asian and Pacific Affairs and the Subcommittee on Human Rights and International Organizations held a joint hearing on U.S. Policy Toward the Philippines. Testimony was heard from Daniel A. O'Donohue, Deputy Assistant Secretary, Bureau of East Asian and Pacific Affairs, Department of State and public witnesses.

EXPORT CREDIT SUBSIDIES

Committee on Foreign Affairs: Subcommittee on International Economic Policy and Trade held a hearing on H. Con. Res. 95, to encourage the reduction of export credit subsidies in world trade. Testimony was heard from Elinor G. Constable, Deputy Assistant Secretary for International Finance and Development, Bureau of Economic and Business Affairs, Department of State and John Lange, Director, Office of Trade Finance, Department of the Treasury.

REPORT

Committee on Government Operations: Subcommittee on Commerce, Consumer, and Monetary Affairs approved for full Committee action the following

report entitled, "Silver Report and the Adequacy of Federal Actions in the Marketplace, 1979–80."

CONVENTIONAL AMMUNITION MANAGEMENT

Committee on Government Operations: Subcommittee on Legislation and National Security held a hearing on DOD's failure to manage conventional ammunition properly. Testimony was heard from Werner Groshans, Deputy Director, Procurement, Logistics and Readiness Division, GAO; Dr. Lawrence Korb, Assistant Secretary of Defense for Manpower, Reserve Affairs and Logistics; Maj. Gen. Benjamin F. Register, Jr., Commanding General, Armament Materiel Readiness, U.S. Army; Chapman Cox, Deputy Assistant Secretary for Logistics, U.S. Navy and Maj. Gen. Leo Marquez, Commander, Ogden Air Logistics Center, Hill Air Force Base, Utah.

MISSING CHILDREN ACT

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights held a hearing on H.R. 3781, Missing Children Act. Testimony was heard from Senator Hawkins; Representatives Simon, Shaw and Peyser and public witnesses.

PATENT TERM RESTORATION ACT

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice concluded hearings on H.R. 1937 and S. 255, Patent Term Restoration Act of 1981. Testimony was heard from Senator Grassley and public witnesses.

VIOLENT CRIME

Committee on the Judiciary: Subcommittee on Crime concluded oversight hearings on the report of the Attorney General's Task Force on Violent Crime, with emphasis on the Criminal Justice Community's response to the Report. Testimony was heard from public witnesses.

CRIMINAL CODE REVISION ACT

Committee on the Judiciary: Subcommittee on Criminal Justice continued hearings on H.R. 4711, Criminal Code Revision Act of 1981, and a similar bill H.R. 1647. Testimony was heard from public witnesses.

TRANSFER OF FEDERAL PROPERTY; STEAMSHIP VESSEL

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine approved for full Committee action as amended H.R. 3620, to transfer certain Federal property to the city of Hoboken, N.J.

The Subcommittee also held a hearing on H.R. 3782, to revitalize the pleasure cruise industry by clarifying and waiving certain restrictions in the Merchant Marine Act, 1936, and the Merchant Marine Act, 1920, to permit the entry of the steamship vessel *Oceanic Constitution* into the trade. Testimony was heard from public witnesses.

Hearings continue November 24.

DOD SECRETARIES

Committee on Post Office and Civil Service: Subcommittee on Human Resources held a hearing on H.R. 4448, to amend title 10, United States Code, to increase the number of Assistant Secretaries in the Department of Defense. Testimony was heard from David O. Cooke, Deputy Assistant Secretary of Defense for Administration.

ECONOMIC DEVELOPMENT POLICY

Committee on Public Works and Transportation: Subcommittee on Economic Development held a hearing on projected changes in the economy, population, labor market and work force, and their implications for economic development policy. Testimony was heard from Janet L. Norwood, Commissioner of Labor Statistics, Department of Labor; Roger J. Vaughan, Deputy Director, Office of Development Planning, State of New York and a public witness.

Hearings continue tomorrow.

STATE AND LOCAL GOVERNMENT COST ESTIMATE ACT

Committee on Rules: Ordered reported as amended H.R. 1465, State and Local Government Cost Estimate Act of 1981.

Prior to this action, the Committee held a hearing on this legislation. Testimony was heard from Representatives Zeferetti, Lundine and Mineta; Alice M. Rivlin, Director, CBO and public witnesses.

OLDER AMERICANS ACT AMENDMENTS

Committee on Rules: Granted an open rule providing one hour of debate on H.R. 3046, Older Americans Act Amendments of 1981. Testimony was heard from Representatives Andrews and Petri.

BUS REGULATORY REFORM ACT

Committee on Rules: Granted an open rule providing one hour of debate on H.R. 3663, to amend subtitle IV of title 49, United States Code, to provide for more effective regulation of motor carriers of passengers. Testimony was heard from Chairman Howard and Representatives Anderson, Clausen and Shuster.

UNEMPLOYMENT COMPENSATION LEGISLATION

Committee on Ways and Means: Subcommittee on Public Assistance and Unemployment Compensation approved for full Committee action as amended H.R. 4942, to provide that certain amounts transferred to State unemployment funds will continue to be available for payment of administrative expenses.

Joint Meetings

APPROPRIATIONS—ENERGY AND WATER

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 4144, appropriating funds for fiscal year 1982 for energy and water development programs.

MUNICIPAL WASTE WATER CONSTRUCTION AUTHORIZATIONS

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 4503, authorizing funds for fiscal years 1982, 1983, 1984, and 1985, for the municipal waste water treatment construction grant programs of the Clean Water Act, but did not complete action thereon, and will meet again tomorrow.

FARM BILL

Conferees continued in evening session to resolve their differences between the Senate- and House-passed versions of S. 884, authorizing funds for fiscal years 1982 through 1985 for commodity price support programs administered by the Department of Agriculture, for agriculture research and conservation, and agriculture exports.

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Thursday, November 19, 1981

Senate

Chamber Action

Routine Proceedings, pages 28261–28402, 28402–28469.

Bills Introduced: Eleven bills and one resolution were introduced, as follows: S. 1868–1878 and S.J. Res. 129.

Page 28355

Bills Reported: Reports were made as follows:

S. Con. Res. 48, disapproving the proposed sale of F–16 aircraft to Pakistan, unfavorably (S. Rept. No. 97–276).

Page 28355

Measures Passed:

Waiver of Law to Expedite Construction of the Alaska National Gas Transportation System: By 75 yeas to 19 nays, Senate passed S.J. Res. 115, approving the President's recommended waiver of law to expedite the construction and initial operation of the Alaska Natural Gas Transportation System.

Pages 28266–28291

Support of President's Peace Initiatives: By unanimous vote of 95 yeas, Senate agreed to H. Con. Res. 224, expressing Congressional commendation of and support for the President's initiatives for peace and reaffirming a desire to work with him so that the threats of nuclear war can be reduced and perhaps eliminated in our lifetime.

Pages 28305–28308

Further Continuing Appropriations, 1982: By 70 yeas to 26 nays, Senate passed H.J. Res. 357, making further continuing appropriations for fiscal year 1982, after agreeing to a previously excepted committee amendment, and taking action on additional amendments proposed thereto, as follows:

Adopted:

(1) Hawkins unprinted amendment No. 661, authorizing the Attorney General to acquire and exchange certain information relating to deceased individuals and missing children.

Page 28292

(2) Garn unprinted amendment No. 663, of a technical nature, in the contract authority amount available for the HUD Assisted Housing Program.

Page 28304

(3) By 54 yeas to 41 nays, Stevens unprinted amendment No. 664, raising the pay cap for Executive Schedule employees to $59,500 for Level III, $58,500 for Level IV, and $57,500 for Level V.

Page 28310

(4) Stevens unprinted amendment No. 666, providing that, for each fiscal year (beginning with the fiscal year which ends September 30, 1982), the Secretary of the Senate is authorized to expend from the contingent fund of the Senate such amount as may be necessary to enable the Secretary to obtain from the General Services Administration the services of a professional archivist; and that such services shall be obtained on a reimbursable basis and shall not be obtained except with the consent of the General Services Administration and the Committee on Rules and Administration.

Page 28316

(5) By 60 yeas to 35 nays, 1 voting present, Cannon unprinted amendment No. 667, eliminating language prohibiting funds to implement and enforce a Civil Aeronautics Board ruling that U.S. airlines do not get antitrust immunity to be members of an international cartel for price-fixing on North Atlantic routes.

Page 28316

(6) Mathias unprinted amendment No. 668, providing $60,000,000 for the reconstruction, resurfacing, restoration, or rehabilitation of the Woodrow Wilson Bridge.

Page 28320

(7) Weicker unprinted amendment No. 669, providing $69,800,000 for section 611 of the Education of the Handicapped Act, in addition to amounts appropriated under the joint resolution which would otherwise be made available under H.R. 4560, the

Departments of Labor, Health and Human Services, and Education and Related Agencies Appropriation Act, 1982, as reported to the Senate on November 9, 1981, for such program. (By 39 yeas to 56 nays, Senate earlier failed to table the amendment.)

Page 28321

(8) By 55 yeas to 39 nays, Weicker unprinted amendment No. 670, providing $991,845,000 for carrying out, to the extent not otherwise provided, the Rehabilitation Act of 1973, as amended, and the International Health Research Act of 1960, of which $892,865,538 shall be for allotments under section 100(b)(1), $6,134,462 shall be for activities under section 110(b)(3), $650,000 shall be made available to the Navajo Tribal Council for activities under section 130, and $18,000,000 for activities under section 711 of the Rehabilitation Act of 1973.

Page 28327

(9) By 61 yeas to 34 nays, Metzenbaum unprinted amendment No. 672, providing an additional $90,000,000 for the payment of windfall benefits, as provided under section 15(d) of the Railroad Retirement Act of 1974, which, together with the amounts appropriated under the joint resolution which would otherwise be made available under H.R. 4560, the Departments of Labor, Health and Human Services, and Education and Related Agencies Appropriation Act, 1982, for the payment of such benefits, shall be the maximum amount available for payments through September 30, 1982.

Page 28333

(10) Hawkins-Chiles Amendment No. 635, providing that none of the funds appropriated by the joint resolution may be obligated or expended after March 1, 1982, for the detention of any entrant, any applicant for political asylum or for refugee status, or any other alien which would cause the total number of aliens to exceed 525 at the facility known as Krome North, located in the State of Florida, or to exceed 525 at the other facility in the State of Florida for the detention of aliens awaiting exclusion, deportation, or resettlement which is not used for such purpose on the date of enactment of the joint resolution.

Page 28340

(11) Hayakawa unprinted amendment No. 674, providing that each State shall establish such fiscal control procedures as are necessary to assure that the funds made available under the joint resolution for the low-income energy assistance program are used for payments in accordance with section 2605(b) (1) and (2) of the Omnibus Budget Reconciliation Act of 1981 and that each eligible household receiving such payments does not use the payments for any other purpose than the purpose described in section 2602(a).

Page 28340

(12) Melcher modified unprinted amendment No. 675, providing that none of the funds appropriated for the Department of Labor, Mine Safety and Health Administration, shall be obligated or expended to prescribe, issue, administer or enforce any standard, rule, regulation or order under the Federal Mine Safety and Health Act of 1977 with respect to any independent construction contractor who is engaged by an operator for the construction, repair or alteration of structures, facilities, utilities or private ways or roads located on (or appurtenant to) the surface areas of any coal or other mine, and whose employees work in a specifically demarcated area, separate from actual mining or extraction activities; and that no funds shall be obligated or expended to prescribe, issue, administer or enforce any standard, rule, regulation or order under the Federal Mine Safety and Health Act of 1977 on any State or political subdivision thereof.

Page 28341

(13) Durenberger-Baucus unprinted amendment No. 676, providing that provisions relating to payment for ineffective drugs contained in H.R. 4560, Departments of Labor, Health and Human Services, and Education, and Related Agencies Appropriation Act, 1982, shall be incorporated into the joint resolution only for the period ending December 31, 1981.

Page 28342

(14) Kennedy unprinted amendment No. 679, providing, notwithstanding any other provisions of the joint resolution and the provisions of sections 720(b) and 722(a)(1) of the Public Health Service Act, $35,790,000 to remain available until expended for grants for the construction or expansion of two teaching facilities under section 720(a)(1) of such Act.

Page 28384

(15) Bumpers unprinted amendment No. 680, providing $362,000,000 for the Maternal and Child Health Care Block Grants.

Page 28388

(16) Hatch modified unprinted amendment No. 681, providing $61,180,000 for activities under the Developmental Disabilities Assistance and Bill of Rights Act of 1981, and $1,754,000 for health promotion and disease prevention activites of the Office of the Assistant Secretary for Health.

Page 28403

(17) Danforth unprinted amendment No. 683, providing an additional sum of $50,000,000 which shall be made available for training and job search allowances, under sections 236, 237, and 238 of the Trade Act of 1974.

Page 28403

(18) Hatch unprinted amendment No. 684, providing $10,000,000 for Part B of Title IV of the

Comprehensive Employment and Training Act, relating to the Job Corps.

Page 28405

(19) Andrews unprinted amendment No. 685, providing operational responsibility differential pay for employees of the Federal Aviation Administration.

Page 28407

(20) By 62 yeas to 35 nays, Baker unprinted amendment No. 689, reducing the total funds appropriated or otherwise made available by the joint resolution by 4 percent, with certain exception.

Page 28420

(21) By 94 yeas to 3 nays, Robert C. Byrd unprinted amendment No. 690 (to Baker unprinted amendment No. 689), changing the expiration date to March 30, 1982.

Page 28420

(22) By 62 yeas to 35 nays, Proxmire unprinted amendment No. 691 (to Baker unprinted amendment No. 689), deleting the Foreign Assistance and Related Programs Appropriations Act, 1982. (By 48 yeas to 49 nays, Senate failed to table the amendment.)

Page 28426

(23) Chiles unprinted amendment No. 692 (to Baker unprinted amendment No. 689), exempting law enforcement activities from further budget reductions.

Page 28428

(24) Levin unprinted amendment No. 695, requiring department and agency heads to act to meet the funding levels for guarantees and insurance provided for in the joint resolution, subject only to the absence of qualified applicants.

Page 28435

(25) Stevens unprinted amendment No. 697, conforming section 280A to section 162(a) of the Internal Revenue Code.

Page 28438

(26) Garn unprinted amendment No. 698, changing the amounts available for the Federal Emergency Management Agency in accordance with the most recent budget request.

Page 28438

(27) Gorton-Jackson unprinted amendment No. 699, providing emergency relief for highways damaged by the eruption of Mount St. Helens volcano.

Page 28439

(28) Dole unprinted amendment No. 700, providing that none of the funds appropriated by the joint resolution or by any other Act shall be obligated or expended to increase, after date of enactment of the joint resolution, any salary of any Federal judge or Justice of the Supreme Court, except as may be specifically authorized by Act of Congress hereafter enacted; and that nothing in the limitation shall be construed to reduce any salary which may be in effect at the time of enactment of the joint resolution, nor shall the limitation be construed in any manner to reduce the salary of any Federal judge or of any Justice of the Supreme Court.

Page 28439

(29) Dole unprinted amendment No. 701 (substitute amendment to previously excepted committee amendment on page 21), relating to the application of Revenue Ruling 81–216 and certain other regulations.

Page 28439

(30) Hatfield unprinted amendment No. 703, of a technical nature.

Page 28446

Rejected:

(1) By 5 yeas to 90 nays, Stevens unprinted amendment No. 665 (to Stevens unprinted amendment No. 664), to raise the pay cap for Executive Schedule employees to $72,972.00 for Level I and $63,574.30 for Level II.

Page 28311

(2) By 41 yeas to 54 nays, Weicker unprinted amendment No. 671, to provide $200,000,000 for low-income home energy assistance program, in addition to amounts appropriated under the joint resolution which would otherwise be made available under H.R. 4560, the Departments of Labor, Health and Human Services, and Education and Related Agencies Appropriation Act, 1982, as reported to the Senate on November 9, 1981, for such program.

Page 28330

(3) By 23 yeas to 73 nays, Harry F. Byrd, Jr. unprinted amendment No. 673, to provide that, notwithstanding any other provision of the joint resolution, the appropriations, funds or other authority for projects or activities covered by the joint resolution which are funded under appropriations bills exceeding the budget estimates in budget authority shall not be in excess of the budget estimates as of November 20, 1981, until such appropriations bills are enacted; except shall not reduce funding for those activities described in Sections 401(c)(2)(C), 401(d)(1)(A) or 401(d)(1)(B) of the Congressional Budget Act of 1974 below any levels which may be established in an appropriations bill prior to its enactment.

Page 28339

(4) Sasser-Pryor modified unprinted amendment No. 677, to provide for the reduction in funds appropriated or otherwise made available by the joint resolution for payments not required by law. (By 52 yeas to 44 nays, Senate tabled the amendment.)

Page 28345

(5) By 38 yeas to 59 nays, Pell unprinted amendment No. 678, to increase the funding for Pell Grants and Supplemental Education Opportunity Grants.

Page 28383

(6) By 35 yeas to 63 nays, Specter unprinted amendment No. 682, to provide that the Mine Safety and Health Administration shall continue during the term of the joint resolution to have the same enforcement authorities which were vested in it on the last day of Fiscal Year 1981.

Page 28390

(7) DeConcini unprinted amendment No. 686, to disapprove the proposed deferral of budget authority for Veterans' Administration health-care facility construction (D82–140). (By 58 yeas to 39 nays, Senate tabled the amendment.)

Page 28409

(8) DeConcini unprinted amendment No. 687, to clarify that the disapproval of the proposed deferral of budget authority for Veterans' Administration health-care facility construction shall have the same effect as passage of an impoundment resolution. (By 53 yeas to 43 nays, Senate tabled the amendment.)

Page 28419

(9) Jepsen-Armstrong unprinted amendment No. 693, to limit the use of funds for the Federal Election Commission after March 15, 1982. (By 65 yeas to 31 nays, Senate tabled the amendment.)

Page 28430

(10) Hart unprinted amendment No. 696, to provide funds for the Environmental Protection Agency and the Council on Environmental Quality according to the conference report on the HUD-Independent Agencies Appropriations Act. (By 59 yeas to 37 nays, Senate tabled the amendment.)

Page 28436

(11) Huddleston unprinted amendment No. 702, to decrease the funding for bilingual education to $126,553,000.

Page 28445

Action Vitiated:

Danforth unprinted amendment No. 662, to provide, in addition to any sums otherwise appropriated, an additional sum of $98,560,000 which shall be made available for training, job search allowances, and relocation allowances, under sections 236, 237, and 238 of the Trade Act of 1974. (By 49 yeas to 46 nays, Senate tabled the amendment. By 47 yeas to 47 nays, Senate failed to table a motion to reconsider the previous vote.)

Subsequently all action on this amendment was vitiated and the amendment was withdrawn.

Pages 28299–28351, 28383–28402, 28410

During consideration of the joint resolution, by 55 yeas to 42 nays, Senate tabled a motion to recommit the joint resolution to the Committee on Appropriations, with instructions.

Page 28426

Senate insisted on its amendments, requested a conference with the House thereon, and appointed as conferees Senators Hatfield, Stevens, Weicker, McClure, Laxalt, Garn, Schmitt, Cochran, Andrews, Abdnor, Kasten, D'Amato, Mattingly, Rudman, Specter, Proxmire, Stennis, Robert C. Byrd, Inouye, Hollings, Eagleton, Chiles, Johnston, Huddleston, Burdick, Sasser, DeConcini, and Bumpers.

Page 28461

District of Columbia Appropriations, 1982—Conference Report: Senate agreed to the conference report on H.R. 4522, appropriating funds for fiscal year 1982 for the District of Columbia government. Senate concurred in House amendments to Senate amendments Nos. 7, 11, 12, and 22. Senate receded from its Amendment No. 42.

Pages 28297–28299

Department of Energy National Security Program Authorizations, 1982–83—Conference Report: Senate agreed to the conference report on H.R. 3413, authorizing funds for fiscal year 1982 and 1983 for national security programs of the Department of Energy.

Pages 28348–28349

Authority To Receive Messages: The Secretary of the Senate was authorized to receive messages from the House of Representatives during the recess of the Senate over until Friday, November 20, at 6 p.m. Page 28467

Nominations: Senate received the following nominations:

Kenneth L. Brown, of California, to be Ambassador to the People's Republic of the Congo.

Marc E. Leland, of California, Thomas O. Enders, of Connecticut, and M. Peter McPherson, of Maryland, each to be a Member of the Board of Directors of the Inter-American Foundation.

329 Army nominations in the rank of General.

86 Navy nominations in the rank of Admiral.

Pages 28402–28406

Messages From the President: Page 28354

Messages From the House: Pages 28354–28355

Measures Referred: Page 28355

Measures Ordered Placed on Calendar: Page 28255

Statements on Introduced Bills: Pages 28355–28368

Amendments Submitted for Printing: Pages 28368–28371

Notices of Hearings: Page 28371

Additional Statements: Pages 28371–28383, 28462–28469

Nominations: Pages 28402–28906

Record Votes: Twenty-five record votes were taken today. (Total—423)

Pages 28291, 28305, 28315, 28319, 28333, 28334, 28350, 28384, 28402, 28418, 28420, 28426, 28427, 28428, 28429, 28434, 28437, 28461

Recess: Senate convened at 10 a.m., and recessed on Friday, November 20, 1981, at 6:52 a.m., until 6 p.m., the same day.

Page 28469

Committee Meetings

MILITARY BONUS/SPECIAL PAY

Committee on Armed Services: Subcommittee on Manpower and Personnel held hearings on bonus and special pay provisions for members of the armed services, receiving testimony from Lt. Gen. R. D. Tice, Deputy Assistant Secretary of Defense for Military Personnel Policy.

Hearings were recessed subject to call.

FHA REVITALIZATION

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Housing and Urban Affairs concluded hearings on S. 1702, broadening FHA authority to provide additional mortgage and loan insurance programs and policies, after receiving testimony from Philip D. Winn, Assistant Secretary of Housing and Urban Development for Housing; David T. Kresge, Joint Center for Urban Studies, Cambridge, Massachusetts; Paul Barru, representing the National Association of Homebuilders, Willard Gourley, Jr., representing the Mortgage Bankers Association of America, Allan Fishbein, Center for Community Change, and Holt Blomgren, National Manufactured Housing Federation, all of Washington, D.C.; John Hart, representing the Indiana Homebuilders Association, Indianapolis; Robert L. Waldo, Washington, D.C., and Claude Pope, American Mortgage Insurance Co., Raleigh, North Carolina, both on behalf of the Mortgage Insurance Companies of America; Gale Cincotta, National Peoples Action, Chicago, Illinois; Bill Weide, Fleetwood Enterprises, Inc., Riverside, California; and Jim Shea, Fairmont Homes, Nappanee, Indiana.

SECOND CONCURRENT BUDGET RESOLUTION

Committee on the Budget: Committee ordered reported without recommendation an original concurrent resolution (S. Con. Res. 50) reaffirming the provisions of H. Con. Res. 115, setting forth recommended levels of total budget outlays, Federal revenues, and new budget authority for fiscal years 1982, 1983, and 1984.

NOMINATION

Committee on Commerce, Science, and Transportation: Committee held hearings on the nomination of F. Keith Adkinson, of West Virginia, to be a Federal Trade Commissioner, where the nominee testified and answered questions in his own behalf. Testimony was also received from Marty Steinberg, Chief Counsel to the Minority, Senate Committee on Governmental Affairs' Permanent Subcommittee on Investigations.

Hearings were recessed subject to call.

NOMINATIONS

Committee on Energy and Natural Resources: Committee concluded hearings on the nominations of Pedro Sanjuan, of the District of Columbia, to be Assistant Secretary of the Interior for Territorial and International Affairs, Vernon R. Wiggins, of Alaska, to be Federal Cochairman of the Alaska Land Use Council, and Janet J. McCoy, of Oregon, to be High Commissioner of the Trust Territory of the Pacific Islands, after the nominees testified and answered questions in their own behalf. Mr. Sanjuan was introduced by Senator Warner; Mr. Wiggins was introduced by Senator Murkowski; and Ms. McCoy was introduced by Senator Laxalt. Testimony was also received on the nomination of Mr. Sanjuan from Delegates Won Pat, de Lugo, and Sunia; Paul M. Calvo, Governor of Guam; Juan Luis, Governor of the Virgin Islands; Peter Tali Coleman, Governor of American Samoa; and Edward DLG Pangelinan, on behalf of the Commonwealth of the Northern Mariana Islands, and Asterio Takesy, on behalf of the Federated States of Micronesia, both of Washington, D.C.

NUCLEAR PROLIFERATION POLICY

Committee on Governmental Affairs: Subcommittee on Energy, Nuclear Proliferation and Government Process held hearings on the nuclear proliferation policy and the implications of new technology, and the substance of S. 1812, requiring Congressional approval of the use of commercial spent fuel for nuclear weapons, receiving testimony from James L. Malone, Assistant Secretary of State for Oceans and International Environmental and Scientific Affairs; Henry E. Thomas, IV, Assistant Secretary of Energy for International Affairs; F. Charles Gilbert, Acting Deputy Assistant Secretary of Energy for Nuclear Materials; and Harold D. Bengelsdorf, Director, Office of Nuclear Affairs, Department of Energy.

Hearings were recessed subject to call.

GOVERNMENT MERGER POLICIES

Committee on the Judiciary: Committee resumed oversight hearings on government merger enforcement policies, focusing on antitrust enforcement procedures of the FTC, receiving testimony from James C. Miller, III, to be Chairman, Federal Trade Commission; and Yale Brozen, University of Chicago, Chicago, Illinois.

Hearings were recessed subject to call.

SOVIET REFUGEES

Committee on the Judiciary: Subcommittee on Immigration and Refugee Policy concluded hearings on S. 312, granting certain Soviet families who are residing in the American embassy in Moscow visas to enter the United States as permanent residents, and

provide protection while they await permission from Soviet authorities to leave, after receiving testimony from Senators Levin and Jepsen; Thomas W. Simons, Director of the Office of Soviet Union Affairs, Department of State; Doris Meissner, Acting Commissioner, Immigration and Naturalization Service, Department of Justice; Kent Hill, Seattle Pacific College, Seattle, Washington; Jane Drake, Society of Americans for Vashchenko Emigration, Pike Road, Alabama; and Blahoslav Hruby, Research Center for Religion and Human Rights in Closed Societies, New York City.

STATE CORRECTIONAL INSTITUTES

Committee on the Judiciary: Subcommittee on Criminal Law resumed hearings on S. 186, authorizing funds through fiscal year 1988 to assist State and local governments in the improvement of State criminal justice facility construction programs, and began hearings on S. 1690, requiring States to assure that prisoners have a marketable job skill and basic literacy before release on parole, and S. 1597, establishing a Corporation for Prison Industries, receiving testimony from Representative Porter; Resident Commissioner Corrada; Jeffrey Harris, Deputy Assistant Attorney General, Department of Justice; Illinois Governor James R. Thompson, Springfield; Hector Reichard, Secretary of Justice of Commonwealth of Puerto Rico; Charles Jiminez Netleship, Administrator of Corrections of Puerto Rico; Maryland Attorney General Stephen H. Sachs, Annapolis, and Kansas Attorney General Robert T. Stephan, Topeka, both on behalf of the National Association of Attorneys General; William G. Nagel, National Moratorium on Prison Construction, and Irving Joyner and Alvin J. Bronstein, both of the American Civil Liberties Union, all of Washington, D.C.; Patrick D. McManus, Kansas Secretary of Corrections, Topeka; and Michael E. Sherman, Hudson Institute, Croton-on-Hudson, New York.

Hearing were recessed subject to call.

NOMINATION

Committee on Labor and Human Resources: Committee met to consider the nomination of John R. Van de Water, of California, to be a Member of the National Labor Relations Board, but did not complete action thereon.

INTELLIGENCE BRIEFING

Select Committee on Intelligence: Committee met in closed session to receive a briefing on intelligence matters, but made no announcements, and recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 27 public bills, H.R. 5035–5061; 1 private bill H.R. 5062; and 5 resolutions, H. Con. Res. 224–226, and H. Res. 281 and 282 were introduced.

Pages 28258–28259

Report Filed: One report was filed as follows: Conference report on H.R. 4144, making appropriations for energy and water development for the fiscal year ending September 30, 1982 (H. Rept. 97–345).

Page 28258

President's Peace Initiative: By a yea-and-nay vote of 382 yeas to 3 nays with 14 voting "present", Roll No. 321, the House agree to H. Con. Res. 224, to express the support of the Congress for the President's initiatives for peace.

Pages 28154–28167

DOE National Security Programs Authorization: By a yea-and-nay vote of 335 yeas to 55 nays, Roll No. 322, the House agreed to the conference report on H.R. 3413, to authorize appropriations for the Department of Energy for national security programs for fiscal year 1982—clearing the measure for Senate action.

Pages 28169–28170

Bus Deregulation: By a yea-and-nay vote of 305 yeas to 83 nays, Roll No. 325, the House passed H.R. 3663, to amend subtitle IV of title 49, United States Code, to provide for more effective regulation of motor carriers of passengers.

By a recorded vote of 335 ayes to 33 noes with 1 voting "present", Roll No. 324, the House agreed to resolve itself into the Committee of the Whole.

Agreed to the Committee amendment in the nature of a substitute as amended by eight technical amendments.

H. Res 280, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 306 yeas to 80 nays, Roll No. 323.

Pages 28171–28195

Egypt-Israel Peace Treaty: By a yea-and-nay vote of 368 yeas to 13 nays, Roll No. 326, the House passed H.J. Res. 349, to authorize the participation of the United States in a multinational force and observers to implement the Treaty of Peace between Egypt and Israel.

An amendment that sought to prevent any member of the U.S. Armed Forces personnel being assigned as a conscript or draftee as a part of the U.S. participation in the MFO was withdrawn.

Subsequently, this passage was vacated and S.J. Res. 100, a similar Senate-passed resolution, was passed in lieu after being amended to contain the

language of the House resolution as passed. Agreed to amend the preamble of the Senate resolution.

H. Res. 272, the rule under which the resolution was considered, was agreed to earlier by a voice vote.

Pages 28194-28209

Legislative Program: The Majority Leader announced the program for the balance of the week.

Pages 28208-28209

Recesses: It was made in order that the Speaker may declare recesses at anytime on Friday, November 20, Saturday, November 21, and Sunday, November 22, if necessary.

Page 28211

Student Financial Assistance: Read a letter from Representative Obey wherein he resigns as a member of the Commission on Student Financial Assistance. Subsequently, the Speaker appointed Representative Ford of Michigan to fill the vacancy.

Page 28211

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 28257

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 28259-28260.

Quorum Calls—Votes: Five yea-and-nay votes and one recorded vote developed during the proceedings of the House today and appear on pages 28167, 28170, 28174-28175, 28194-28195, 28207-p28208. There were no quorum calls.

Adjournment: Adjourned at 7:09 p.m.

Committee Meetings

FIFRA

Committee on Agriculture: Subcommittee on Department Operations, Research, and Foreign Agriculture continued markup of legislation to amend the Federal Insecticide, Fungicide and Rodenticide Act.

Will continue tomorrow.

NAVAL PETROLEUM RESERVES

Committee on Armed Services: Subcommittee on Investigations continued hearings to examine the President's decision to extend the period of maximum efficient production of the Naval Petroleum Reserves for a period of three years. Testimony was heard from Adm. Thomas B. Hayward, Chief of Naval Operations.

VOCATIONAL EDUCATION ACT AUTHORIZATION

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education continued hearings on H.R. 66, to extend the authorization of appropriations under the Vocational Educational Act of 1963, with emphasis on Vocational Guidance. Testimony was heard from public witnesses.

Hearings continue tomorrow.

WAIVER PROPOSAL FOR THE ALASKA GAS TRANSPORTATION SYSTEM

Committee on Energy and Commerce: Ordered reported H.J. Res. 341, providing for a waiver of law pursuant to the Alaska Natural Gas Transportation Act.

SULFUR DIOXIDE AND NITROGEN OXIDES

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on technologies for control of sulfur dioxide and nitrogen oxides provisions of the Clean Air Act. Testimony was heard from public witnesses.

EXECUTIVE PRIVILEGE

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing with regard to the Secretary of the Interior's refusal to provide subpenaed documents: Legal discussion of a claim of Executive Privilege. Testimony was heard from public witnesses.

COMMUNICATIONS ACT AMENDMENTS

Committee on Energy and Commerce: Subcommittee on Telecommunications, Consumer Protection and Finance held a hearing on the FCC's "Track I" amendments to the Communications Act. Testimony was heard from Representative Dannemeyer; Stephen Sharp, General Counsel, FCC and public witnesses.

EL SALVADOR, PAKISTAN AND HONDURAS RESOLUTIONS

Committee on Foreign Affairs: Ordered reported as amended H. Con. Res. 197, expressing the sense of the Congress that the President should press for a negotiated settlement among the major political factions in El Salvador in order to guarantee a safe and stable environment for free and open democratic elections.

The Committee failed to approve H. Con. Res. 211, disapproving the proposed sale to Pakistan of F-16 aircrafts.

The Committee also approved the introduction of a clean resolution in lieu of H. Con. Res. 212, expressing the sense of the Congress with respect to scheduled Presidential elections in Honduras.

MOBIL-MARATHON TAKEOVER ATTEMPT

Committee on Government Operations: Subcommittee on Environment, Energy, and Natural Resources held a hearing on Mobil-Marathon takeover attempt. Testimony was heard from Senator Metzenbaum, Repre-

sentative Brown of Ohio; Leonard Coburn, representing the Office of Competition, Department of Energy and public witnesses.

REPORTS; GAO

Committee on Government Operations: Subcommittee on Legislation and National Security approved for full Committee action the following reports entitled: "Administration of Shared Support Services for U.S. Agencies Overseas," and "Inadequate Control over Government Material Furnished to DOD Contractors."

The Subcommittee also held a hearing on the GAO. Testimony was heard from Charles A. Bowsher, Comptroller General.

REPORTS

Committee on Government Operations: Subcommittee on Manpower and Housing approved for full Committee action the following reports entitled: "Compensating and Rehabilitating Injured Federal Workers," and "Improving the Administration of the Civil Service Disability Retirement Program."

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Office Systems met and considered pending business.

OVERSIGHT

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment held an oversight hearing on quality assurance in nuclear powerplants. Testimony was heard from the following officials of the Nuclear Regulatory Commission: Nunzio Palladino, Chairman; Victor Gilinsky, Peter A. Bradford and Thomas Roberts, all Commissioners and William J. Dircks, Executive Director for Operations.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on Public Lands and National Parks approved for full Committee action the following bills: H.R. 9, as amended, to designate components of the National Wilderness Preservation System in the State of Florida; H.R. 4474, as amended, to provide for the wilderness designation of certain lands within the Ocala National Forest; a clean bill to be introduced in lieu of S. 1119, to correct the boundary of Crater Lake National Park in the State of Oregon and H.R. 4713, to designate certain lands in the Cumberland Island National Seashore, Ga., as wilderness; H.R. 3433, as amended, to modify the boundaries of the San Juan and San Isabel National Forests in the State of Colorado; H.R. 2475, as amended, to withdraw certain lands in Mono County, Calif., from settlement, sale, location, or entry for the purpose of protecting the watershed supplying water to the city of Los Angeles, and to rescind such withdrawal for certain other lands in Mono County, Calif.; H.R. 2863, as amended, to authorize the Secretary of Agriculture to sell the portion of the Tahoe National Forest known as Blythe Arena; H.R. 1281, as amended, to provide for the conveyance of certain lands in Alaska comprising trade and trade manufacturing site A–056802 without regard to the 80-rod limitation provided by existing law.

OVERSIGHT—SCHOOL DESEGREGATION

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued oversight hearings on School Desegregation. Testimony was heard from Representative Oakar and William Bradford Reynolds, Assistant Attorney General, Civil Rights Division, Department of Justice.

IMMIGRATION REFORM

Committee on the Judiciary: Subcommittee on Immigration, Refugees, and International Law continued hearings on immigration reform legislation, including the following bills: S. 776, to amend the Immigration and Nationality Act to more fully limit and control immigration to the United States; H.R. 2782, to amend the Immigration and Nationality Act to more fully limit and control immigration to the United States; H.R. 352 to amend title 18 of the United States Code to revise and improve the laws controlling false identification crimes; H.R. 582, to amend the Immigration and Nationality Act; H.R. 185, to amend the Immigration and Nationality Act to provide that any person who pays any compensation to an illegal alien shall be guilty of a petty offense and subject to a fine; H.R. 944, to amend the Immigration and Nationality Act to provide for the issuance of nonimmigrant visas to certain aliens entering the United States to perform services or labor of a temporary or seasonal nature under specific contracts of employment and fair employment conditions; to require an immigrant alien to maintain a permanent residence as a condition for entering and remaining as an immigrant of the United States, and H.R. 4162, Immigration Improvements Act of 1981. Testimony was heard from Senator Huddleston and Representatives Beard, Coelho, Roybal, Danielson, White and McClory.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Monopolies and Commercial Law held an oversight hearing on International Antitrust Issues. Testimony was heard from William R. Baxter, Assistant Attorney General, Antitrust Division, Department of Justice; Davis R. Robinson, Legal Adviser, Department of State and a public witness.

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OUTER CONTINENTAL SHELF AMENDMENTS

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography continued hearings on H.R. 4597, to amend the Outer Continental Shelf Lands Act, the Outer Continental Shelf Lands Act Amendments of 1978, and the Coastal Zone Management Act of 1972. Testimony was heard from public witnesses.

DOD SECRETARIES

Committee on Post Office and Civil Service: Ordered reported H.R. 4448, to amend title 10, United States Code, to increase the number of Assistant Secretaries in the Department of Defense, with the recommendation that it not pass.

OVERSIGHT-FEDERAL EMPLOYEES HEALTH BENEFITS PROGRAM

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits continued oversight hearings on the Federal Employees Health Benefits Program. Testimony was heard from Representatives Barnes and Gephardt; Joseph F. Morris, Senior Assistant Postmaster General for Employee and Labor Relations, U.S. Postal Service and public witnesses.

Hearings continue December 2.

ECONOMIC DEVELOPMENT POLICY

Committee on Public Works and Transportation: Subcommittee on Economic Development continued hearings on projected changes in the economy, population, labor market and work force, and their implications for economic development policy. Testimony was heard from Dr. Calvin Beale, Director, Population Studies, USDA and a public witness.

CONGRESSIONAL REVIEW OF FEDERAL REGULATIONS

Committee on Rules: Subcommittee on Rules of the House continued hearings on legislation (H.R. 1, H.R. 97, H.R. 1776, H.R. 4838 and related bills) providing procedures for congressional review or disapproval of regulations issued by federal agencies. Testimony was heard from Representatives Lott and Hansen of Idaho and public witnesses.

ACID RAIN

Committee on Science and Technology: Subcommittee on Natural Resources, Agricultural Research and Environment held a hearing on Acid Rain. Testimony was heard from public witnesses.

Hearings continue December 1.

OVERSIGHT

Committee on Science and Technology: Subcommittee on Transportation, Aviation and Materials held an oversight hearing on Methane Transportation Research and Development Act of 1980, Public Law 96-512. Testimony was heard from Dr. Maxine Savitz, Deputy Assistant Secretary for Conservation, Department of Energy and public witnesses.

MISCELLANEOUS REVENUE ACT

Committee on Ways and Means: Ordered reported as amended H.R. 4961, Miscellaneous Revenue Act of 1981.

FEDERAL DRUG STRATEGY

Select Committee on Narcotics Abuse and Control: Held a hearing on Federal Drug Strategy. Testimony was heard from Dr. Carlton E. Turner, Senior Adviser to the President for Drug Policy and from the following officials of the Department of Health and Human Services: Dr. William E. Mayer, Administrator, Alcohol, Drug Abuse and Mental Health Administration and Dr. William Pollin, Director, National Institute on Drug Abuse.

Joint Meetings

MUNICIPAL WASTEWATER CONSTRUCTION AUTHORIZATIONS

Conferees continued in evening session to resolve the differences between the Senate- and House-passed versions of H.R. 4503, authorizing funds for fiscal years 1982, 1983, 1984, and 1985, for municipal wastewater treatment construction grant programs of the Clean Water Act.

FARM BILL

Conferees continued to resolve the differences between the Senate- and House-passed versions of S. 884, authorizing funds for fiscal years 1982 through 1985 for commodity price support programs administered by the Department of Agriculture, for agriculture research and conservation, and agriculture exports, but did not complete action thereon, and will meet again tomorrow.

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Friday, November 20, 1981

Senate

Chamber Action

Routine Proceedings, pages 28505-28528

Bills Introduced: Three bills and one resolution were introduced, as follows: S. 1879-1881 and S.J. Res. 130.

Bills Reported: Reports were made as follows: H.R. 3484, providing for the minting of half dollars with a design emblematic of the 205th anniversary of the birth of George Washington (S. Rept. No. 97–277).

Page 28511

Executive Reports: Senate received Executive Reports as follows:

Treaty Doc. No. 97–7, Treaty of Extradition Between the United States and the Kingdom of the Netherlands, signed at The Hague on June 24, 1980 (Ex. Rept. No. 97–33).

Treaty Doc. No. 97–8, Treaty of Extradition Between the United States and the Republic of Colombia, signed at Washington, on September 14, 1979 (Ex. Rept. No. 97–34).

Treaty Doc. No. 97–11, Treaty of Mutual Legal Assistance Between the United States and the Republic of Colombia, signed at Washington, on August 20, 1980 (Ex. Rept. No. 97–35).

Treaty Doc. No. 97–16, Treaty on Mutual Legal Assistance Between the United States and the Kingdom of the Netherlands, together with a related exchange of notes, signed at The Hague, on June 12, 1981 (Ex. Rept. No. 97–36).

Page 28511

Confirmations: Senate confirmed the following nominations:

Milan D. Bish, of Nebraska, to be Ambassador to Barbados, and to serve concurrently as Ambassador to Saint Lucia and Ambassador to Saint Vincent and the Grenadines.

Elliott Abrams, of the District of Columbia, to be Assistant Secretary of State for Human Rights and Humanitarian Affairs.

Page 28528

Messages From the House: Pages 28511–28512

Measures Referred: Page 28511

Measures Ordered Held at Desk: Page 28511

Statements on Introduced Bills: Pages 28511–28515

Notices of Hearings: Page 28515

Additional Statements: Pages 28515–28527

Confirmations: Page 28528

Recess: Senate convened at 6 p.m., and recessed at 9:41 p.m., until Saturday, November 21, 1981, at 12 Noon. (For Senate program, see remarks of Senator Baker in today's Record on page 28528.)

Committee Meetings

NOMINATIONS

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nominations of Bobby Jack Thompson, of New York, to be Administrator of the U.S. Fire Administration, and Robert M. Garrick, of California, to be a Member of the Board of Directors of the Communication Satellite Corporation (COMSAT), after the nominees testified and answered questions in their own behalf. Testimony was also received on the nomination of Mr. Thompson from E. James Monihan, National Volunteer Fire Council, Lewis, Delaware; Roger A. McGary, Takoma Park, Maryland, on behalf of the International Society of Fireservice Instructors; and Robert B. Smith, National Fire Protection Association, Washington, D.C.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of Jesse E. Eschbach, of Indiana, to be a U.S. Circuit Judge for the Seventh Circuit, Richard A. Posner, of Illinois, to be a U.S. Circuit Judge for the Seventh Circuit, James C. Cacheris, to be U.S. District Judge for the Eastern District of Virginia, John H. Moore II, to be U.S. District Judge for the Middle District of Florida, David V. O'Brien, to be U.S. District Judge for the District of the Virgin Islands, and Clyde H. Hamilton, to be U.S. District Judge for the District of South Carolina, after the nominees testified and answered questions in their own behalf. Mr. Eschbach was introduced by Senator Quayle; Mr. Posner was introduced by Senator Percy; Mr. Hamilton was introduced by Senators Thurmond and Hollings, and Representative Campbell; Mr. Moore was introduced by Senators Chiles and Hawkins, and Representative Shaw; Mr. Cacheris was introduced by Senator Warner, and Representative Parris; and Mr. O'Brien was introduced by Delegate de Lugo.

FEDERAL ELECTION CAMPAIGN ACT

Committee on Rules and Administration: Committee held hearings on S. 1550, prohibiting a corporation or labor union from using the involuntary dues or funds of its members or employees for specified political activities, S. 1766, waiving the limitations on contributions to candidates in those elections in which any candidate spends more than $35,000 from his personal funds, and S. 1851, expanding and upgrading information reported about Federal campaign finances, and on the application and administration of the Federal Election Campaign Act (P.L. 96–187), receiving testimony from Representative Frenzel; John W. McGarry, Chairman, and Joan Aikens, Commissioner, both of the Federal Election Commission; Richard Richards, Republican National Committee, Anthony S. Harrington, Democratic National Committee, H. Richard Mayberry, Jr., and Paul D. Kamenar, all of Washington, D.C.; and Thomas B. Curtis, St. Louis, Missouri, and Neil Staebler, Ann Arbor, Michigan, both former members of the Federal Election Commission.

Hearings continue on Tuesday, November 24.

House of Representatives

Chamber Action

Bills Introduced: 22 public bills, H.R. 5063–5084; and 3 resolutions, H.J. Res. 364 and 365, and H. Res. 283 were introduced.

Pages 28629–28630

Bills Reported: Reports were filed as follows:

H.R. 4001, to authorize the exchange of certain land held in trust by the United States for the Navajo Tribe, amended (H. Rept. 97–346);

H.R. 4364, to declare that the United States holds in trust for the Pascua Yaqui Tribe of Arizona certain land in Pima County, Arizona, amended (H. Rept. 97–347);

H.R. 4894, to authorize the Secretary of the Interior to disburse certain trust funds of the Lac Courte Oreilles Band of Lake Superior Chippewa Indians of Wisconsin, amended (H. Rept. 97–348);

H.R. 4326, to amend the Small Business Act to strengthen the role of the small, innovative firms in federally funded research and development, and to utilize Federal research and development as a base for technological innovation to meet agency needs and to contribute to the growth and strength of the Nations economy, amended (H. Rept. 97–349); and

H.J. Res. 341, providing for a waiver of law pursuant to the Alaska Natural Gas Transportation Act (H. Rept. 97–350).

Page 28629

Journal: By a yea-and-nay vote of 323 yeas to 17 nays, with 1 voting "present", Roll No. 327, the House approved the Journal of Thursday, November 19.

Page 28529

Continuing Appropriations: House disagreed to the Senate amendments to H.J. Res. 357, making further continuing appropriations for the fiscal year ending September 30, 1982; and agreed to a conference. Appointed as conferees: Representatives Whitten, Boland, Natcher, Smith of Iowa, Addabbo, Long of Maryland, Yates, Roybal, Bevill, Ginn, Benjamin, Dixon, Fazio, Conte, McDade, Edwards of Alabama, Myers, Robinson, Miller of Ohio, Coughlin, and Young of Florida.

Subsequently, it was made in order to consider the conference report on H.J. Res. 357, and any amendments in disagreement, today or any day thereafter.

Page 28530

Energy and Water Appropriations: House agreed to the conference report on H.R. 4144, making appropriations for energy and water development for the fiscal year ending September 30, 1982.

House receded from its disagreement and concurred in Senate amendments numbered 21, 24, 29, 40, 59, 60, 61, and 66.

House receded from its disagreement and concurred, with amendment, in Senate amendments numbered 14, 17, 18, 33, 47, 52, 57, and 64.

House insisted on its disagreement to Senate amendment numbered 23—clearing the measure for Senate action.

Earlier, House rejected a motion to recede from its disagreement and concur in Senate amendment numbered 23 (rejected by a yea-and-nay vote of 67 yeas to 314 nays, Roll No. 328).

Pages 28535–28557

Toxic Substances Control Act Authorizations: House insisted on its amendments to S. 1211, to extend the Toxic Substances Control Act for one year; and agreed to a conference. Appointed as conferees: Representatives Dingell, Florio, Scheuer, Broyhill, and Lent.

Page 28556

Honduras Presidential Elections: House agreed to H. Con. Res. 225, with respect to the scheduled Presidential elections in Honduras.

Pages 28556–28557

Older Americans Act Authorization: By a yea-and-nay vote of 379 yeas to 4 nays, Roll No. 329, the House passed H.R. 3046, to amend the Older Americans Act of 1965 to extend the authorizations of appropriations contained in such Act.

Agreed to the committee amendment in the nature of a substitute.

Agreed To:

An amendment that conforms authorization levels in the bill to the Omnibus Budget Reconciliation Act of 1981;

An amendment to the previous amendment that provides for forward funding of jobs programs;

An amendment that provides that social service funds may be used for Senior Opportunities and Services programs;

An amendment that clarifies the definition of "eligible entities";

An amendment that includes boarding homes within the long-term Ombudsman program;

A technical amendment to the Higher Education Act that clarifies the status of the Student Loan Marketing Association debt;

An amendment that requires that State plans should contain assurances that services are provided to older individuals of limited English-speaking ability when there are substantial numbers of such individuals residing in any State planning and service area;

An amendment that provides that social service funds may be used for crime prevention services and victim assistance programs;

An amendment that adds projects to improve the transportation system for the rural elderly to the list of eligible demonstration projects; and

An amendment that provides that social service funds may be used for security devices and structural modifications to prevent unlawful entry into residences of older individuals, and for the provision of security personnel.

Rejected an amendment that sought to create a single authorization for existing State and community grant authorizations for social services, congregate nutrition programs, and home-delivered meals.

Subsequently, this passage was vacated and S. 1086, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill.

House then insisted on its amendments to S. 1086, and asked a conference. Appointed as conferees: Representatives Perkins, Biaggi, Andrews, Corrada, Williams of Montana, Ratchford, Ashbrook, Coleman, and Petri.

The Clerk was authorized to correct section numbers, punctuation, and cross references in the engrossment of the House amendments to S. 1086.

H. Res. 279, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Pages 28558–28593

Export Administration Authorization: House disagreed to the Senate amendment to H.R. 3567, to authorize appropriations for the fiscal years 1982 and 1983 to carry out the purposes of the Export Administration Act of 1979; and asked for a conference. Appointed as conferees: Representatives Zablocki, Bingham, Eckart, Bonker, Wolpe, Shamansky, Broomfield, Lagomarsino, Erdahl, Gilman, and Fenwick.

Page 28593

Franklin Delano Roosevelt: By a yea-and-nay vote of 344 yeas to 18 nays, Roll No. 330, the House agreed to H. Con. Res. 220, providing for the commemoration of the one hundredth anniversary of the birth of Franklin Delano Roosevelt.

H. Res. 277, the rule under which the concurrent resolution was considered, was agreed to earlier by a voice vote.

Page 28594

Pages 28595–28596

Quorum Calls—Votes: Four yea-and-nay votes developed during the proceedings of the House today and appear on pages 28529, 28553–28554, 28588–28589, 28601–28602. There were no quorum calls.

Recess: House met at 10 a.m. and recessed at 8:05 p.m. until 10 a.m. on Saturday, November 21.

Committee Meetings

FIFRA

Committee on Agriculture: Subcommittee on Department Operations, Research, and Foreign Agriculture continued markup of legislation to amend the Federal Insecticide, Fungicide and Rodenticide Act.

VOCATIONAL EDUCATION ACT AUTHORIZATION

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education continued hearings on H.R. 66, to extend the authorization of appropriations under the Vocational Educational Act of 1963, with emphasis on Indian Vocational Education. Testimony was heard from the following officials of the Department of Education: Howard Hjelm, Deputy Assistant Secretary for Vocational and Adult Education and Dr. Richard Carlson, Director, Special Programs, Office of Vocational and Adult Education and from the following officials of the Department of the Interior: Kenneth Smith, Assistant Secretary for Indian Affairs; Earl Barlow, Director, Indian Education Programs, Bureau of Indian Affairs and Robert Martin, President, South Western Polytechnic Institute, Bureau of Indian Affairs.

NEW SOURCE PERFORMANCE STANDARD

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing to consider the new source performance standard provisions of the Clean Air Act. Testimony was heard from Kathleen M. Bennett, Assistant Administrator for Air, Noise and Radiation, EPA and public witnesses.

CAPITAL FORMATION AND INDUSTRIAL POLICY

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations continued hearings on the issues of capital formation and industrial policy, with emphasis on changing distribution of industrial profits: the oil and gas industry within the Fortune five hundred, 1978–1980. Testimony was heard from public witnesses.

AID TO PAKISTAN

Committee on Foreign Affairs: Met to consider H.R. 5015, with respect to the prohibitions in the Foreign Assistance Act of 1961 relating to nuclear enrichment and reprocessing transfers and nuclear detonations.

MINERAL LEASES

Committee on Interior and Insular Affairs: Adopted a Committee resolution calling upon the President and the Secretary of the Interior and the Secretary of Agriculture to refrain from issuing mineral leases in Congressionally designated wilderness areas until June 1, 1982.

OVERSIGHT

Committee on Interior and Insular Affairs: Subcommittee on Public Lands and National Parks held an oversight hearing on the Department of the Interior's Report on the Bob Marshall, Great Bear and Scapegoat Wilderness Withdrawal and Policy Issues Relating to Oil and Gas Leasing in Wilderness Areas. Testimony was heard from Frank A. DuBois, Deputy Assistant Secretary for Land and Water Resources, Department of the Interior and J. B. Hilmon, Associate Deputy Chief, U.S. Forest Service, USDA.

COMMISSION ON WARTIME RELOCATION AND INTERNMENT OF CIVILIANS

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations approved for full Committee action H.R. 5021, to extend the date for the submission to the Congress of the report of the Commission on Wartime Relocation and Internment of Civilians.

Prior to this action, the Subcommittee held a hearing on this legislation. Testimony was heard from Representative Lungren.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Monopolies and Commercial Law approved for full Committee action the following bills: a clean bill to be introduced in lieu of H.R. 2812, to amend the Clayton Act to limit the circumstances under which foreign governments may sue for violations of the antitrust laws; a clean bill to be introduced in lieu of H.R. 3974, Bankruptcy Judges' Retirement Act of 1981; H.R. 4935, to amend title II, United States Code, to correct technical errors, and to clarify and make substantive changes, with respect to securities and commodities, and H.R. 4353, to amend the act entitled "An act to establish a uniform Law on the Subject of Bankruptcies, approved November 6, 1978.

The Subcommittee also approved a motion that an original bill be introduced on the subject of Bankruptcy.

OVERSIGHT

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries, Wildlife Conservation and the Environment held an oversight hearing on wetland deterioration in the Mississippi Flyway. Testimony was heard from Robert Jantzen, Director, U.S. Fish and Wildlife Service, Department of the Interior; William Gordon, Assistant Administrator, National Marine Fisheries Services, Department of Commerce and public witnesses.

HIGH-LEVEL RADIOACTIVE WASTE

Committee on Science and Technology: Ordered reported as amended H.R. 5016, to establish a Federal policy with respect to the disposal of high-level radioactive waste from civilian nuclear activities, to provide for the construction, operation, and maintenance of waste disposal facilities, to provide for a program of nuclear waste and spent fuel research and development.

Joint Meetings

AUTHORIZATIONS—MILITARY CONSTRUCTION

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 3455, authorizing funds for fiscal year 1982 for military construction programs of the Department of Defense.

FARM BILL

Conferees continued to resolve the differences between the Senate- and House-passed versions of S. 884, authorizing funds for fiscal years 1982 through 1985 for commodity price support programs administered by the Department of Agriculture, for agriculture research and conservation, and agriculture exports, but did not complete action thereon, and will meet again Wednesday, December 2.

FURTHER CONTINUING APPROPRIATIONS, 1982

Conferees met in evening session to resolve the differences between the Senate- and House-passed versions of H.J. Res. 357, making further continuing appropriations for fiscal year 1982.

♦♦♦♦♦♦♦♦♦♦♦♦

Saturday, November 21, 1981

Senate

Chamber Action

Routine Proceedings, pages 28679–28700

Bills Introduced: One bill and one resolution were introduced, as follows: S. 1882 and S. Res. 246.

Pages 28699, 28701–28702

Energy and Water Development Appropriations, 1982: Senate agreed to the conference report

on H.R. 4144, appropriating funds for fiscal year 1982 for energy and water development programs. Senate concurred in the amendments of the House to Senate amendments numbered 14, 17, 18, 33, 47, 52, 57 and 64. Senate receded from its amendment numbered 23.

Pages 28686–28692

HUD Appropriations, 1982: Senate agreed to the conference report on H.R. 4034, making appropriations for fiscal year 1982 for the Department of Housing and Urban Development. Senate concurred in the House amendments to Senate amendments numbered 5, 13 and 23. Senate concurred in the House amendment to Senate amendment numbered 4, with Garn unprinted amendment No. 704, making further reductions in keeping with the Administration's September budget.

Pages 28694–28696

Statements on Introduced Bills: Pages 28699–28702

Additional Statements: Pages 28702–28704

Recess: Senate convened at 12 noon, and recessed at 10:28 p.m., until Sunday, November 22, 1981, at 1:30 p.m.

Page 28704

Committee Meetings

No committee meetings held.

House of Representatives

Chamber Action

Bills Introduced: 9 public bills, H.R. 5085–5093; 4 private bills, H.R. 5094–5097; and 2 resolutions, H. Con. Res. 277 and H. Res. 284 were introduced.

Page 28710

Report Filed: One report was filed as follows: Conference report on S. 1098, to authorize appropriations to the National Aeronautics and Space Administration for research and development, construction of facilities, and research and program management (H. Rept. 97–351).

Pages 28705–28708

Recess: House reconvened at 10 a.m., having recessed at 8:05 p.m. on Friday, November 20.

Page 28705

Subpena: Received a letter from the Clerk of the House wherein he notifies the House he has been served with a subpena issued by the United States District Court for the Eastern District of Virginia, commanding production of documents under his control.

Pages 28709–28710

Recess: House recessed at 10:08 a.m. and reconvened at 10 p.m.

Legislative Program: Majority Leader announced the legislative program.

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Recess: House recessed at 10:03 p.m. until 1 p.m. on Sunday, November 22.

Committee Meetings

No committeer meetings held.

Joint Meeting

FURTHER CONTINUING APPROPRIATIONS, 1982

Conferees met in evening session to resolve the differences between the Senate- and House-passed versions of H.J. Res. 357, making further continuing appropriations for fiscal year 1982.

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Sunday, November 22, 1981

Senate

Chamber Action

Routine Proceedings, pages 28770–28791

Bills Introduced: Two bills were introduced, as follows: 1883–1884.

Page 28771

Bills Reported: Reports were made as follows:

Special report entitled "Report of the Committee on Labor and Human Resources, pursuant to Section 302(b) of the Congressional Budget Act of 1974" (S. Rept. No. 97–278).

Page 28771

Further Continuing Appropriations, 1982—Conference Report: By 46 yeas to 39 nays, Senate agreed to the conference report on H.J. Res. 357, making further continuing appropriations for fiscal year 1982. (By 50 yeas to 34 nays, Senate tabled a motion to reconsider the previous vote.) Senate concurred in the House amendments to Senate amendments numbered 11, 15, 29, 32, 39, 40, 43, 48, 53, 57, and 74. Senate receded from its amendments numbered 37 and 73.

Pages 28774–28790

Authority to Receive Messages: The Secretary of the Senate was authorized to receive and appropriately refer messages from the President and the

House of Representatives during the recess of the Senate over until Monday, November 23, 1981.

Page 28791

Authority to Sign Measures: The President of the Senate, the President pro tempore, and the Acting President pro tempore were authorized to sign duly enrolled bills and joint resolutions during the recess of the Senate over until Monday, November 23, 1981.

Page 28791

Messages From the House: Page 28774

Statements on Introduced Bills: Pages 28771–28774

Committee Authority To Meet: Page 28771

Record Votes: Two record votes were taken today. (Total—425)

Pages 28787

Recess: Senate convened at 1:30 p.m., and recessed at 10:34 p.m., until Monday, November 23, 1981, at 12 Noon. Page 28791

Committee Meetings

No Committee meetings held.

House of Representatives

Chamber Action

Bills Introduced: 4 public bills, H.R. 5098–5101; and 2 resolutions, H.J. Res. 366 and 367 were introduced.

Page 28769

Report Filed: One report was filed as follows: Conference report on H.J. Res. 357, making further continuing appropriations for the fiscal year ending September 30, 1982, and for other purposes (H. Rept. 97–352).

Page 28769

Recess: House reconvened at 1 p.m., having recessed at 10:03 p.m. on Saturday, November 21.

Motion to Adjourn: By a yea-and-nay vote of 1 yea to 370 nays, Roll No. 331, the House rejected a motion to adjourn.

Page 28731

Recess: House recessed at 2:30 p.m. and reconvened at 3:15 p.m.

Continuing Appropriations: By a yea-and-nay vote of 205 yeas to 194 nays with 1 voting "present", Roll No. 333, the House agreed to the conference report on H.J. Res. 357, making further continuing appropriations for the fiscal year ending September 30, 1982.

By a recorded vote of 184 ayes to 215 noes, Roll No. 332, the House rejected a motion to recommit the conference report to the committee on conference.

House receded from its disagreement and concurred in Senate amendments Nos. 44, 49, 70, and 75.

House receded from its disagreement and concurred, with amendment, in Senate amendments Nos. 11, 15, 29, 32, 39, 40, 43, 48, 53, 57, and 74.

House insisted on its disagreement to the Senate amendments Nos. 37 and 73.

Earlier, on a division of the question, the House agreed to recede from its disagreement to the Senate amendment No. 70 (agreed to by a recorded vote of 213 ayes to 183 noes with 1 voting "present", Roll No. 334), and agreed to concur by voice vote.

Subsequently, the House agreed that notwithstanding the provisions of section 305 of H. Con. Res. 115 the Speaker be permitted to sign the enrolled bill.

Pages 28731–28768

Recess: House recessed at 6:05 p.m. and reconvened at 11 p.m.

Quorum Calls—Votes: Two yea-and-nay votes and two recorded votes developed during the proceedings of the House today and appear on pages 28731–28732, 28748–28750, 28766. There were no quorum calls.

Recess: House recessed at 11:01 p.m. until 10 a.m. on Monday, November 23.

Committee Meetings

No committee meetings held.

Joint Meeting

FURTHER CONTINUING APPROPRIATIONS, 1982

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.J. Res. 357, making further continuing appropriations for fiscal year 1982.

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Monday, November 23, 1981

Senate

Chamber Action

Routine Proceedings, pages 28806–28870

Bills introduced: Two bills and one resolution were introduced, as follows: S. 1885–1886, and S. Res. 247.

Page 28859

Bills Reported: Reports were made as follows:

S. Con. Res. 45, expressing the sense of the Congress with respect to the rights of the people of Afghanistan.

Page 28859

Measures Passed:

Business Accounting and Foreign Trade Simplification Act: Senate passed S. 708, clarifying the intent and modifying certain provisions of the Foreign Corrupt Practices Act of 1977, after agreeing to a committee amendment in the nature of a substitute and amendments proposed thereto as follows:

(1) D'Amato unprinted amendment No. 705, providing that no civil injunctive relief shall be imposed with respect to (a) any issuer for failing to comply with the requirements if such issuer shall show that it acted in good faith in attempting to comply with such requirements; or (b) any person other than issuer, in connection with an issuer's failure to comply, unless such person knowingly caused the issuer to fail to devise or maintain a system of internal accounting controls.

Page 28816

(2) Heinz unprinted amendment No. 706, of a technical nature.

Page 28817

(3) Heinz unprinted amendment No. 707, striking section 9 from the bill.

Page 28820

(4) Heinz unprinted amendment No. 708, providing that the President should pursue the negotiation of an international agreement among the largest possible number of nations on illicit payments, including a process by which problems and conflicts associated with such practices could be resolved; that within one year after date of enactment the President shall report to Congress on the status of international negotiations to reach an agreement on foreign business practices.

Page 28820

(5) Chafee unprinted amendment No. 709, revising the language relating to an exemption in section 104(c).

Page 28820

(6) Chafee unprinted amendment No. 710, revising the exclusivity provision. Page 28821

Pages 28810–28828

Further Continuing Appropriations, 1982: By 88 yeas to 1 nay, Senate passed H.J. Res. 368, making further continuing appropriations for the fiscal year 1982.

Pages 28830–28837

Thanksgiving Day Recess: Senate agreed to H. Con. Res. 228, providing for an adjournment of the House from November 23 to November 30, 1981, and an adjournment of the Senate from November 24 or November 25 to November 30, 1981.

Page 28837

Completion of Union Station: Senate passed S. 1192, providing for the completion of Union Station, Washington, D.C., as primarily a transportation center, after agreeing to committee amendments and Gorton-Moynihan unprinted amendment No. 712, of a clarifying nature.

Pages 28838–28846

NASA Authorizations 1982—Conference Report: Senate agreed to Conference Report on S. 1098, authorizing funds for fiscal year 1982 for the National Aeronautics and Space Administration for research and development, construction facilities, and research and program management.

Page 28868

Small Business Innovation Research Act—Agreement: Senate reached unanimous consent agreement providing for the consideration on Monday, November 30, of S. 881, stimulating technological innovation and increasing economic productivity by using business more effectively in Federal research and development programs.

Page 28824

Authority To Receive Messages: The Secretary of the Senate was authorized to receive and appropriately refer messages from the President and the House of Representatives during the recess of the Senate over until Tuesday, November 24, 1981.

Page 28868

Authority To Sign Measures: The President of the Senate, the President pro tempore, and the Acting President pro tempore were authorized to sign duly enrolled bills and joint resolutions during the recess of the Senate over until Tuesday, November 24, 1981.

Page 28868

Confirmations: Senate confirmed the following nominations:

Edwin G. Corr, of Oklahoma, to be Ambassador to Bolivia.

Melvin H. Evans, of the Virgin Islands, to be Ambassador to Trinidad and Tobago.

Melvyn R. Paisley, of Washington, to be an Assistant Secretary of the Navy.

Brig. General Homer Johnstone, Jr., Colonel Paul Bazilwich, Jr., and Paul F. Kavanaugh, all of the Corps of Engineers, each to be a Member of the California Debris Commission.

Major General William E. Read, U.S. Army, to be a Member and President of the Mississippi River Commission.

Major General Hugh G. Robinson, and Brig. General Richard S. Kem, both of the U.S. Army,

and Rickey D. James, of Missouri, each to be a Member of the Mississippi River Commission.

One Army nomination in the rank of General.

Routine lists of Navy and Air Force nominations.

Page 28873

Nominations: Senate received the following nominations:

Franklin S. Forsberg, of Connecticut, to be Ambassador to Sweden.

Israel L. Glasser, to be U.S. District Judge for the Eastern District of New York.

Joseph S. Cage, Jr., to be U.S. Attorney for the Western District of Louisiana.

Gene S. Anderson, to be U.S. Attorney for the Western District of Washington.

David A. Faber, to be U.S. Attorney for the Southern District of West Virginia.

James L. Meyers, to be U.S. Marshal for the Middle District of Louisiana.

William I. Berryhill, Jr., to be U.S. Marshal for the Eastern District of North Carolina.

Wayne D. Beaman, to be U.S. Marshal for the Western District of Virginia.

Rear Admiral Herbert R. Lippold, Jr., National Oceanic and Atmospheric Administration, to be a Member of the Mississippi River Commission.

Routine list of Air Force nominations.

Pages 28870–28873

Nomination withdrawn: Senate received the withdrawal of the nomination of John L. Meyers, to be U.S. Marshal for the Middle District of Louisiana.

Page 28873

Messages From the President: Page 28858

Messages From the House: Pages 28858–28859

Measures Ordered Held at Desk: Page 28859

Statements on Introduced Bills: Pages 28859–28861

Committee Authority To Meet: Page 28862

Additional Statements: Pages 28862–28868

Nominations: Pages 28870–28873

Confirmations: Page 28873

Record Vote: One record vote was taken today. (Total—426) Page 28837

Recess: Senate Convened at 12 Noon, and recessed at 5:52 p.m., until 11 a.m., on Tuesday, November 24, 1981. (For Senate's program see remarks of Senator Baker in today's Record on page 28870.)

Committee Meetings

NOMINATIONS

Committee on the Judiciary: Committee ordered favorably reported the nominations of Jesse E. Eschbach, of Indiana, to be Circuit Judge for the Seventh Circuit Court of Appeals, Richard A. Posner, of Illinois, to be Circuit Judge for the Seventh Circuit Court of Appeals, Clyde H. Hamilton, to be U.S. District Judge for the District of South Carolina, David V. O'Brien, to be U.S. District Judge for the District of the Virgin Islands, John H. Moore II, to be U.S. District Judge for the Middle District of Florida, James C. Cacheris, to be U.S. District Judge for the Eastern District of Virginia, Robert N. Miller, to be U.S. Attorney for the District of Colorado, Ronald D. Daniels, Jr., to be U.S. Marshal for the District of New Hampshire, Jim J. Marquez, to be U.S. Attorney for the District of Kansas, and James M. Rosenbaum, to be U.S. Attorney for the District of Minnesota.

IMMIGRATION AND NATURALIZATION LAWS

Committee on the Judiciary: Subcommittee on Immigration and Refuge Policy resumed hearings on proposed revisions to the immigration and naturalization laws of the United States, focusing on the preference system, receiving testimony from E. M. Berger, Berger & Winston, Montreal, Canada; Austin Fragomen, American Council on International Personnel, William F. Cagney, National Foreign Trade Council, Inc., and Joseph A. Cogo, American Committee on Italian Migration, all of New York City; George Ludlow, North American Placement Service, and Esther G. Kee, U.S.-Asia Institute, both of Washington, D.C.; Arnoldo Torres, League of United Latin American Citizens, Corpus Christi, Texas; Barry Chiswick, University of Illinois, Urbana; Mark Killingsworth, Rutgers University, New Brunswick, New Jersey; Mark Rosenzweig, University of Minnesota, Minneapolis; and William G. Keeley, American Engineering Association, Fort Worth, Texas.

Hearings continue on Monday, November 30.

WILLIAMS RESOLUTION

Select Committee on Ethics: Committee met in closed session to review certain matters relating to S. Res. 204, expelling Senator Williams from the Senate (pending on Senate Calendar), and announced that the committee would not open its investigation of Senator Williams.

INDIAN LANDS

Select Committee on Indian Affairs: Committee concluded hearings on the following bills:

S. 1779, providing for the exchange of certain land held in trust by the United States for the Navajo Indian Tribe, after receiving testimony from Senator Schmitt, and Ted Koenig, Acting Director, Office of Trust Responsibilities, Bureau of Indian Affairs, Department of the Interior; and

S. 1370, authorizing the Secretary of the Army to acquire such oil, gas, coal, or other mineral interests

owned by the Osage Tribe of Indians necessary for the construction of the Skiatook Lake, Osage County, Oklahoma, after receiving testimony from Senator Nickles; Mr. Koenig, and M. Frank Keel, Acting Legislative Coordinator, Bureau of Indian Affairs, Department of the Interior; William J. Cronin, Chief, Legislative Services Office, Directorate of Real Estate Office, Chief of Engineers, Department of the Army; Colonel James J. Harman, District Engineer, William Gamal, Chief, Engineering Division, and Al Posner, Chief, Real Estate Division, all of the U.S. Army Corps of Engineers; and Ralph Atkinsson, Pawhuska, Oklahoma, George Daily, Tulsa, Oklahoma, and Joseph Shunkahmolah, Hominy, Oklahoma, all on behalf of the Osage Tribe of Indians.

House of Representatives

Chamber Action

Bills Introduced: 4 public bills, H.R. 5102–5105; and 4 resolutions, H.J. Res. 368, H. Con. Res. 228 and 229, and H. Res. 285 were introduced.

Pages 28912–28913

Recess: House reconvened at 10 a.m., having recessed at 11:01 p.m. on Sunday, November 22.

Page 28874

Presidential Message—Continuing Appropriations: Received and read a message from the President wherein he announced his veto of H.J. Res. 357, making further continuing appropriations for the fiscal year ending September 30, 1982; and explained his reasons therefor—ordered printed (H. Doc. 97–115). Subsequently, the message and accompanying bill were referred to the Committee on Appropriations.

Pages 28880–28885

Recess: House recessed at 11:25 a.m. and reconvened at 1:11 p.m.

Page 28885

Continuing Appropriations: By a yea-and-nay vote of 367 yeas to 26 nays, Roll No. 336, the House passed H.J. Res. 368, making further continuing appropriations for the fiscal year 1982.

Agreed to a motion to commit the resolution to the Committee on Appropriations with instructions to report it back forthwith, containing an amendment that changes the date of expiration and provides funding of the Public Health Service hospitals and clinics (agreed to by a yea-and-nay vote of 221 yeas to 176 nays, Roll No. 335).

Pages 28885–28895

Legislative Program: Majority Leader announced the legislative program for the week of November 30. Agreed that the House adjourn from Monday, November 30 until 10 a.m. Thursday, December 3; and from Thursday, December 3 until noon on Monday, December 7.

Pages 28896–28897

Resignations and Appointments: Agreed that, notwithstanding any adjournment of the House until Monday, November 30, the Speaker be authorized to accept resignations, and to appoint commissions, boards, and committees authorized by law or by the House.

Page 28897

District Work Period: House agreed to H. Con. Res. 228, providing for an adjournment of the House from November 23 to November 30, 1981, and an adjournment of the Senate from November 24 or November 25 to November 30, 1981.

Page 28897

Election of Speaker Pro Tempore: House agreed to H. Res. 285, electing Representative Foley as Speaker pro tempore during the absence of the Speaker.

Page 28897

Recess: House recessed at 3:30 p.m. and reconvened at 5:45 p.m.

Page 28908

Army Corps of Engineers Project Deauthorizations: House passed S. 1493, deauthorizing certain water resource projects within the jurisdiction of the U.S. Army Corps of Engineers.

Agreed to an amendment in the nature of a substitute.

Pages 28908–28911

Lobbyists: The compilation by the Clerk of the House and the Secretary of the Senate of all new registrations and reports for the third calendar quarter of 1981, and reports for the second calendar quarter of 1981 received too late to be previously published, that were filed by persons engaged in lobbying activities appears in this issue of the Congressional Record.

Page 28908

Quorum Calls—Votes: Two yea-and-nay votes developed during the proceedings of the House today and appear on pages 28894–28895. There were no quorum calls.

Adjournment: Pursuant to the provisions of H. Con. Res. 228, adjourned at 5:50 p.m. until noon on Monday, November 30.

Committee Meeting

TIMBER SALES

Committee on Agriculture: Subcommittee on Forests, Family Farms, and Energy held a hearing on the following bills: H.R. 4932, Renewable Resources

Emergency Act of 1981; and H.R. 5012, Emergency Timber Sale Act of 1981. Testimony was heard from public witnesses.

Joint Meeting

MARATHON OIL/MOBIL COPORATION

Joint Hearing: Senate Committee on Commerce, Science, and Transportation, and House Committee on Energy and Commerce held joint hearings on the proposed purchase of Marathon Oil Company by the Mobil Corp., receiving testimony from Charles H. Barre, Marathon Oil Company, Findlay, Ohio; William J. Brown, Ohio Attorney General, Columbus; and Jack A. Blum, Blum & Nash, representing the Independent Gasoline Marketers Council, James F. Rill, Collier, Shannon, Rill & Scott, representing the Ad Hoc Committee of Marathon Customers and the Society of Independent Gas Marketers of America, and Gregg R. Potvin, representing the Marketers Against Mergers, all of Washington, D.C.

Hearings were recessed subject to call.

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Tuesday, November 24, 1981

Senate

Chamber Action:

Routine Proceedings, pages 28950–29001

Bill Introduced: Five bills and one resolution were introduced, as follows: S. 1887–1891 and S. Con. Res. 50. **Pages 28970, 28971–28972**

Bills Reported: Reports were made as follows:

S. Con. Res. 50, reaffirming the provisions of H. Con. Res. 115, setting forth recommended levels of total budget outlays, Federal revenues, and new budget authority for fiscal years 1982, 1983, and 1984 (without recommendation) (with additional and minority views) (S. Rept. No. 97–279).

Special Report entitled "Implementation of the Foreign Intelligence Surveillance Act of 1978" (S. Rept. No. 97–280). **Page 28970**

Measures Passed:

Birthday of Franklin Delano Roosevelt: Senate agreed to H. Con. Res. 220, providing for the commemoration of the one hundredth anniversary of the birth of Franklin Delano Roosevelt. **Pages 28963–28964**

Rights of People of Afghanistan: Senate agreed to S. Con. Res. 45, expressing the sense of the Congress with respect to the rights of the people of Afghanistan. **Pages 28994–28997**

Andrei Sakharov: Committee on Foreign Relations was discharged from the further consideration of S. Res. 246, providing that the Congress associates itself fully and completely with the hunger strike protest by Andrei Sakharov and urges the Government of the Soviet Union to abide by its commitments and to permit Yelizaveta Alekseyeva to emigrate, and the resolution was agreed to. **Pages 28997–29000**

Confirmations: Senate confirmed the following nominations:

James E. Eschbach, of Indiana, to be U.S. Circuit Judge for the Seventh Circuit.

James C. Cacheris, to be U.S. District Judge for the Eastern District of Virginia.

Richard A. Posner, of Illinois, to be U.S. Circuit Judge for the Seventh Circuit.

John H. Moore II, to be U.S. District Judge for the Middle District of Florida.

David V. O'Brien, to be U.S. District Judge for the District of the Virgin Islands.

Clyde H. Hamilton, to be U.S. District Judge for the District of South Carolina.

Jim J. Marquez, to be U.S. Attorney for the District of Kansas.

Robert N. Miller, to be U.S. Attorney for the District of Colorado.

James M. Rosenbaum, to be U.S. Attorney for the District of Minnesota.

Ronald D. Daniels, Jr., to be U.S. Marshal for the District of New Hampshire. **Page 29001**

Treaty Received: The injunction of secrecy was removed from the Radio Regulations (Geneva, 1979) and a Final Protocol. (Treaty Doc. No. 97–21). The Treaty, which was received in the Senate today, was considered as having been read the first time, and referred with accompanying papers to the Committee on Foreign Relations and ordered to be printed. **Pages 28965–28966**

Nominations: Senate received the following nominations:

John H. Reed, of Maine, to be Ambassador to the Democratic Socialist Republic of Sri Lanka, and to serve concurrently as Ambassador to the Republic of Maldives.

Alfred L. Atherton, Jr., of Florida, Arthur W. Hummel, Jr., of Maryland, and Walter J. Stoessel, Jr., of the District of Columbia, each for the personal rank of Career Ambassador in recognition of especially distinguished service.

J. Owen Forrester, to be U.S. District Judge for the Northern District of Georgia.

Sam A. Crow, to be U.S. District Judge for the District of Kansas.

Peter McCoy, of California, to be Under Secretary of Commerce for Travel and Tourism.

Joan D. Aikens, of Pennsylvania, and Lee Ann Elliott, of Illinois, each to be a Member of the Federal Election Commission. Page 29001

Messages From the President: Page 28970

Messages From the House: Page 28970

Statements on Introduced Bills: Pages 28970-28971

Committee Authority to Meet: Page 28972

Additional Statements: Pages 28972-28994

Nominations: Page 29001

Confirmations: Page 29001

Adjournment: Senate convened at 11 a.m., and in accordance with H. Con. Res 228, adjourned at 1:05 p.m., until 12 Noon, on Monday, November 30, 1981. (For Senate's program, see remarks of Senator Baker in today's Record on page 29001.)

Committee Meetings

TAX EXPENDITURES

Committee on the Budget: Committee held hearings on S. 193, establishing a ceiling on revenue loss from tax expenditures and a procedure for the consideration of new tax expenditures, receiving testimony from Senator Kennedy; Alice M. Rivlin, Director, Congressional Budget Office; and Paul R. McDaniel, Boston College, Boston, Massachusetts.

NOMINATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nomination of James E. Burnett, Jr., of Arkansas, to be a Member of the National Transportation Safety Board after the nominee, who was introduced by Senator Pryor and Representative Hammerschmidt, testified and answered questions in his own behalf. Testimony was also received from John L. Baker, Aircraft Owners and Pilots Association, Washington, D.C.

MINING CLAIMS

Committee on Energy and Natural Resources: Subcommittee on Energy and Mineral Resources concluded hearings on S. 1660, validating certain oil placer claims in Hot Springs County, Wyoming, after receiving testimony from William Greve, Jr., Petro-Lewis Corporation, Denver, Colorado.

CLEAR AIR ACT

Committee on Environment and Public Works: Committee resumed markup of proposed amendments to the Clean Air Act (P.L. 95-95), but did not complete action thereon, and will meet again on Thursday, December 3.

FOREST PRODUCTS INDUSTRY ISSUES

Committee on Finance: Subcommittees on International Trade and Taxation and Debt Management concluded joint hearings on S. 1824, increasing the limit on reforestation amortization, and changing the funding source for the reforestation tax incentives trust fund from certain forest products tariffs to cutting fees from Federal timber sales, and to review several trade and tax issues relating to the forest products industry, after receiving testimony from Senator Cohen; David R. Macdonald, Deputy U.S. Trade Representative; John E. Chapoton, Assistant Secretary of the Treasury for Tax Policy; Oregon Governor Victor Atiyeh and Lester Anderson, representing the Oregon Timber Strategy Panel, both of Salem; Arnie Ewing, Northwest Timber Association, Aaron Jones, Seneca Sawmill Company, and Paul Ehinger, Western Resource Alliance, all of Eugene, Oregon; Roland Caron, J. Paul Levuesque and Sons Lumber Co., Ashland, Maine; Eley C. Frazer III, F and W Forestry Service, Inc., Albany, Georgia; Tom Westbrook, Cascade West Forest Products, Inc., Tumwater, Washington; Michael Burrill, Eugene F. Burrill Lumber Company, Medford, Oregon; Bradley Witt, Lumber Production and Industrial Workers, and Joseph W. McCracken, Western Forest Industries Association, both of Portland, Oregon; Harvey Bones, Mountain Fir Lumber Company, Salem, Oregon; Tom Barlow, Natural Resources Defense Council, Washington, D.C.; Everett P. Johnson, C & D Lumber Company, Riddle, Oregon; Fred Sohn, Sun Studs Incorporated, Roseburg, Oregon; Cliff D. Landson, Jr., Superior Lumber Company, Glendale, Oregon; and Bob Spence, Pacific Timber and Shipping Company, Tacoma, Washington.

NOMINATION/TREATY

Committee on Foreign Relations: Committee concluded hearings on the nomination of Frank Shakespeare, of Connecticut, to be a Member of the Board for International Broadcasting, after the nominee testified and answered questions in his own behalf.

Also, committee concluded hearings on two Protocols for the Extension of the International Wheat Agreement (Treaty Doc. No. 97-9), after receiving testimony from Michael Calingaert, Deputy Assistant Secretary of State for International Resources and Food Policy; Leo Mayer, Associate Administrator, Foreign Agricultural Service, Department of Agriculture; and Carl Swenson, National Association of Wheat Growers, and Richard Gilmore, Gilmore International Consultants, both of Washington, D.C.

LAND MISSILES IN EUROPE

Committee on Foreign Relations: Committee met in closed session to discuss the upcoming negotiations

on intermediate range land missiles in Europe. Testimony was received from L. S. Eagleburger, Assistant Secretary of State for European Affairs; Richard Burt, Director, Office of Politico-Military Affairs, Department of State; and Paul Nitze, Ambassador-designate for Theater Nuclear Forces.

Committee recessed subject to call.

STATE IMPLEMENTATION OF FEDERAL STANDARDS

Committee on Governmental Affairs: Subcommittee on Intergovernmental Relations resumed oversight hearings on State implementation of Federal standards, focusing on hazardous waste management provisions of the Resource, Conservation and Recovery Act (P.L. 94–580), receiving testimony from Anne M. Gorsuch, Administrator, and John Skinner, Director of State Programs, Solid Waste Office, both of the Environmental Protection Agency; Norman H. Nosenchuck, New York Department of Environmental Conservation, Albany, on behalf of the Association of State and Territorial Solid Waste Management Officials; Thomas Eichler, Delaware Department of Natural Resources and Environmental Control, Dover; Ruthann McQuade, West Virginia Assistant Attorney General, Charleston; Steven Taub, Stablex Corporation, Radnor, Pennsylvania; and Hugh Mullen, National Solid Wastes Management Association, Washington, D.C.; and Timothy G. Hayes, Richmond, Virginia, on behalf of the Environmental Defense Fund.

Hearings were recessed subject to call.

VOCATIONAL EDUCATION/CETA

Committee on Labor and Human Resources: Subcommittees on Education and Employment and Productivity held joint oversight hearings on the implementation of vocational education programs and the Comprehensive Employment and Training Act (CETA), receiving testimony from Senator Pressler; Jewel Livingston, St. Louis Opportunities Industrialization Centers, and Ronald Stodghill, St. Louis Board of Education, both of St. Louis, Missouri; and Moody Oswald, South Carolina Department of Education, William Whitney, South Carolina CETA Division, G. William Dudley, Jr., South Carolina Board for Technical and Comprehensive Education, and Robert E. Leak, South Carolina Development Board, all of Columbia.

Hearings were recessed subject to call.

FEDERAL ELECTION CAMPAIGN ACT

Committee on Rules and Administration: Committee concluded hearings on S. 1550, prohibiting a corporation or labor union from using the involuntary dues or funds of its members or employees for specified political activities, S. 1766, waiving the limitations on contributions to candidates in those elections in which any candidate spends more than $35,000 from his personal funds, and S. 1851, expanding and upgrading information reported about Federal campaign finances, and on the application and administration of the Federal Election Campaign Act (P.L. 96–187), after receiving testimony from Senators Cranston and Jepsen; David Adamany, University of Maryland, College Park; J. Robert Brouse, National Association for Association Political Action Committees, McLean, Virginia; and Michael Malbin, American Enterprise Institute, Fred Wertheimer, Common Cause, and Joseph J. Fanelli, Business-Industry Political Action Committee, all of Washington, D.C.

FREEDOM OF INFORMATION

Select Committee on Intelligence: Committee resumed hearings, in closed session, on S. 1273, providing relief to the Central Intelligence Agency and other components of the intelligence community from the burden of responding to certain types of information under the provisions of the Freedom of Information Act, receiving testimony from Admiral Bobby R. Inman, Deputy Director, Central Intelligence Agency.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Monday, November 30.

Lobbyists: The compilation by the Clerk of the House and the Secretary of the Senate of all new registrations and reports for the third calendar quarter of 1981, and reports for the second calendar quarter of 1981 received too late to be previously published, that were filed by persons engaged in lobbying activities appears in this issue of the Congressional Record.

Page 29002–29143

Committee Meetings

OPEC INVESTMENT

Committee on Government Operations: Subcommittee on Commerce, Consumer, and Monetary Affairs continued hearings on Federal response to OPEC investment in the United States, with emphasis on Kuwait Petroleum Corporation's purchase of Santa Fe International. Testimony was heard from Richard Rowberg, Office of Technology Assessment; Thomas E. O'Brien, Director, Defense Investigative Agency, Department of Defense; and Troy E. Wade, Princi-

pal Deputy Assistant Secretary for Defense Programs, Department of Energy.

STEAMSHIP VESSEL

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine approved for full Committee action H.R. 3782, amended, to revitalize the pleasure cruise industry by clarifying and waiving certain restrictions in the Merchant Marine Act, 1936, and the Merchant Marine Act, 1920, to permit the entry of the steamship vessel *Oceanic Constitution* into the trade.

Prior to this action, the Subcommittee concluded hearings on this legislation. Testimony was heard from public witnesses.

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Monday, November 30, 1981

Senate

Chamber Action

Routine Proceedings, pages 29147–29204

Bills Introduced: Four bills and two resolutions were introduced, as follows: S. 1892–1895, and S. Res. 248–249.

Pages 29189–29192

Bills Reported: Reports were made as follows:

S. 1611, providing for the completion of the planned International Diplomatic Center within the Federally-owned Bureau of Standards site in the District of Columbia. (with minority views). (S. Rept. No. 97–281).

S. 1662, establishing a Federal program for the interim storage and permanent disposal of high-level nuclear waste from civilian powerplants, with amendments. (with additional and supplemental views). (S. Rept. No. 97–282).

S. 854, establishing an Office of Foreign Missions responsible for providing benefits for foreign missions on terms approved by the Secretary of State, with amendments. (S. Rept. No. 97–283). Referred to the Committee on Governmental Affairs for a period of 45 calendar days, excluding weekends, holidays, and those periods when the Senate is not in session.

Report to accompany S. 1080, improving and modifying the Federal Regulatory process. (S. Rept. No. 97–284).

S. Res. 249, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of H.R. 3484, providing for the minting of half dollars with a design emblematic of the 250th anniversary of the birth of George Washington. Referred to the Committee on the Budget.

Page 29189

Measure Passed:

Commendation of Firefighters in Lynn, Massachusetts: Senate agreed to S. Res. 248, commending the firefighters who fought the recent fire in Lynn, Massachusetts.

Pages 29184–29185

Department of Defense Appropriations, 1982: Senate began consideration of H.R. 4995, appropriating funds for fiscal year 1982 for the Department of Defense, taking action on amendments proposed thereto, as follows:

Adopted:

(1) Stevens unprinted amendment No. 713, striking the language prohibiting obligation of funds to reimburse a contractor for the cost of commercial insurance that would protect against the costs of the contractor for correction of the contractor's own defects in materials or workmanship or against the costs of fortuitous or casualty losses resulting from such defects.

Page 29159

(2) Stevens unprinted amendment No. 714, raising the limitation on the value of ammunition which may be issued from other funds available from $340,000 to $680,000.

Page 29161

(3) Stevens unprinted amendment No. 715, of a technical nature.

Page 29161

(4) By 51 yeas to 29 nays, Heinz modified unprinted amendment No. 716, providing funds for research and development on the reactivation of the U.S.S. *Iowa.*

Page 29162

(5) Percy-Nunn unprinted amendment No. 717, striking the language prohibiting the use of funds to transfer any article of military equipment or data related to the manufacture of such equipment to a foreign country prior to the approval in writing of such transfer by the Secretary of the military service involved.

Page 29172

(6) Percy-Nunn unprinted amendment No. 718, striking the language prohibiting the availability of funds to approve a request for waiver of the costs otherwise required to be recovered under the provisions of section 21(e)(1)(C) of the Arms Export Control Act unless the Committees on Appropriations have been notified in advance of the proposed waiver.

Page 29173

(7) Pryor unprinted amendment No. 719, providing that no funds made available under the Act may be used to pay, directly or under any contract with the Federal Government, any costs directly associated with lobbying, including any amounts attributa-

ble to salaries and fees, or portions thereof, of any person engaged in lobbying.

Page 29174

(8) Hatfield unprinted amendment No. 721, expressing concern about the rapidly escalating cost of the chemical and biological warfare programs that have not yet been adequately justified by the Administration; and urging the Administration to resume as rapidly as possible negotiations with the Soviet Union to prohibit the development, production and stockpiling of chemical weapons.

Page 29181

Rejected:

By 16 yeas to 65 nays, Danforth-Eagleton unprinted amendment No. 720, to make available $103,500,000 for procurement of B–707 aircraft, to provide for engines and parts for KC–135 aircraft, and $46,800,000 for installation of modification kits in such aircraft.

Page 29180

Pending is Levin unprinted amendment No. 722 (printed amendment No. 638), to add funds to procure four additional KC–10A tanker/cargo aircraft in fiscal year 1982.

Page 29184

During consideration of the bill today, by 73 yeas to 1 nay, Senate agreed to a motion to instruct the Sergeant at Arms to request the attendance of absent Senators.

Page 29162

Senate will continue consideration of the bill and amendments proposed thereto on Tuesday, December 1.

Page 29162
Pages 29152–29184

Treaties Considered: The following treaties were considered as having passed through their various parliamentary stages up to and including presentation of resolutions of ratification:

Treaty Doc. No. 97–7, Treaty of Extradition Between the United States and the Kingdom of the Netherlands, signed at The Hague on June 24, 1980.

Treaty Doc. No. 97–8, Treaty of Extradition Between the United States and the Republic of Colombia, signed at Washington on September 14, 1979.

Treaty Doc. No. 97–11, Treaty of Mutual Legal Assistance Between the United States and the Republic of Colombia, signed at Washington on August 20, 1980.

Treaty Doc. No. 97–16, Treaty on Mutual Legal Assistance Between the United States and the Kingdom of the Netherlands, together with a related exchange of notes, signed at The Hague on June 12, 1981.

A unanimous consent agreement was reached for further consideration of the treaties, with a vote to occur thereon on Wednesday, December 2, at 4:20 p.m.

Pages 29203–29204

Executive Reports: Senate received the following Executive Reports:

Ex.L, 96–2, Reciprocal Fisheries Agreement between the Government of the United States of America and the Government of the United Kingdom of Great Britain and Northern Ireland, 1979, with its agreed minute, done at London, March 27, 1979. (Exec. Rept. No. 97–37).

Ex.X, 96–2, Convention on the Conservation of Antarctic Marine Living Resources adopted at a diplomatic conference held in Canberra, Australia, May 7–20, 1980, and signed on behalf of the United States on September 11, 1980, with a Proces-Verbal of Rectification dated March 18, 1981. (Exec. Rept. No. 97–38).

Page 29189

Communications: Page 29188

Statements on Introduced Bills: Pages 29189–29191

Amendments Submitted for Printing: Pages 29192–29199

Committee Authority To Meet: Page 29199

Additional Statements: Pages 29199–29203

Quorum Call: One quorum call was taken today. (Total—10)

Page 29162

Record Votes: Three record votes were taken today. (Total—429)

Pages 29162, 29170, 29183

Recess: Senate convened at 12 Noon, and recessed at 6:43 p.m., until 10 a.m., on Tuesday, December 1, 1981.

Page 29204

Committee Meetings

VIDEO RECORDERS

Committee on the Judiciary: Committee held hearings on S. 1758, providing for an exemption from the copyright law for certain types of video-recording for noncommercial purposes, receiving testimony from Senator D'Amato; Representative Parris; Leon Friedman, Hofstra University, Hempstead, New York; Joseph A. LaGore, Sony Consumer Products Company, and W. G. Williams, Independent Media Producers Association, both of New York City; Joseph Waz, National Citizens Committee for Broadcasting, and Jack Wayman, Electronic Industries Association/Consumer Electronics Group, both of Washington, D.C.; Julius Kretzer, Mobile, Alabama, on behalf of the National Association of Retail Dealers of America; and Sidney Sheinbert and Robert Hadl, MCA-Universal City Studios, Inc., Los Angeles, California.

Hearings were recessed subject to call.

IMMIGRATION AND NATURALIZATION LAWS

Committee on the Judiciary: Subcommittee on Immigration and Refuge Policy concluded hearings on proposed revisions to the immigration and naturalization laws of the United States, focusing on certain provisions of the Immigration and Nationality Act (P.L. 94–571), relating to the H–2 temporary worker programs and non-immigrant programs after receiving testimony from Senator Warner; Doris Meissner, Acting Commissioner, and Alan Nelson, Deputy Commissioner, both of the Immigration and Naturalization Service, Department of Justice; A. James Barnes, General Counsel, Department of Agriculture; Malcolm R. Lovell, Jr., Under Secretary of Labor; Diego Asencio, Assistant Secretary of State for Consular Affairs; Texas Governor William P. Clements, Jr., Austin; John Etchepare, Western Range Association, Cheyenne, Wyoming; Russell L. Williams, Agricultural Producers, Los Angeles, California; Robert A. Williams, Florida Rural Legal Services, Inc., and Jesus Romo, Farmworker Rights Organization, both of Immokalee, Florida; Philip Martin, University of California, Davis; Ashton W. Hart, National Council of Agricultural Employers, Kenneth S. Rolston, American Pulpwood Association, S. Steven Karalekas, Charles Karalekas, Bacas & McCahill, H. Michael Semler, Migrant Legal Action Program, Inc., Richard J. Gowen, Institute of Electrical and Electronics Engineers, Inc., Bayard Catron, George Washington University, Heather Olson, National Association of Foreign Student Advisors, David North, New Transcentury Foundation, and Norman J. Philion, Air Transport Association, all of Washington, D.C.; Margaret D. McCain, Pine Tree Legal Assistance, Inc., Lewiston, Maine; Stephanie Bower, United Farmworkers of America, Silver Spring, Maryland; and George F. Sorn, Florida Fruit and Vegetable Association, Orlando.

INTELLIGENCE

Select Committee on Intelligence: Committee met in closed session to discuss intelligence matters, but made no announcements, and will meet again tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 2 public bills, H.R. 5106 and 5107; and 1 private bill, H.R. 5108, were introduced.

Page 29145

Legislative Business: No legislative business was conducted while the House was in session today.

Referrals: Two Senate-passed measures were referred to the appropriate House committees.

Pages 29145–29146

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Adjourned at 12:06 p.m.

Committee Meetings

MISSING CHILDREN ACT

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights concluded hearings on H.R. 3781, Missing Children Act. Testimony was heard from the following officials of the Federal Bureau of Investigation, Department of Justice: David Nemechek, National Crime Information Center Section Chief, and Richard Dennis, Assistant Section Chief, Criminal Investigation Division and public witnesses.

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Tuesday, December 1, 1981

Senate

Chamber Action

Routine Proceedings, pages 29219–29288

Bills Introduced: Three bills were introduced, as follows: S. 1896–1898.

Page 29273

Bills Reported: Reports were made as follows:

Special Report of the Senate Select Committee on Intelligence on the Casey Inquiry (S. Rept. No. 97–285).

Page 29273

Measures Passed:

Mineral Leases: Senate passed H.R. 4591, amending the mineral leasing laws of the United States to provide for uniform treatment of certain receipts under such laws.

Page 29286

Piracy and Counterfeiting Amendments Act of 1981: Senate passed with amendments S. 691, strengthening the laws by increasing the penalties for the criminal infringement of a copyright involving the reproduction or distribution of phonorecords, motion pictures, or audiovisual works.

Pages 29286–29287

Indefinitely Postponed: Senate indefinitely postponed S. Con. Res. 48, to disapprove the proposed sale of F–16 aircraft to Pakistan.

Page 29287

Department of Defense Appropriations, 1982: Senate continued consideration of H.R. 4995, appropriating funds for fiscal year 1982 for the Department of Defense, rejecting further amendments proposed thereto as follows:

(1) By 38 yeas to 55 nays, Levin Amendment No. 638, to add funds to procure four additional KC–10A tanker/cargo aircraft in fiscal year 1982.

Page 29235

(2) Robert C. Byrd unprinted amendment No. 723, to increase funding from $9,076,906,000 to $9,326,906,000, to remain available for obligation until September 30, 1983, for expenses necessary for basic and applied scientific research, development, test, and evaluation, including maintenance, rehabilitation, lease, and operation of facilities and equipment, as authorized by law. (By 51 yeas to 40 nays, Senate tabled the amendment.)

Page 29240

(3) Bradley unprinted amendment No. 724, to require the President to submit certain reports to Congress by January 31, 1982. (By 56 yeas to 36 nays, Senate tabled the amendment.)

Page 29251

(4) DeConcini unprinted amendment No. 725, to express the sense of the Senate that the MX missile system should not be based in or near areas with high population density. (By 57 yeas to 35 nays, Senate tabled the amendment.)

Page 29254

Pending:

(1) Hollings unprinted amendment No. 726 (printed Amendment No. 643), to provide funding for increased Army and Air Force active strength levels.

Page 29256

(2) Hollings unprinted amendment No. 727 (printed Amendment No. 644), to provide funds to meet the Army requirements for ammunition.

Page 29261

A unanimous-consent agreement was reached providing for 10 minutes debate on each of the two pending amendments, beginning at 9:40 a.m., on Wednesday, December 2. **Page 29263**

Pages 29235–29263

Executive Resolution Agreed To: Senate agreed to S. Ex. Res. 2, providing for the return of Tax Conventions with the Arab Republic of Egypt, Israel, and Thailand.

Pages 29287–29288

Nominations: Senate received the following nominations:

Gerald E. Thomas, of California, to be Ambassador to the Cooperative Republic of Guyana.

William R. Casey, Jr., of Colorado, to be Ambassador to the Republic of Niger.

Mark E. Austad, of Arizona, to be Ambassador to Norway.

Clarence E. Hodges, of Maryland, to be Chief of the Children's Bureau, Department of Health and Human Services.

Eugene V. Lipp, of California, to be a Member of the National Transportation Safety Board.

Routine lists of nominations in the Army, Navy, and Foreign Service.

Pages 29288–29315

Messages From the President: **Page 29272**

Communications: **Pages 29272–29273**

Statements on Introduced Bills: **Pages 29273–29275**

Amendments Submitted for Printing: **Pages 29276–29277**

Notices of Hearings: **Page 29277**

Committee Authority to Meet: **Page 29277**

Additional Statements: **Pages 29277–29286**

Nominations: **Pages 29288–29315**

Record Votes: Four Record Votes were taken today. (Total—433)

Pages 29239, 29250–29251, 29254, 29255

Recess: Senate convened at 10 a.m., and recessed at 7:36 p.m., until 9 a.m., on Wednesday, December 2, 1981. (For Senate program, see remarks of Senator Stevens in today's Record on page 29288)

Committee Meetings

ARMS CONTROL

Committee on Armed Services: Committee concluded hearings on the President's arms control proposal, after receiving testimony from Richard N. Perle, Assistant Secretary of Defense for International Security Policy.

NATIONAL GUARD/RESERVES

Committee on Armed Services: Subcommittee on Preparedness held hearings on the status of the National Guard and Reserve Forces, receiving testimony from Edward J. Philbin, Deputy Assistant Secretary of Defense for Reserve Affairs; and Brig. Gen. Randall D. Peat, Assistant Deputy Director for Force Development and Strategic Plans, U.S. Air Force.

Hearings were recessed subject to call.

NOMINATION

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on the nomination of C. T. Conover, of California, to be Comptroller of the Currency, after the nominee, who was introduced by Senator Hayakawa, testified and answered questions in his own behalf.

CONSUMER PRODUCT SAFETY COMMISSION

Committee on Commerce, Science, and Transportation: Consumer Subcommittee concluded oversight hearings on the activities of the Consumer Product Safety Commission, after receiving testimony from Nancy Steorts, Chairman, and Stuart Statler, Edith Sloan, and Samuel Zagoria, all Commissioners, Consumer Product Safety Commission.

WORLD COAL MARKET

Committee on Energy and Natural Resources: Subcommittee on Energy and Mineral Resources held oversight hearings on America's role in the world coal export market, focusing on the problems encountered by the coal export industry and what aid and assistance is needed to overcome the problems, receiving testimony from Norman G. Wilson-Smith and George Ecklund, both of Zinder-Nerris, Inc., Mark Minoru Tada, Nippon Steel U.S.A., Inc., and Kazuo Shibukawa, Kansai Electric Power, Inc., all of New York City; Phil Burgess, Western Coal Export Task Force, Denver, Colorado; Herbert B. Greene, Lone Star Industries, Greenwich, Connecticut; and A. E. Michon, Burlington Northern, Inc., Portland, Oregon.

Hearings continue on Thursday, December 3.

AUTOMOBILE INDUSTRY

Committee on Finance: Subcommittee on International Trade concluded hearings to review developments in the U.S. automobile industry and the U.S. market for automobiles since April 1981, after receiving testimony from David MacDonald, Deputy U.S. Trade Representative; Lionel Olmer, Under Secretary of Commerce for International Trade; Robert G. Dederick, Assistant Secretary of Commerce for Economic Affairs; Robert D. Hormats, Assistant Secretary of State for Economic and Business Affairs; Sheldon Friedman, United Auto Workers, Detroit, Michigan; Steve Koplan, AFL-CIO, Robert M. McElwaine, American International Automobile Dealers Association, both of Washington, D.C.; Julian C. Morris, Automobile Parts and Accessories Association, Lanham, Maryland; George M. Galster, Automotive Parts Export Council, Toledo, Ohio; and Ralph Millet and Edward G. Connelly, both of the Automobile Importers of America, Orange, Connecticut.

TREATIES

Committee on Foreign Relations: Committee concluded hearings on the Treaty of Friendship with the Republic of Kiribati (Ex. A, 96th Cong., 2nd sess.), Treaty of Friendship with Tuvalu (Ex. W, 96th Cong., 1st sess.), Treaty with the Cook Islands on Friendship and Delimitation of the Maritime Boundary (Ex. P, 96th Cong., 2nd sess.), and Treaty with New Zealand on the Delimitation of the Maritime Boundary between the United States and Tokelau (Treaty Doc. No. 97-5), after receiving testimony from Daniel O'Donohue, Deputy Assistant Secretary of State for East Asian and Pacific Affairs; William Bodde, Jr., U.S. Ambassador to Fiji, to the Kingdom of Tonga, and to Tuvalu and the Republic of Kiribati; Terrence J. Fortune, Assistant Legal Adviser for East Asian and Pacific Affairs, and David A. Colson, Associate Legal Adviser for Oceans, Environment, and Scientific Affairs, both of the Office of Legal Adviser, Department of State; Rear Admiral Donald Jones, Director of East Asian and Pacific Affairs, Office of the Assistant Secretary of Defense for International Security Affairs; American Samoa Governor Peter T. Coleman, Pago Pago; Hawaii State Representative Frederic W. Rohlfing, Honolulu; and Mark J. Seidenberg, Los Angeles, California.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following business items:

The nominations of Edward R. Becker, of Pennsylvania, to be U.S. Circuit Judge for the Third Circuit, Robert G. Doumar, to be U.S. District Judge for the Eastern District of Virginia, Jackson L. Kiser, to be U.S. District Judge for the Western District of Virginia, Louis G. DeFalaise, to be U.S. Attorney for the Eastern District of Kentucky, Joseph P. Stadtmueller, to be U.S. Attorney for the Eastern District of Wisconsin, Donald B. Ayer, to be U.S. Attorney for the Eastern District of California, Brent D. Ward, to be U.S. Attorney for the District of Utah, William S. Vaughn, to be U.S. Marshal for the Eastern District of Missouri, Howard V. Adair, to be U.S. Marshal for the Southern District of Alabama, Paul R. Nolan, to be U.S. Marshal for the Eastern District of Washington, Harry Connolly, to be U.S. Marshal for the Northern District of Oklahoma, and James L. Meyers, to be U.S. Marshal for the Middle District of Louisiana;

S.J. Res. 122, designating the week of February 28 through March 6, 1982, as "National Construction Industry Week"; and

S.J. Res. 123, designating the week of November 7 through 13, 1982, as "National Disabled Veterans Week."

Also, Committee began consideration of S. 817, establishing procedures for holding constitutional conventions for proposing amendments to the Constitution, but did not complete action thereon, and will meet again on Tuesday, December 8.

SMALL BUSINESS/ANTITRUST

Committee on Small Business: Subcommittee on Productivity and Competition held hearings to examine the Administration's antitrust policies as they affect

small business, receiving testimony from James C. Miller, Chairman, and Thomas J. Campell, Director, Bureau of Competition, both of the Federal Trade Commission; William Baxter, Assistant Attorney General, Antitrust Division, Department of Justice; and William Dennis, National Federation of Independent Businesses, Philip Friedlander, Small Business Legislative Council, and William North, National Association of Realtors, all of Washington, D.C.

Hearings were recessed subject to call.

CASEY REPORT

Select Committee on Intelligence: Committee approved a committee report on its investigation of matters involving William J. Casey, Director of Central Intelligence, Central Intelligence Agency.

House of Representatives

Chamber Action

The House was not in session today. The next meeting of the House is Thursday, December 3. No legislative business is scheduled.

Committee Meetings

NATIONAL STRATEGIC PLANNING

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations and the Subcommittee on Energy Conservation and Power held a joint hearing on national strategic planning. Testimony was heard from Dr. Robert D. Hamrin, Acting Chief, Benefits Staff, EPA and public witnesses.

Hearings continue tomorrow.

OSAGE INDIAN MINERAL RIGHTS

Committee on Interior and Insular Affairs: Held a hearing on H.R. 4926, to authorize the Secretary of the Army to acquire, by purchase or condemnation, such interests in oil, gas, coal, and other minerals owned or controlled by the Osage Tribe of Indians as are needed for Skiatook Lake, Okla. Testimony was heard from Ted Koenig, Acting Director, Office of Trust Responsibility, Bureau of Indian Affairs, Department of the Interior; William J. Cronin, Chief, Legislative Services Office, Chief of Engineers, Department of the Army and public witnesses.

REINSTATEMENT OF OIL AND GAS LEASES

Committee on Interior and Insular Affairs: Subcommittee on Mines and Mining held a hearing on H.R. 4626, to validate certain oil placer mining claims in Hot Springs County, Wyo., and related bills (H.R. 4546, H.R. 2483, H.R. 2872, H.R. 3014, and H.R. 3015). Testimony was heard from Arnold E. Petty, Deputy Director for Management Services, Bureau of Land Management, Department of the Interior.

POSTAL REORGANIZATION ACT EFFECTIVENESS

Committee on Post Office and Civil Service: Subcommittee on Postal Operations and Services and the Subcommittee on Postal Personnel and Modernization held a joint hearing on the effectiveness of the Postal Reorganization Act of 1970. Testimony was heard from Robert L. Hardesty, Chairman, Board of Governors, U.S. Postal Service.

Hearings continue December 3.

Joint Meeting

U.S. AGRICULTURE

Joint Economic Committee: Subcommittee on Agriculture and Transportation held hearings on the importance of agriculture to the U.S. economy, receiving testimony from Frederick H. Schultz, Vice Chairman, Board of Governors, Federal Reserve System; and Nels Turnquist, First Bank System and Charles P. Moore, Northwestern Bancorporation, both of Minneapolis, Minnesota.

Subcommittee will meet again on Monday, December 7.

Résumé of Congressional Activity

FIRST SESSION OF THE NINETY-SEVENTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 5 through November 30, 1981

	Senate	*House*	*Total*
Days in session	153	154	..
Time in session	972 hrs., 4'	593 hrs., 20'	..
Congressional Record:			
Pages of proceedings	14,142	8,860	23,002
Extension of Remarks	..	..	5,579
Public bills enacted into law	45	39	84
Private bills enacted into law	..	11	11
Bills in conference	5	8	13
Bills through conference	4	12	16
Measures passed, total	413	352	765
Senate bills	113	45	..
House bills	51	138	..
Senate joint resolutions	43	13	..
House joint resolutions	16	20	..
Senate concurrent resolutions	15	8	..
House concurrent resolutions	17	27	..
Simple resolutions	158	101	..
Measures reported, total	*424	*294	718
Senate bills	184	4	..
House bills	26	209	..
Senate joint resolutions	31	..	..
House joint resolutions	9	8	..
Senate concurrent resolutions	11	..	..
House concurrent resolutions	1	11	..
Simple resolutions	137	62	..
Special reports	23	37	..
Conference reports	2	21	..
Measures pending on calendar	74	54	..
Measures introduced, total	2,324	5,990	8,314
Bills	1,895	5,108	..
Joint resolutions	130	368	..
Concurrent resolutions	50	229	..
Simple resolutions	249	285	..
Quorum calls	10	17	..
Yea-and-nay votes	429	197	..
Recorded votes	..	122	..
Bills vetoed	..	1	1
Vetoes overridden	..	..	..

* These figures include all measures reported, even if there was no accompanying report. A total of 284 reports have been filed in the Senate, a total of 352 reports have been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 5 through November 30, 1981

Army nominations, totaling 9,335, disposed of as follows:

Confirmed	9,006
Unconfirmed	329

Navy nominations, totaling 28,577, disposed of as follows:

Confirmed	27,372
Unconfirmed	1,205

Air Force nominations, totaling 44,788, disposed of as follows:

Confirmed	44,101
Unconfirmed	687

Marine Corps nominations, totaling 11,151, disposed of as follows:

Confirmed	11,151

Civilian nominations, totaling 4,482, disposed of as follows:

Confirmed	4,000
Unconfirmed	449
Withdrawn	33

Summary

Total nominations received	98,333
Total confirmed	95,630
Total unconfirmed	2,670
Total withdrawn	33

Wednesday, December 2, 1981

Senate

Chamber Action

Routine Proceedings, pages 29317–29404

Bills Introduced: One bill and two resolutions were introduced, as follows: S. 1899, S.J. Res. 131, and S. Res. 250.

Pages 29379, 29383–29384

Bills Reported: Reports were made as follows:

S. Res. 238, retaining the deductibility from personal taxes of interest paid on residential mortgages.

Page 29378

Measure Passed:

Murder of Americans in El Salvador: Senate agreed to S. Res. 250, expressing deep concern over the failure of the Government of El Salvador to bring to justice those responsible for the murders of six Americans, urging the Government of El Salvador to use every legal means available to bring about a just and expeditious resolution of these cases, and urging the Administration to press for such a just and expeditious resolution, after agreeing to Kennedy (for Percy) unprinted amendment No. 733, welcoming the Government of El Salvador's recent request for U.S. technical assistance in carrying out these investigations.

Pages 29356–29357

Department of Defense Appropriations, 1982: Senate continued consideration of H.R. 4995, appropriating funds for fiscal year 1982 for the Department of Defense, taking action on further amendments proposed thereto as follows:

Adopted:

(1) Specter unprinted amendment No. 729, providing $4,000,000 for the Field Artillery Ammunition Support Vehicle.

Page 29330

(2) By 90 yeas to 4 nays, Cohen unprinted amendment No. 730, limiting the use of funds for MX basing.

Page 29340

(3) By 90 yeas to 4 nays, Cohen modified unprinted amendment No. 734 (to unprinted amendment No. 730), perfecting, providing $334,000,000 shall be available only for Research and Development related to initial deployment of the MX missile in non-superhardened existing silos in a manner compatible with a permanent basing mode which could include the addition to existing silos of ballistic missile defense, the provision of location uncertainty for offensive missiles and defensive systems, and superhardening and subsequent deployment in a permanent basing mode to be recommended to the Congress by the Secretary of Defense no later than July 1, 1983.

Page 29357

Rejected:

(1) Hollings Amendment No. 643, to provide funding for increased Army and Air Force active strength levels. (By 54 yeas to 36 nays, Senate tabled the amendment.)

Page 29322

(2) Hollings Amendment No. 644, to provide an additional $148,000,000 for procurement of ammunition, Army. (By 55 yeas to 36 nays, Senate tabled the amendment.)

Page 29326

(3) By 37 yeas to 56 nays, Exon unprinted amendment No. 728, to increase by $60,000,000 the funds available for the Army's force modernization program.

Page 29327

(4) By 40 yeas to 56 nays, Glenn Amendment No. 639, to add $74,600,000 to provide for the stationing of an additional one-half of one carrier battle group in the Indian Ocean.

Page 29334

(5) Pryor-Levin unprinted amendment No. 732, to require certain information regarding competition in procurement. (By 44 yeas to 50 nays, Senate held that the amendment was not germane.)

Page 29354

Senate will continue consideration of the bill and amendments proposed thereto on Thursday, December 3.

Page 29370

Pages 29322–29372

Treaties Approved: By unanimous votes of 96 yeas, two-thirds of the Senators present and voting having voted in the affirmative, Senate agreed to the ratification of the following treaties:

Treaty Doc. No. 97–7, Treaty of Extradition Between the United States and the Kingdom of the Netherlands, signed at The Hague of June 24, 1980.

Treaty Doc. No. 97–8, Treaty of Extradition Between the United States and the Republic of Colombia, signed at Washington on September 14, 1979.

Treaty Doc. No. 97–11, Treaty of Mutual Legal Assistance Between the United States and the Republic of Colombia, signed at Washington on August 20, 1980.

Treaty Doc. No. 97–16, Treaty on Mutual Legal Assistance Between the United States and the Kingdom of the Netherlands, together with a related exchange of notes, signed at The Hague on June 12, 1981.

Pages 29351–29352

Nominations: Senate received the following nominations:

Paul H. Nitze, of Maryland, for the rank of Ambassador while serving as Head of the U.S. Delega-

tion to the Intermediate Range Nuclear Force Negotiations.

Fred M. Zeder II, of Hawaii, for the rank of Ambassador during the tenure of his service as Personal Representative of the President to conduct negotiations on the future political status of the Trust Territory of the Pacific Islands.

Page 294404

Messages From the President: Page 29377

Communications: Pages 29377–29378

Statements on Introduced Bills: Pages 29379–29382

Amendments Submitted for Printing: Pages 29384–29385

Committee Authority To Meet: Page 29385

Additional Statements: Pages 29385–29404

Nominations: Page 29404

Record Votes: Eleven record votes were taken today. (Total—444)

Pages 29325, 29326, 29329, 29340, 29352, 29355, 29371

Recess: Senate convened at 9 a.m., and recessed at 7:44 p.m., until 9 a.m., on Thursday, December 3, 1981. (For Senate's program see remarks of Senator Baker in today's Record on page 29404.)

Committee Meetings

BUSINESS MEETING

Committee on Energy and Natural Resources: Committee ordered favorably reported the nominations of Vernon R. Wiggins, of Alaska, to be Federal Co-chairman of the Alaska Land Use Council, Pedro A. Sanjuan, of the District of Columbia, to be an Assistant Secretary of the Interior, and Janet J. McCoy, of Oregon, to be High Commissioner of the Trust Territory of the Pacific Islands.

Also, committee resumed markup of S. 1484, promoting the development of oil shale resources by revising the authority to lease lands containing oil shale deposits, but did not complete action thereon, and will meet again on Tuesday, December 8.

HARBOR IMPROVEMENTS

Committee on Environment and Public Works: Committee ordered favorably reported with amendments S. 1692, providing for the operation, maintenance, and construction of deep-draft channels and national harbors.

BUSINESS MEETING

Committee on Finance: Committee ordered favorably reported the following business items:

The nominations of Jules G. Korner, III, of Maryland, Perry Shields, of Tennessee, and Meade Whitaker, of Michigan, each to be a judge of the U.S. Tax Court; and

S. Res. 238, retaining the deductibility from personal taxes of interest paid on residential mortgages.

Prior to this action, the committee concluded hearings on the aforementioned nominations, after the nominees testified and answered questions in their own behalf.

A press release summarizing additional committee action will be available in the committee office in 2227 Dirksen Office Building.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of Kenneth L. Brown, of California, to be Ambassador to the People's Republic of the Congo, and Francis T. McNamara, of Vermont, to be Ambassador to the Gabonese Republic and to serve concurrently and without additional compensation as Ambassador to the Democratic Republic of Sao Tome and Principe, after the nominees testified and answered questions in their own behalf.

Committee will consider the above nominations on Tuesday, December 8.

IAEA

Committee on Foreign Relations: Committee held hearings on the activities of the International Atomic Energy Agency, focusing on the adequacy of IAEA safeguards, receiving testimony from Richard T. Kennedy, Under Secretary of State for Management, and U.S. Ambassador to the IAEA; John Boright, Acting Deputy Assistant Secretary, Office of Nuclear Technology and Safeguards, Bureau of Oceans and International Environmental and Scientific Affairs, Department of State; Archelaus R. Turrentine, Deputy Assistant Director, and Jorge Menzel, Chief, Nuclear Safeguards Division, both of the Bureau of Nuclear and Weapons Control, Arms Control and Disarmament Agency; Victor Gilinsky, Commissioner, Nuclear Regulatory Commission; Joseph F. Murray, Group Director, International Division, General Accounting Office; Paul Leventhal, Nuclear Club, Inc., Washington, D.C.; and Emanuel R. Morgan, Gaithersburg, Maryland, and Thomas E. Shea, Sunnyville, California, both former Inspectors, IAEA.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

The House was not in session today. The next meeting of the House is Thursday, December 3. No legislative business is scheduled.

Committee Meetings

SALE OF USED MOTOR VEHICLES

Committee on Energy and Commerce: Subcommittee on Commerce, Transportation and Tourism held a hearing on H. Con. Res. 178, disapproving the Federal Trade Commission trade regulation rule relating to the sale of used motor vehicles. Testimony was heard from Patrica P. Bailey, Commissioner, FTC and public witnesses.

NATIONAL STRATEGIC PLANNING

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations and the Subcommittee on Energy Conservation and Power concluded joint hearings on national strategic planning. Testimony was heard from A. Alan Hill, Chairman, Council on Environmental Quality and public witnesses.

INTERNATIONAL TELECOMMUNICATIONS AND INFORMATION POLICY

Committee on Government Operations: Subcommittee on Government Information and Individual Rights held a hearing on International Telecommunications and Information Policy: Management and Resources. Testimony was heard from Richard Self, Acting Assistant Trade Representative for Policy Development, Office of the U.S. Trade Representative; James Buckley, Under Secretary of State for Security Assistance, Science, and Technology, and Joseph Wright, Deputy Secretary of Commerce.

PROMPT PAYMENT ACT

Committee on Government Operations: Subcommittee on Legislation and National Security held a hearing on H.R. 4709, Prompt Payment Act of 1981. Testimony was heard from Representatives English and Lagomarsino and public witnesses.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Ordered reported as amended the following bills: H.R. 3433, to modify the boundaries of the San Juan and San Isabel National Forests in the State of Colorado; H.R. 2475 to withdraw certain lands in Mono County, Calif., from settlement, sale, location, or entry for the purpose of protecting the watershed supplying water to the city of Los Angeles, and to rescind such withdrawal for certain other lands in Mono County, Calif.; H.R. 2863, to authorize the Secretary of Agriculture to sell the portion of the Tahoe National Forest known as Blythe Arena, and H.R. 1281, to provide for the coveyance of certain lands in Alaska comprising trade and trade manufacturing site A–056802 without regard to the 80-rod limitation provided by existing law.

MANUFACTURING CLAUSE COPYRIGHT LEGISLATION

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice held a hearing on H.R. 3940, to amend the manufacturing clause of the copyright law. Testimony was heard from Anthony P. Harrison, Assistant Register, Copyright Office, Library of Congress and public witnesses.

AIR TRAFFIC CONTROL REVITALIZATION ACT

Committee on Post Office and Civil Service: Held a hearing on H.R. 5038, Air Traffic Control Revitalization Act of 1981. Testimony was heard from the following officials of the Department of Transportation: Darrell M. Trent, Deputy Secretary and J. Lynn Helms, Administrator, FAA.

OVERSIGHT-FEDERAL EMPLOYEES HEALTH BENEFITS PROGRAM

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits concluded oversight hearings on the Federal Employees Health Benefits Program. Testimony was heard from Donald J. Devine, Director, Office of Personnel Management and public witnesses.

Joint Meeting

FARM BILL

Conferees continued to resolve the differences between the Senate- and House-passed versions of S. 884, authorizing funds for fiscal years 1982 through 1985 for commodity price support programs administered by the Department of Agriculture, for agriculture research and conservation, and agriculture exports, but did not complete action thereon, and will meet again tomorrow.

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Thursday, December 3, 1981

Senate

Chamber Action

Routine Proceedings, pages 29416–29449, 29548–29577

Bills Introduced: Ten bills and one resolution were introduced, as follows: S. 1900–1909 and S. Res. 251.

Pages 29545–29546

Bills Reported: Reports were made as follows:

S. 657, designating the Department of Commerce building in Washington, D.C., as the "Herbert Clark Hoover Department of Commerce Building" (S. Rept. No. 97–286).

S.J. Res. 122, designating the week of February 28 through March 6, 1982, as "National Construction Industry Week."

S.J. Res. 123, designating the week of November 7 through 13, 1982, as "National Disabled Veterans Week."

S. 1249, providing tools and incentives to the Federal Government in its efforts to collect debts owed the United States, with amendments (S. Rept. No. 97–287).

S. 1906, providing for grade limitations for flag and general officers (S. Rept. No. 97–288).

Page 29547

Department of Defense Appropriations, 1982: Senate continued consideration of H.R. 4995, appropriating funds for fiscal year 1982 for the Department of Defense, taking action on further amendments proposed thereto as follows:

Adopted:

(1) McClure unprinted amendment No. 738, providing that no sale of silver from the National Defense Stockpile under the authority of Public Law 97–35, or any other Act, shall occur until the President, not later than July 1, 1982, redetermines that the silver authorized for disposal is excess to the requirements of the stockpile, taking into consideration certain factors and other factors as the President considers relevant.

Page 29438

(2) Domenici unprinted amendment No. 739, providing that, so far as may be practicable, Indian labor shall be employed, and purchases of the products of Indian industry may be made in open market in the discretion of the Secretary of Defense.

Page 29443

(3) Nunn unprinted amendment No. 740, providing that $1,958,000,000 shall be available only for purchase of B–1B aircrift when the President certifies to the Congress that it is feasible to accomplish the program for the purchase of 100 B–1B aircraft at a total program cost of not to exceed $20,500,000,000 (in constant fiscal year 1981 dollars), or in such other amount as the President certifies and explains to the Congress, and such funds for the purchase of B–1B aircraft shall remain available during any quarter that the total program cost of 100 B–1B aircraft is included in any Selected Acquisition Report required for the B–1B program for the previous quarter by section 811 of the Department of Defense Authorization Act, 1987 (10 U.S.C. 139 note).

Page 29446

(4) Stevens unprinted amendment No. 741, providing $8,500,000 for the operation and maintenance of activities and agencies of the Department of Defense (other than the military departments).

Page 29446

(5) Stafford unprinted amendment No. 745, striking the provision relating to payments and arrangements made under section 6 of the Act of September 30, 1950 (Public Law 874, 81st Congress), as modified by section 505(c) of the Omnibus Budget Reconciliation Act of 1981.

Page 29510

(6) Jackson-Warner unprinted amendment No. 747, providing that, of the funds appropriated by the Act for strategic programs, the Secretary of Defense shall provide funds for the Advanced Technology Bomber program at a level at least equal to the amount provided by the committee of conference on the bill in order to maintain priority emphasis on the program.

Page 29536

Rejected:

(1) By 35 yeas to 60 nays, Pryor unprinted amendment No. 736, to delete all funding for any interim program for the basing or deployment of the MX missile.

Page 29423

(2) By 22 yeas to 72 nays, Leahy unprinted amendment No. 737, to provide that not more than $58,172,487,856 shall be appropriated for Military Personnel and Retired Military Personnel, and not more than $63,428,633,943 shall be appropriated for Operation and Maintenance.

Page 29432

(3) Glenn modified unprinted amendment No. 742, to provide that it is the sense of the Congress that the United States should not take any action in connection with its defense programs which would undercut existing strategic arms limitation agreements, unless the President determines and so informs Congress, (1) that the Soviet Union is no longer exercising the same restraint, or (2) that such action would be vital to the national security interest of the United States. (By 49 yeas to 45 nays, Senate tabled the amendment.)

Page 29447

(4) By 28 yeas to 66 nays, Hollings unprinted amendment No. 744, to delete funding for the B–1B bomber aircraft program and to increase funding for other programs.

Page 29453

(5) By 36 yeas to 57 nays, Hatfield unprinted amendment No. 746, to provide that the total budget authority appropriated or otherwise made available by titles IV and V of the act is reduced by 2 percent; that except as may be permitted by section 733 or by reprograming, no account, program, or activity shall be reduced in excess of 5 percent.

Page 29532

(6) By 46 yeas to 47 nays, Proxmire-Pryor unprinted amendment No. 748, to delete the 3-percent add-on for the cost overrun (above inflation) for the B–1 and MX programs.

Page 29537

(7) Nunn unprinted amendment No. 749, to add $187,500,000 for expenses necessary for basic and applied scientific research, development, test, and evaluation, Air Force, including maintenance, rehabilitation, lease and operation of facilities and equipment. (By 49 yeas to 41 nays, Senate tabled the amendment.)

Page 29541

Senate will continue consideration of the bill and amendments proposed thereto on Friday, December 4.

Page 29540
Pages 29523–29544

Confirmations: Senate confirmed the following nominations:

Edward R. Becker, of Pennsylvania, to be U.S. Circuit Judge for the Third Circuit.

Jackson L. Kiser, to be U.S. Distict Judge for the Western District of Virginia.

Rober G. Doumar, to be U.S. District Judge for the Eastern District of Virginia.

Brent D. Ward, to be U.S. Attorney for the District of Utah.

Joseph P. Stadtmueller, to be U.S. Attorney for the Eastern District of Wisconsin.

Donald B. Ayer, to be U.S. Attorney for the Eastern District of California.

Louis G. DeFalaise, to be U.S. Attorney for the Eastern District of Kentucky.

William S. Vaughn, to be U.S. Marshal for the Eastern District of Missouri.

Howard V. Adair, to be U.S. Marshal for the Sourthern District of Alabama.

James L. Meyers, to be U.S. Marshal for the Middle District of Louisiana.

Paul R. Nolan, to be U.S. Marshal for the Eastern District of Washington.

Harry Connolly, to be U.S. Marshal for the Northern District of Oklahoma.

Vernon R. Wiggins, of Alaska, to be Federal Co-Chairman of the Alaska Land Use Council.

Pedro A. Sanjuan, of the District of Columbia, to be an Assistant Secretary of the Interior.

Janet J. McCoy, of Oregon, to be High Commissioner of the Trust Territory of the Pacific Islands.

Jules G. Korner III, of Maryland, Perry Shields, of Tennessee, and Mease Whitaker, of Michigan, each to be a Judge of the U.S. Tax Court.

Page 29559

Statements on Introduced Bills: Pages 29548–29555

Amendments Submitted for Printing: Page 29558

Notices of Hearings: Page 29558

Committee Authority To Meet: Pages 29558–29559

Additional Statements: Pages 29556–29557

Confirmations: Page 29559

Record Votes: Seven record votes were taken today. (Total—451)

Pages 29432, 29437, 29452, 29530–29531, 29536, 29540, 29543

Recess: Senate convened at 9 a.m., and recessed at 12:00 midnight, until 10:30 a.m., on Friday, December 4, 1981. (For Senate's program, see remarks of Senator Baker in today's Record on page 29559.)

Committee Meetings

WORLD COAL MARKET

Committee on Energy and Natural Resources: Subcommittee on Energy and Mineral Resources resumed oversight hearings on America's role in the world coal export market, focusing on the domestic coal transportation network, receiving testimony from Brigadier General Forrest T. Gay, III, Deputy Director for Civil Works, U.S. Army Corps of Engineers, Department of the Army; Warren Barber, Consolidated Rail Corporation, Philadelphia, Pennsylvania; John W. Snow, CSX Corporation, Wynston D. Holbrook, A. T. Massey Coal, Co., Inc., representing the National Coal Association and the Coal Exporters Association, and Robert G. Corder, Virginia Department of Highways and Transportation, all of Richmond, Virginia; William B. Bales, Norfolk and Western Railway Company, Roanoke, Virginia; Harry Bruce, ICG, Chicago Illinois; Tom Graves, Union Pacific, Omaha, Nebraska; William H. Dempsey, American Association of Railroads, Washington, D.C.; H. J. Bobzien, Jr., American Commercial Barge Line Company, Jeffersonville, Indiana; William H. Vaught, Gulf Coast Transit Company, Tampa, Florida; Jack McKay, McAllister Brothers, Inc., New York City; Gerald H. Patrick, Arch Mineral Corporation, and Chris Farrand, Peabody Coal Company, both of St. Louis, Missouri; Harry LaViers, Jr., Southeast Coal Company, Irvine, Kentucky; Henry de Forrest Ralph, Jr., Coastal States Energy Company, Houston, Texas; and Ross Workman, Continental Resources Company, Winter Park, Florida.

Hearings were recessed subject to call.

CLEAN AIR ACT

Committee on Environment and Public Works: Committee resumed markup of proposed amendments to the Clean Air Act (P.L. 95–95), but did not complete action thereon, and will meet again on Friday, December 11.

MEDICARE CLAIMS

Committee on Finance: Subcommittee on Health concluded hearings on competitive contracting for the administration of Medicare, focusing on the cost reimbursement method of payment, and quality of service provided to beneficiaries, after receiving testimony from Gregory J. Ahart, Director, Human Resources Division, Government Accounting Office; Paul R. Willging, Deputy Administrator, Health Care Financing Administration, Department of Health and Human Services; L. E. Carter, Travelers Insurance Company, Hartford, Connecticut, and Frederick J. Malley, Jr., The Equitable Life Assurance Society of the United States, New York City, both on behalf of the Health Insurance Association of America; Bruce Cardwell, Blue Cross and Blue Shield Associations, and Lester Alberthal, Electronic Data Systems Federal Corporation, both of Washington, D.C.; Sheila Smythe, Blue Cross and Blue Shield of Greater New York City; and John L. Thompson, Blue Shield of Massachusetts, Boston.

GENOCIDE TREATY

Committee on Foreign Relations: Committee held hearings on the Convention on the Prevention and Punishment of the Crime of Genocide, adopted unanimously by the General Assembly of the United Nations in Paris on December 9, 1948, and signed on behalf of the United States on December 11, 1948, (Ex. O. 81st Cong., 1st sess.), receiving testimony from Senators Thurmond and Proxmire; Richard N. Gardner, Columbia Law School, representing the Ad Hoc Committee on the Human Rights and Genocide Treaties, and former Senator Jacob K. Javits, both of New York City; Robert M. Bartell, Liberty Lobby, and Thomas Buergenthal, American University Law School, both of Washington, D.C.; Bruno Bitker, Madison, Wisconsin; and John Norton Moore, University of Virginia School of Law, Charlottesville.

Hearings were recessed subject to call.

ANTITRUST LAWS—INTERNATIONAL APPLICATION

Committee on the Judiciary: Committee held hearings on S. 432, establishing a task force to study the international application of U.S. antitrust laws, receiving testimony from Sherman E. Unger, General Counsel, Department of Commerce; William F. Baxter, Assistant Attorney General, Antitrust Division, Department of Justice; Davis R. Robinson, Legal Adviser, Department of State; former Senator Javits, Trubin, Silcocks, Edelman & Knapp, Barry E. Hawk, Fordham University Law School, A. Paul Victor, Weil, Gotshal & Manges, and Kingman Brewster, Winthrop, Stimson, Putnam & Roberts, all of New York City; and Joseph P. Griffin and Mark E. Joelson, both of Wald, Harkrader & Ross, John H. Shenefield, Milbank, Tweed, Hadley & McCloy, Douglas E. Rosenthal, Sutherland, Asbill & Brennan, and Lloyd N. Cutler, Wilmer, Cutler & Pickering, all of Washington, D.C.

Hearings were recessed subject to call.

NOMINATION

Committee on Veterans' Affairs: Committee approved for reporting the nomination of Charles T. Hagel, of the District of Columbia, to be Deputy Administrator of Veterans' Affairs.

House of Representatives

Chamber Action

Bills Introduced: 10 public bills, H.R. 5109–5118; and 1 resolution, H.J. Res. 369, were introduced.

Page 29414

Bills Reported: Reports were filed as follows:

H.R. 1465, the State and Local Government Cost Estimate Act of 1981, amended (H. Rept. 97–353);

H.R. 3816, to improve the operation of the Fishermen's Contingency Fund established to compensate commercial fishermen for damages resulting from oil and gas exploration, development, and production in areas of the Outer Continental Shelf, amended (H. Rept. 97–354);

Report entitled "Semi-Paratus: The United States Coast Guard, 1981" (H. Rept. 97–355); and

H.R. 4927, the Record Carrier Competition Act of 1981, amended (H. Rept. 97–356).

Page 29414

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Price to act as Speaker pro tempore for today.

Page 29408

Late Reports: Committee on Interior and Insular Affairs received permission to have until 5 p.m. on Friday, December 4, to file sundry reports;

Committee on the District of Columbia received permission to have until midnight on Friday, December 4, to file a report on H.R. 4910, to amend the District of Columbia Self-Government and Governmental Reorganization Act and the charter of the District of Columbia with respect to the provisions allowing the District of Columbia to issue general obligation bonds and notes and revenue bonds, notes, and other obligations; and

Committee on Energy and Commerce received permission to have until midnight tonight to file reports on H.J. Res. 341, waivers of law pursuant to the Alaska Natural Gas Transportation Act, and

H.R. 4927, the Record Carrier Competition Act of 1981.

Page 29410

Consent Calendar: Agreed to dispense with the call of the Consent Calendar on Monday, December 7.

Page 29410

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of Wednesday, December 9.

Page 29410

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 29413

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Adjourned at 10:15 a.m.

Committee Meetings

CONSUMER PRICE INDEX

Committee on the Budget: Task Force on Entitlements, Uncontrollables and Indexing held a hearing on Consumer Price Index. Testimony was heard from public witnesses.

OVERSIGHT—OFFICE OF TERRITORIAL AND INTERNATIONAL AFFAIRS

Committee on Interior and Insular Affairs: Subcommittee on Public Lands and National Parks and the Subcommittee on Insular Affairs held a joint oversight hearing on the Office of Territorial and International Affairs, Department of the Interior. Testimony was heard from the following officials of the Department of State: William Bodde, U.S. Ambassador to Fiji and the South Pacific Commission; John H. Holdridge, Assistant Secretary for East Asian and Pacific Affairs; Keith Guthrie, Office Director, Pacific Island Affairs and Richard Teare, Acting Chief Negotiator, Micronesian Status Negotiations; from the following officials of the Department of Defense: Noel C. Koch, Principal Deputy Assistant Secretary for International Security Affairs and Philip E. Barringer, Director of Foreign Military Rights Affairs; from the following officials of the Department of Energy; Robert Davies, Deputy Assistant Secretary for Environment, Safety and Health; Kevin M. Rooney, Director, Office of Intergovernmental Affairs and Steven Gottlieb, Office of General Counsel and a public witness.

Hearings continue tomorrow.

POSTAL REORGANIZATION ACT EFFECTIVENESS

Committee on Post Office and Civil Service: Subcommittee on Postal Operations and Services and the Subcommittee on Postal Personnel and Modernization continued joint hearings on the effectiveness of the Postal Reorganization Act of 1970. Testimony was heard from William F. Bolger, Postmaster General.

Hearings continue December 8.

EPA CAFETERIA

Committee on Public Works and Transportation: Subcommittee on Investigations and Oversight concluded hearings on the missing cafeteria at Waterside Mall for employees of EPA. Testimony was heard from the following officials of the GSA: William Antonelli, Chief, Leasing Branch; Alvin Coleman, Special Agent in Charge and Lynn Florence, Special Agent, all with the Office of the Inspector General; Douglas Harvell, Regional Administrator, Region 6, Kansas City, Missouri; John Galuardi, Deputy Assistant Commissioner, Public Building Service; James Whitlock, Assistant Commissioner, Space Management; Joseph A. Sickon, Inspector General and Dennis Trietsch, Attorney, Office of Special Projects, Office of the Inspector General; from the following officials of the EPA: Dr. John Horton, Assistant Administrator for Administrations; Matthew Novick, Inspector General and Steven McNamara, Chief Internal Audits Staff, Office of the Inspector General; from the following officials of the GAO: James Mitchell, Associate Director, Procurement, Logistics and Readiness Division and Robert Hunter, Assistant General Counsel and public witnesses.

Joint Meeting

FARM BILL

Conferees continued to resolve the differences between the Senate- and House-passed versions of S. 884, authorizing funds for fiscal years 1982 through 1985 for commodity price support programs administered by the Department of Agriculture, for agriculture research and conservation, and agriculture exports, but did not complete action thereon, and recessed subject to call.

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Friday, December 4, 1981

Senate

Chamber Action

Routine Proceedings, pages 29603–29690

Bills Introduced: Seven bills and three resolutions were introduced, as follows: S. 1910–1916 and S. Res. 252–254.

Pages 29667–29668

Measures Passed:

Paul W. "Bear" Bryant: Senate agreed to S. Res. 252, honoring and Commending Paul W. "Bear" Bryant for his achievements in and contributions to college athletics in the United States.

Page 29673

Herbert Clark Hoover Department of Commerce Building: Senate passed S. 657, designating the Department of Commerce building in Washington, D.C., as the "Herbert Clark Hoover Department of Commerce Building."

Page 29656

Enactment of a Law: Senate agreed to S. Res. 254, authorizing the printing of "Enactment of a Law and Other Aspects of the Legislative Branch of Government" as a Senate document.

Page 29674

National Construction Industry Week: Senate passed S.J. Res. 122, designating the week of February 28 through March 6, 1982, as "National Construction Industry Week."

Page 29690

Department of Defense Appropriations, 1982: By 84 yeas to 5 nays, Senate passed H.R. 4995, appropriating funds for fiscal year 1982 for the Department of Defense, after taking action on further amendments proposed thereto, as follows:

Adopted:

(1) Tower unprinted amendment No. 750, permitting multi-year contracts for weapons systems with termination liabilities which do not exceed $100,000,000.

Page 29625

(2) Metzenbaum Amendment No. 650, expressing the sense of the Senate with respect to the White House Conference on Aging, as amended below.

Page 29628

(3) By unanimous vote of 88 yeas, and 1 voting present, Dole unprinted amendment No. 751 (to Metzenbaum Amendment No. 650), in the nature of a substitute, commending the more than 3,500 delegates and observers to the 1981 White House Conference on Aging, as well as the President and the Secretary of Health and Human Services, for the important contribution they have made to establishing goals and priorities for improving the well-being of older Americans, and that the appropriate committees of Congress, including the Special Committee on Aging, should give its early and careful consideration to the more than 600 recommendations of the Conference.

Page 29630

(4) Levin unprinted amendment No. 754, providing funds to continue operation of B-52D aircraft in fiscal 1982.

Page 29638

(5) Robert C. Byrd-Hart unprinted amendment No. 756, requiring the Secretary of Defense to submit a five-year shipbuilding program annually when the President submits his budget message.

Page 29645

Rejected:

(1) Metzenbaum unprinted amendment No. 752 to Metzenbaum Amendment No. 650), perfecting, with respect to the White House Conference on Aging. (By 54 yeas to 36 nays, Senate tabled the amendment.)

Page 29628

(2) By 37 yeas to 49 nays, Exon unprinted amendment No. 753, to provide additional funds for Army ammunition requirements.

Page 29637

(3) By 36 yeas to 53 nays, Robert C. Byrd unprinted amendment No. 755, to provide $200,000,000 for the Stealth bomber program.

Page 29644

Senate insisted upon its amendments, requested a conference with the House thereon, and appointed as conferees Senators Stevens, Weicker, Garn, McClure, Schmitt, Andrews, Kasten, D'Amato, Rudman, Stennis, Proxmire, Inouye, Hollings, Eagleton, Chiles, Johnston and Huddleston.

Page 29654

Pages 29625-29656

Military Construction Appropriations, 1982: Senate passed H.R. 4241, appropriating funds for fiscal year 1982 for military construction programs of the Department of Defense, after agreeing en bloc to committee amendments and amendments proposed thereto, as follows:

(1) Jackson-Gorton unprinted amendment No. 757, providing an additional $1,860,000 for acquisition, construction, installation, and equipment of temporary or permanent public works, naval installations, and facilities for the Navy.

Page 29658

(2) Nickles-Boren unprinted amendment No. 758, providing an additional $23,000,000 for the construction of an Airborne Warning and Control System (AWACS) facility at Tinker Air Force Base, Oklahoma.

Page 29658

(3) Robert C. Byrd unprinted amendment No. 759, providing $3,400,000 for construction of a Naval and Marine Reserve Center at Wheeling, West Virginia.

Page 29659

Senate insisted upon its amendments, requested a conference with the House thereon, and appointed as conferees Senators Laxalt, Garn, Mattingly, Hatfield, Sasser, Inouye and Proxmire. Page 29661

Pages 29656-29661

Older Americans Act Amendments of 1981: Senate disagreed to the House amendments to S. 1086, authorizing funds for fiscal years 1982, 1983, and 1984 for specified programs of Older Americans

Act of 1965, and eliminating, revising or consolidating certain other programs, agreed to a conference with the House thereon, and appointed as conferees Senators Hatch, Denton, Humphrey, Quayle, Eagleton, Metzenbaum and Kennedy.

Pages 29689-29690

Executive Report: Senate received the following executive report:

Ex. C, 95-1, Tax Convention with the Republic of the Philippines for the avoidance of double taxation and the prevention of fiscal evasion with respect to taxes on income and the encouragement of international trade and investment (Executive C), as clarified by a simultaneous Exchange of Notes (collectively referred to as the proposed treaty), with reservations and understandings (Ex. Rept. No. 97-39).

Page 29667

Nominations: Senate received the following nominations:

Walter L. Cutler, of Maryland, to be Ambassador to the Republic of Tunisia.

Maurice H. Stans, of California, to be a Member of the Board of Directors of the Overseas Private Investment Corporation.

Michael S. Kanne, to be U.S. District Judge for the Northern District of Indiana.

James T. Moody, to be U.S. District Judge for the Northern District of Indiana.

David L. Russell, to be U.S. District Judge for the Northern, Eastern and Western Districts of Oklahoma.

Lamond R. Mills, to be U.S. Attorney for the District of Nevada.

Thomas A. O'Hara, Jr., to be U.S. Marshal for the District of Nebraska.

Bruce R. Montgomery, to be U.S. Marshal for the Eastern District of Tennessee.

Robert T. Keating, to be U.S. Marshal for the Eastern District of Wisconsin.

21 Air Force nominations in the rank of General.

Page 29690

Presidential Message: Senate received a message from the President of the United States, transmitting the Sixteenth Annual Report of the Department of Housing and Urban Development covering calendar year 1980, which was referred to the Committee on Banking, Housing, and Urban Affairs (PM-94).

Page 29667

Messages From the President: Page 29666

Statements on Introduced Bills: Pages 29668-29673

Notices of Hearings: Page 29674

Additional Statements: Pages 29674-29689

Nominations: Page 29690

Record Votes: Five record votes were taken today. (Total—456)

Pages 29636, 29637, 29639, 29647-29648, 29654

Recess: Senate convened at 10:30 a.m., and recessed at 5:21 p.m., until 12:00 Noon, on Monday, December 7, 1981. (For Senate's program, see remarks of Senator Baker in today's Record on page 29690.)

Committee Meetings

INVESTMENT TAXES

Committee on Finance: Subcommittee on Savings, Pensions, and Investment Policy concluded hearings on the following bills:

S. 829, increasing annuities payable to survivors of Tax Court judges in accordance with certain salary increases, after receiving testimony from Senator Baucus; and Theodore Tannenwald, Jr., Chief Judge, U.S. Tax Court;

S. 1888, clarifying the tax treatment of variable annuity contracts, after receiving testimony from Senator Bentsen; Edwin S. Cohen, Covington & Burling, representing the Investment Company Institute, and Donald Alexander, Morgan, Lewis, and Bockius, representing Merrill Lynch, both of Washington, D.C.; Kenneth DeShetler, Nationwide Life Insurance Company, Columbus, Ohio; and Duncan Fraser, Massachusetts Financial Services Company, Boston;

S. 1607, providing a minimum interest and dividend exclusion for each individual, after receiving testimony from Senator D'Amato; Vernon J. Dwyer, National Association of Federal Credit Unions, Arlington, Virginia; and James M. Hacking, National Retired Teachers Association and American Association of Retired Persons, and Karl Hoyle, Credit Union National Association, Inc., both of Washington, D.C.; and

S. 1645, permitting funds in an individual retirement account to be invested in certain collectibles, after receiving testimony from Neal B. Blair, Free the Eagle, Orem, Utah; Ernest Welker, American Insitute for Economic Research, and Walter Perschke, National Association of Numismatic Professionals, both of Washington, D.C.; Robert J. Perkins, International Investment Gemstone Council, Thousand Oaks, California; Louis F. Shull, American Stamp Dealers Association, Lake Success, New York; and Hyman Bravin, Diamond Dealers Club, and Burton S. Blumert, National Association of Coin and Precious Metals Dealers, both of New York City.

Testimony was also received on the aforementioned bills from John E. Chapoton, Assistant Secretary for Tax Policy, Department of the Treasury.

AIR TRAFFIC CONTROLLERS

Committee on Governmental Affairs: Subcommittee on Civil Service, Post Office, and General Services concluded hearings on S. 1912, providing special re-

cruitment incentives and equitable pay treatment for air traffic controllers of the Federal Aviation Administration, after receiving testimony from Darrell M. Trent, Deputy Secretary, J. Lynn Helms, Administrator, and Benjamin Demps, Jr., Director of the Mike Monroney Aeronautical Center, both of the Federal Aviation Administration, all of the Department of Transportation.

FEDERAL REGULATIONS

Committee on Governmental Affairs: Subcommittee on Energy, Nuclear Proliferation, and Government Processes held hearings on the effects of Federal regulatory enforcement policy, receiving testimony from Valdas Adamkus, Regional Administrator for Region V, Environmental Protection Agency; W. Harlan Sarsfield, Regional Director, Federal Deposit Insurance Corporation; and Alan McMillan, Acting Regional Administrator for Region V, Occupational Safety and Health Administration, and Ellen Shong, Director, Office of Federal Contract Compliance Programs, both of the Department of Labor.

Committee recessed subject to call.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of Ralph K. Winter, Jr., of Connecticut, to be U.S. Circuit Judge for the Second Circuit, Sam A. Crow, to be U.S. District Judge for the District of Kansas, J. Owen Forrester, to be U.S. District Judge for the Northern District of Georgia, Alvin I. Krenzler, to be U.S. District Judge for the Northern District of Ohio, Israel L. Glasser, to be U.S. District Judge for the Eastern District of New York, and John C. Shabaz, to be U.S. District Judge for the Western District of Wisconsin, after the nominees testified and answered questions in their own behalf. Mr. Winter was introduced by Senator Weicker; Mr. Crow was introduced by Senator Dole; Mr. Forrester was introduced by Senators Mattingly and Nunn; Mr. Krenzler was introduced by Senators Metzenbaum and Glenn; Mr. Glasser was introduced by Senators D'Amato and Moynihan; and Mr. Shabaz was introduced by Senator Kasten. Testimony was also received on the nomination of Mr. Shabaz from Senator Proxmire; Lieutenant Governor Russell Olson, Madison, Wisconsin; and Lou Ceci, Circuit Judge, Milwaukee Civil Division, Wisconsin.

NOMINATION

Committee on Veterans' Affairs: Committee approved for reporting the nomination of William C. Plowden, Jr., of South Carolina, to be Assistant Secretary of Labor for Veterans' Employment.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Monday, December 7.

Committee Meetings

OVERSIGHT—OFFICE OF TERRITORIAL AND INTERNATIONAL AFFAIRS

Committee on Interior and Insular Affairs: Subcommittee on Public Lands and National Parks and the Subcommittee on Insular Affairs continued joint oversight hearings on the Office of Territorial and International Affairs, Department of the Interior. Testimony was heard from Kohne Ramon, Acting Liaison Officer, Federated States of Micronesia; Wilbur D. Campbell, Acting Director, Accounting and Financial Management Division, GAO; from the following officials of the Office of Territorial and International Affairs, Department of the Interior: Pedro Sanjuan, Assistant Secretary for Territorial and International Affairs; E. Charles Downs, Policy Analyst; Stephen D. Sander, Staff Assistant for Legislative Affairs; Hugh Gallagher, Budget Officer; Richard Miller, Economic Adviser; Diane Morales, Deputy Assistant Secretary for Territorial and International Affairs and John DeYoung, Senior Staff Assistant and public witnesses.

Hearings continue December 15.

Joint Meeting

EMPLOYMENT/UNEMPLOYMENT FIGURES

Joint Economic Committee: Committee held hearings on the employment-unemployment situation for the month of November, receiving testimony from Janet L. Norwood, Commissioner of Labor Statistics, Department of Labor; and John H. Lyons, AFL–CIO, Washington, D.C.

Committee recessed subject to call.

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Monday, December 7, 1981

Senate

Chamber Action

Routine Proceedings, pages 29711–29779

Bills Introduced: One resolution was introduced, as follows: S. Con. Res. 51.

Page 29756

Measures Passed:

Budget Act Waiver: Senate agreed to S. Res. 203, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 10, listed below.

Page 29716

Commission for More Effective Government: By 79 yeas to 4 nays, Senate passed S. 10, providing for creation of a Commission to design a blueprint for improving governmental performance at the Federal level and throughout the intergovernmental system, after agreeing to a committee amendment in the nature of a substitute and Levin unprinted amendment No. 760, of a technical and clarifying nature.

Pages 29746–29748

Mortgage Interest Deductibility: By unanimous vote of 83 yeas, Senate agreed to S. Res. 238, retaining the deductibility from personal taxes of interest paid on residential mortgages.

Pages 29748–29750

Small Business Innovation Research Act of 1981: Senate began consideration of S. 881, stimulating technological innovation and increasing economic productivity by using business more effectively in Federal research and development programs, with a committee amendment in the nature of a substitute taking action on amendments proposed thereto, as follows:

Adopted:

(1) Schmitt unprinted amendment No. 761, providing that a Federal agency shall not make available for the purpose of meeting the requirements of paragraph (1) an amount of its research or research and development budget available for obligation for basic research or for research or research and development in government-owned, contractor-operated facilities which exceeds the applicable minimum percentage required by such paragraph for all research or research and development conducted by nonprofit and for-profit entities outside the Federal Government or conducted in or funded through government-owned, contractor-operated facilities.

Page 29737

(2) Glenn unprinted amendment No. 762, providing that the Comptroller General shall, no later than 2 years following enactment of the Act, report to the Senate and the House of Representatives on the quality, quantity and nature of the basic research conducted under the Act, including the judgment of the departments and agencies involved as to the effect of the Act on their overall basic research programs.

Page 29742

Pending:

(1) Robert C. Byrd unprinted amendment No. 763 (printed Amendment No. 651), to provide for an appointment of a small business representative to the Board of Governors of the Federal Reserve System.

Page 29749

(2) Baker unprinted amendment No. 764 (printed Amendment No. 652) (to Robert C. Byrd Amendment No. 651), in the nature of a substitute, to declare the sense of the Senate that the next vacancy on the Board of Governors of the Federal Reserve System should be filled by an individual who has substantial small business, agricultural or other small business experience.

Page 29753

Senate will continue consideration of the bill and amendments proposed thereto on Tuesday, December 8. Any rollcall votes ordered will occur beginning at 2 p.m.

Page 29753

Pages 29729–29730

Confirmation: Senate confirmed the nomination of Charles T. Hagel, of the District of Columbia, to be Deputy Administrator of Veterans Affairs.

Page 29779

Nominations: Senate received the following nominations:

Robert H. Bork, to be U.S. Circuit Judge for the District of Columbia Circuit.

Harold L. Ryan, to be U.S. Distict Judge for the District of Idaho.

23 Army nominations in the rank of General.

Page 29779

Presidental Message: Senate received a message from the President transmitting a report of the activities of the U.S. Government in the United Nations and its affiliated agencies, covering calendar year 1980, which was referred to the Committee on Foreign Relations. (PM—95)

Page 29754

Messages From the President: Page 29754

Messages From the House: Page 29754

Communications: Pages 29754–29755

Amendments Submitted for Printing: Page 29757

Notices of Hearings: Page 29757

Committee Authority To Meet: Pages 29757–29758

Additional Statements: Pages 29758–29778

Nominations: Page 29779

Confirmations: Page 29779

Record Votes: Two record votes were taken today. (Total—458)

Pages 29746–29749

Recess: Senate convened at 12 Noon, and recessed at 5:33 p.m., until 10 a.m., on Tuesday, December 8,

1981. (For Senate's program see remarks of Senator Baker in today's Record on page 29779.)

Committee Meetings

FEDERAL RESERVE BOARD

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on S. Res. 209, S. Res. 247, S. Con. Res. 40, S. 971, S. 1609, S. 1691, and S. 1859, measures revising certain provisions of the Federal Reserve Act relating to the structure and membership of the Federal Reserve Board, after receiving testimony from Senators Jepsen, Pressler, Hawkins, Burdick, and Cranston; Edison Zayas, National Federation of Independent Business, Vienna, Virginia; and Robert Mullins, National Farmers Union, Washington, D.C.

TRADE ADJUSTMENT ASSISTANCE

Committee on Finance: Subcommittee on International Trade concluded hearings on S. 1865 and S. 1868, bills delaying the effective date of certain requirements relating to group eligibility under the trade adjustment assistance program, after receiving testimony from Senator Levin; Bert Lewis, Administrator, Unemployment Insurance Service, Department of Labor; and Alan Wolfe, former deputy U.S. Trade Representative, Evelyn Dubrow, International Ladies' Garment Workers' Union, Leonard Page and Eugene Casrais, both of the United Auto Workers, Stephen Koplan and Elizabeth Jager, both of the AFL-CIO, Elizabeth Smith, Amalgamated Clothing and Textile Workers Union, and John Powderly, United Steelworkers of America, all of Washington, D.C.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of Gerald E. Thomas, of California, to be Ambassador to the Cooperative Republic of Guyana, and James D. Theberge, of the District of Columbia, to be Ambassador to Chile, after the nominees testified and answered questions in their own behalf.

Committee will consider the above nominees on tomorrow.

ANTITRUST CONTRIBUTION

Committee on the Judiciary: Committee resumed hearings on S. 995, providing for contribution of damages in antitrust price fixing suits, receiving testimony from William F. Baxter, Assistant Attorney General, Department of Justice; Robert Taylor, on behalf of The American Bar Association, and Charles B. Renfrew, both of Pillsbury, Madison & Sutro, San Francisco, California; and Frank H. Easterbrook, University of Chicago, Chicago, Illinois.

Hearings were recessed subject to call.

ABORTION

Committee on the Judiciary: Subcommittee on the Constitution resumed hearings on S.J. Res. 110, S.J. Res. 17, S.J. Res. 18, and S.J. Res. 19, measures amending the Constitution to establish legislative authority in the Congress and the States with respect to abortion, receiving testimony from Raymond J. Adamek, Kent State University, Kent, Ohio; Barbara Bryant, Market Opinion Research, Detroit, Michigan; Barbara Reach, New York City Commission on the Status of Women, and Alan G. Rosenfield, American Public Health Association, both of New York City; and Faye Wattleton, Planned Parenthood Federation of America, Patricia A. Gavett, Religious Coalition for Abortion Rights, Judith Widdicomb, National Abortion Rights Action League, Rosemary Meyer, National Committee for a Human Life Amendment, Inc., Mary Purcell, American Association of University Women, Raydean Acevedo, Mexican American Women's Organization, Kathy Wilson, National Women's Political Caucus, Reverend Charles C. Fiore and Peter Gemma, both of the National Pro-Life Political Action Caucus, and Rabbi Mindy A. Portnoy, Union of American Hebrew Congregations/Central Conference of American Rabbis, all of Washington, D.C.

Hearings continue on Wednesday, December 16.

House of Representatives

Chamber Action

Bills Introduced: 5 public bills, H.R. 5119–5123; and 1 private bill, H.R. 5124 were introduced.

Page 29709

Bills Reported: Reports were filed as follows:

H. R. 1281, to provide for the conveyance of certain lands in Alaska comprising trade and trade manufacturing site A-056802 without regard to the eighty-rod limitation provided by existing law, amended (H. Rept. 97–357);

H.R. 2475, to withdraw certain lands in Mono County, California, from settlement, sale, location, or entry for the purpose of protecting the watershed supplying water to the city of Los Angeles, and to rescind such withdrawal for certain other lands in Mono County, California, amended (H. Rept. 97–358);

H.R. 2863, to authorize the Secretary of Agriculture to sell the portion of the Tahoe National Forest known as Blythe Arena, amended (H. Rept. 97–359);

H.R. 3433, to modify the boundaries of the San Juan and San Isabel National Forests in the State of Colorado, amended (H. Rept. 97–360);

79-059 O - 86 - 27 (Pt. 26)

H.R. 4910, to amend the District of Columbia Self-Government and Governmental Reorganization Act and the charter of the District of Columbia with respect to the provisions allowing the District of Columbia to issue general obligation bonds and notes and revenue bonds, notes, and other obligations, amended (H. Rept. 97–361; foregoing reports filed on December 4);

Conference report on H.R. 3455, to authorize certain construction at military installations for fiscal year 1982 (H. Rept. 97–362);

H.R. 4700, Standby Petroleum Emergency Authority Act of 1981, amended (H. Rept. 97–363); and

H.R. 3782, to revitalize the pleasure cruise industry by clarifying and waiving certain restrictions in the Merchant Marine Act, 1936, and the Merchant Marine Act, 1920, to permit the entry of the steamship vessel *Oceanic Constitution* into the trade, amended (H. Rept. 97–364).

Page 29709

Interparliamentary Group: The Speaker appointed as members of the United States Interparliamentary Group for the second session of the Ninety-seventh Congress, to be held March 4 through 8, 1982, in Key Largo, Florida, the following Members on the part of the House: Representatives Fascell, Chairman, Boland, Vice Chairman, Gibbons, Hamilton, Oberstar, Barnes, Eckart, Horton, Winn, Stangeland, Snowe, and Martin of New York.

Page 29691

Presidential Message—HUD: Received and read a message from the President wherein he transmits the Sixteenth Annual Report of the Department of Housing and Urban Development covering the calendar year 1980—referred to the Committee on Banking, Finance and Urban Affairs.

Pages 29691–29692

Late Reports: Committee on Merchant Marine and Fisheries received permission to have until midnight to file reports on H.R. 3620, to transfer certain Federal property to the city of Hoboken, N.J.; and H.R. 3782, to revitalize the pleasure cruise industry by clarifying and waiving certain restrictions in the Merchant Marine Act, 1936, and the Merchant Marine Act, 1920, to permit the entry of the steamship vessel *Oceanic Constitution* into the trade.

Page 29704

Military Construction: It was made in order to consider the conference report on H.R. 3455, the Military Construction Authorization Act of 1982, on December 8 or any day thereafter.

Page 29706

Referrals: Two Senate-passed measures were referred to the appropriate House committees.

Pages 29706–29707

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Adjourned at 12:17 p.m.

Committee Meetings

CLAIMS AGAINST CZECHOSLOVAKIA

Committee on Foreign Affairs: Subcommittee on Europe and the Middle East and the Subcommittee on International Economic Policy and Trade held a joint hearing on legislation to provide for the final settlement of certain claims against Czechoslovakia. Testimony was heard from Rozanne L. Ridgway, Special Assistant to the Secretary, Department of State.

OSAGE INDIAN MINERAL RIGHTS; COAL PIPELINE ACT

Committee on Interior and Insular Affairs: Ordered reported as amended H.R. 4926, to authorize the Secretary of the Army to acquire, by purchase or condemnation, such interests in oil, gas, coal, and other minerals owned or controlled by the Osage Tribe of Indians as are needed for Skiatook Lake, Okla.

The Committee also began markup of H.R. 4230, Coal Pipeline Act of 1981.

Will continue tomorrow.

STEAMSHIP VESSEL; TRANSFER OF FEDERAL PROPERTY

Committee on Merchant Marine and Fisheries: Ordered reported as amended the following bills: H.R. 3782, to revitalize the pleasure cruise industry by clarifying and waiving certain restrictions in the Merchant Marine Act, 1936, and the Merchant Marine Act, 1920, to permit the entry of the steamship vessel *Oceanic Constitution* into the trade, and H.R. 3620, to transfer certain Federal property to the city of Hoboken, N.J.

Committee recessed subject to call.

MISCELLANEOUS MEASURES

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment approved for full Committee action as amended the following bills: H.R. 2241, to provide for the establishment of the Bandon Marsh National Wildlife Refuge, Coos County, State of Oregon, and H.R. 1486, to establish the Protection Island National Wildlife Refuge, Jefferson County, State of Washington.

The Subcommittee approved The Fishery Conservation and Management Oversight Report.

The Subcommittee also held a briefing on the 7th regular meeting of the International Commission for the Conservation of Atlantic Tuna. The Subcommit-

tee was briefed by William Gordon, Assistant Administrator for Fisheries, Department of Commerce and Ted Kronmiller, Deputy Assistant Secretary for Oceans and Fisheries Affairs, Department of State.

Joint Meetings

U.S. AGRICULTURE

Joint Economic Committee: Subcommittee on Agriculture and Transportation concluded hearings on the economic effects of transportation on U.S. agricultural products, focusing on agriculture exports, after receiving testimony from Robert Blanchette, Administrator, Federal Railway Administration; Martin Fitzpatrick, Director, Office of Agricultural Transportation, Department of Agriculture; and Major General E. R. Heiberg, Director of Civil Works, Army Corps of Engineers.

FARM BILL

Conferees continued to resolve the differences between the Senate- and House-passed versions of S. 884, authorizing funds for fiscal years 1982 through 1985 for commodity price support programs administered by the Department of Agriculture, for agriculture research and conservation, and agriculture exports, but did not complete action thereon, and recessed subject to call.

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Tuesday, December 8, 1981

Senate

Chamber Action

Routine Proceedings, pages 29817–29841

Bills Introduced: Six bills and one resolution were introduced, as follows: S. 1917–1922 and S. Con. Res. 52.

Pages 29923, 29924–29938

Bills Reported: Reports were made as follows:

S.J. Res. 121, designating the year 1982 as the "Bicentennial Year of the American Bald Eagle" and designating June 20, 1982, as "National Bald Eagle Day."

S. 1837, designating the Lincoln Federal Building and Courthouse in Lincoln, Nebraska, as the "Robert V. Denney Federal Building and Courthouse" (S. Rept. No. 97–289).

Page 29942

BILLS PASSED:

Small Business Innovation Research Act of 1981: By unanimous vote of 90 yeas, Senate passed S. 881, stimulating technological innovation and increasing economic productivity by using business more effectively in Federal research and development programs, after agreeing to a committee amendment in the nature of a substitute, and additional amendments proposed thereto, as follows:

(1) Baker Amendment No. 652 (to Robert C. Byrd Amendment No. 651), in the nature of a substitute, declaring the sense of the Senate that the next vacancy on the Board of Governors of the Federal Reserve System should be filled by an individual who has substantial small business, agricultural or other small business experience. (By 41 yeas to 50 nays, Senate earlier failed to table the amendment.)

Page 29865

(2) By 87 yeas to 3 nays, Robert C. Byrd Amendment No. 651, as amended.

Page 29845

Pages 29865–29849

Federal Courts Improvement Act of 1981: By 83 yeas to 6 nays, 1 voting present, Senate passed S. 1700, establishing a U.S. Court of Appeals for the Federal Circuit, and establishing a U.S. Claims Court, after agreeing en bloc to committee amendments and agreeing to amendments proposed thereto, as follows:

(1) Grassley unprinted amendment No. 766, providing a rate of interest to be calculated on judgments against the United States.

Page 29865

(2) Leahy (for Heflin) unprinted amendment No. 767, amending section 753(b) of Title 18, United States Code, relating to the recording of certain judicial proceedings.

Page 29867

(3) Specter unprinted amendment No. 768, providing for transfers between Federal courts to cure want of jurisdiction.

Page 29868

(4) Grassley unprinted amendment No. 769, changing the effective date of the Act to October 1, 1982.

Page 29869

(5) Grassley-Dole unprinted amendment No. 770, amending the Bankruptcy Act, regarding farm produce storage facilities.

Page 29872

(6) Dole modified unprinted amendment No. 771, in the nature of a substitute for the bill.

Page 29875

Senate also passed H.R. 4482, House companion measure, after striking all after the enacting clause and inserting in lieu thereof the text of S. 1700, as passed above.

Page 29889

Pages 29849–29889

Indefinitely Postponed: Senate indefinitely postponed the following measures:

S. 1186, authorizing funds for each of fiscal years 1982 and 1983 for the Marine Mammal Protection Act.

S. 1857, appropriating funds for fiscal year 1982 for the Department of Defense.

Page 29951

Second Congressional Budget Resolution: Senate began consideration of S. Con. Res. 50, reaffirming the provisions of H. Con. Res. 115, setting forth recommended levels of total budget outlays, Federal revenues, and new budget authority for fiscal years 1982, 1983, and 1984.

Senate will continue consideration of the concurrent resolution on Wednesday, December 9.

Pages 29890-29913

Military Construction Authorizations, 1982—Conference Report: Senate agreed to the conference report on H.R. 3455, authorizing funds for fiscal year 1982 for military construction programs of the Department of Defense.

Pages 29889-29890

Export Administration Authorizations: Senate insisted upon its amendments to H.R. 3567, authorizing funds for 1982 and 1983 to carry out the purposes of the Export Administration Act, agreed to a conference with the House thereon, and appointed as conferees Senators Heinz, Garn, Armstrong, Proxmire, and Dixon.

Page 29951

Presidential Messages: Senate received the following messages from the President:

(1) Transmitting the Chugach Region Study, pursuant to the provisions of Section 1430 of the Alaska National Interest Lands Conservation Act (ANILCA), which was referred to the Committee on Energy and Natural Resources. (PM-96)

(2) Transmitting the 19th Annual Report pertaining to employment and occupational requirements, resources, use, and training, which was referred to the Committee on Labor and Human Resources. (PM-97)

Pages 29922

Nominations: Senate received the following nominations:

Evan L. Hultman, to be U.S. Attorney for the Northern District of Iowa.

Cathie A. Shattuck, of Colorado, to be a Member of the Equal Employment Opportunity Commission.

Richard W. Heldridge, of California, to be a Member of the Board of Directors of the Export-Import Bank of the United States.

Page 29951

Messages From the President: Page 29921

Messages From the House: Page 29922

Statements on Introduced Bills: Pages 29923-29934

Amendments Submitted for Printing: Page 29938

Committee Authority To Meet: Page 29938

Additional Statements: Pages 29938-29951

Nominations: Page 29951

Record Votes: Four record votes were taken today. (Total—462)

Pages 29844-29845, 29847, 29888

Recess: Senate convened at 10 a.m., and recessed at 7:31 p.m., until 9 a.m., on Wednesday, December 9, 1981. (For Senate's program, see remarks of Senator Baker in today's Record on page 29951.)

Committee Meetings

MILWAUKEE/ROCK ISLAND RAILROADS

Committee on Commerce, Science, and Transportation: Committee concluded hearings on S. 1879, providing the Interstate Commerce Commission with authority to review good-faith purchase applications which have been rejected by the trustees of the bankrupt Rock Island Railroad, after receiving testimony from Senators Dole and Boren; Representative Pat Roberts; Robert Blanchette, Administrator, Federal Railroad Administration; Reese Taylor, Chairman, Interstate Commerce Commission; William Gibbons, Chicago Rock Island Railroad, and Terry F. Moritz, Goldberg & Kohn, both of Chicago, Illinois; McDill Boyd, Phillips County Review, Phillipsburg, Kansas; Carl Ziebarth, OKT Railroad, Dallas, Texas; Jim Smith, First National Bank, Herington, Kansas; Gordon Fay, Oklahoma Department of Transportation, Oklahoma City; and J. R. Snyder, Railway Labor Executives' Association, Washington, D.C.

Committee will consider S. 1879 on Thursday, December 10.

BUSINESS MEETING

Committee on Energy and Natural Resources: Committee ordered favorably reported the following measures:

S. 1484, promoting the development of oil shale resources by revising the authority to lease lands containing oil shale deposits, with an amendment in the nature of a substitute; and

S.J. Res. 111, consenting to an extension and renewal of the interstate compact to conserve oil and gas.

ENDANGERED SPECIES ACT

Committee on Environment and Public Works: Committee began oversight hearings on the implementation of the Endangered Species Act (P.L. 96-159), receiving testimony from Robert Jantzen, Director, and Ron Lambertson, Program Director, Endangered Species Program, both of the U.S. Fish and Wildlife Service, Department of the Interior; William H. Stevenson, Deputy Assistant Administrator for Fisher-

ies, and Richard Roe, Acting Director, Office of Marine Mammals and Endangered Species, both of the National Marine Fisheries Services, Department of Commerce; Carol Dinkens, Assistant Attorney General, Land and Natural Resources Division, Department of Justice; Marshall Meyers, Pet Industry Joint Advisory Council, William S. Huey, International Association of Fish and Wildlife Agencies, Lonnie Williamson, Wildlife Management Institute, Patrick Parenteau, National Wildlife Federation, and Christine Stevens, Society for Animal Protective Legislation, all of Washington, D.C.; Stephen Boynton, American Fur Resources Institute, Arlington, Virginia; and James Glass, Wildlife Legislative Fund of America, Columbia, Ohio.

Hearings continued on Thursday, December 10.

SPENT FUEL/PLUTONIUM

Committee on Environment and Public Works: Subcommittee on Nuclear Regulation held an open and closed briefing on proposals to reprocess commercial powerplant spent fuel to provide plutonium for weapons purposes. Testimony was received from Ronald Cochran, Acting Director, Office of Nuclear Material Production, Department of Energy.

Subcommittee recessed subject to call.

STANDBY REVENUE RECYCLING AUTHORITY/PETROLEUM SUPPLY DISRUPTIONS

Committee on Finance: Subcommittee on Energy and Agricultural Taxation concluded hearings on the tax provisions of S. 1354, providing for Federal tax revenues to State and local governments during severe petroleum supply disruptions, after receiving testimony from Emil Sunley, Deloitte, Haskins & Sells, and James C. Rosapepe, Rosapepe Powers and Associates, both of Washington, D.C.; William W. Hogan and Glenn Hubbard, both of the Energy and Environmental Policy Center, John F. Kennedy School of Government, Harvard University, Cambridge, Massachusetts; James L. Plummer, Electric Power Research Institute, Palo Alto, California; and George Horwich, Purdue University, West Lafayette, Indiana.

BUSINESS MEETING

Committee on Foreign Relations: Committee ordered favorably reported the following business items:

The nominations of Frank Shakespeare, of Connecticut, to be a Member of the Board for International Broadcasting, Kenneth L. Brown, of California, to be Ambassador to the People's Republic of the Congo, Francis T. McNamara, of Vermont, to be Ambassador to the Gabonese Republic, Gerald E. Thomas, of California, to be Ambassador to the Cooperative Republic of Guyana, Milan D. Bish, of Nebraska, to be Ambassador to the Commonwealth of Dominica, and Ambassador to Antigua and Barbuda, Myer Rashish, of the District of Columbia, to be Alternate Governor of the International Bank for Reconstruction and Development, the Inter-American Development Bank, the Asian Development Bank, and the African Development Bank, Carlos Salman, of Florida, to be a Member of the Board of Directors of the Overseas Private Investment Corporation (OPIC), Thomas O. Enders, of Connecticut, and M. Peter McPherson, of Maryland, each to be a Member of the Board of Directors of the Inter-American Foundation, John H. Reed, of Maine, to be Ambassador to the Democratic Socialist Republic of Sri Lanka, and to serve concurrently as Ambassador to the Republic of Maldives, Walter L. Cutler, of Maryland, to be Ambassador to the Republic of Tunisia, Franklin S. Forsberg, of Connecticut, to be Ambassador to Sweden, and Mark E. Austad, of Arizona, to be Ambassador to Norway;

S. Con. Res. 47, expressing the sense of the Senate with respect to the imprisonment and treatment by the Soviet Union of the Paritsky family;

An original resolution providing for the return to the President of the following tax treaties: Tax Treaty with British Virgin Islands (Treaty Doc. No. 97–6) and Tax Treaty with Cyprus (Ex. 1, 96th Cong., 2nd sess.);

A Foreign Service Officer promotion list dated November 24, 1981, and a Foreign Service Officer promotion list dated December 1, 1981; and

The following treaties: Tax Convention with Jamaica (Ex. O, 96th Cong., 2nd sess.), Protocol Amending Tax Convention with Jamaica (Treaty Doc. No. 97–17), Tax Convention with the Republic of Argentina, with related Protocol (Treaty Doc. No. 97–10), and Two Protocols for the Extension of the International Wheat Agreement (Treaty Doc. No. 97–9).

Prior to this action, the Committee concluded hearings on the nominations of Messrs. Reed, Cutler, Forsberg, and Austad, listed above, after the nominees testified and answered questions in their own behalf. Mr. Reed was introduced by Senators Cohen and Mitchell; Mr. Austad was introduced by Representative Rhodes; and Mr. Forsberg was introduced by Senators Weicker and Dodd, and Representative Pashayan.

DEBT COLLECTION/STUDENT LOANS

Committee on Governmental Affairs: Committee concluded oversight hearings on debt collection procedures in the health professions student loan program, focusing on high delinquency rates, after receiving testimony from Wilbur D. Campbell, Acting Director, Accounting and Financial Management Division, General Accounting Office; Daniel F. Whiteside, Director, Bureau of Health Personnel Devel-

opment and Service, Health Services Administration, Department of Health and Human Services; Paul G. McFarland and Mary F. Bushman, both of Loyola University, Maywood, Illinois; Robert Scott, Harvard University, Cambridge, Massachusetts; John Carl, American Medical Student Association, Chantilly, Virginia; and Caspa L. Harris, Jr., Howard University, and John Cooper, Association of American Medical Colleges, both of Washington, D.C.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following business items:

The nominations of Ralph K. Winter, Jr., of Connecticut, to be Circuit Judge for the Second Circuit Court of Appeals, Sam A. Crow, to be U.S. District Judge for the District of Kansas, J. Owen Forrester, to be U.S. District Judge for the Northern District of Georgia, Alvin I. Krenzler, to be U.S. District Judge for the Northern District of Ohio, Israel L. Glasser, to be U.S. District Judge for the Eastern District of New York, John C. Shabaz, to be U.S. District Judge for the Western District of Wisconsin, John R. Byrnes, to be U.S. Attorney for the Western District of Wisconsin, Hinton R. Pierce, to be U.S. Attorney for the Southern District of Georgia, Robert G. Ulrich, to be U.S. Attorney for the Western District of Missouri, Byron H. Dunbar, to be U.S. Attorney for the District of Montana, Joe B. Brown, to be U.S. Attorney for the Middle District of Tennessee, Christopher K. Barnes, to be U.S. Attorney for the Southern District of Ohio, David A. Faber, to be U.S. Attorney for the Southern District of West Virginia, Joseph S. Cage, Jr., to be U.S. Attorney for the Western District of Louisiana, Gene S. Anderson, to be U.S. Attorney for the Western District of Washington, Frederick N. Falk, to be U.S. Marshal for the Western District of Wisconsin, John W. Roberts, to be U.S. Marshal for the District of Arizona, Warren W. Stump, to be U.S. Marshal for the Southern District of Iowa, Kenneth L. Pekarek, to be U.S. Marshal for the District of Kansas, Robert L. Pavlak, Sr., to be U.S. Marshal for the District of Minnesota, Lee Koury, to be U.S. Marshal for the Western District of Missouri, Kenneth B. Muir, to be U.S. Marshal for the District of North Dakota, John R. Kendall, to be U.S. Marshal for the Western District of Michigan, James P. Jonker, to be U.S. Marshal for the Northern District of Iowa, Wallace L. McLendon, to be U.S. Marshal for the Northern District of Florida, William I. Berryhill, Jr., to be U.S. Marshal for the Eastern District of North Carolina, and Wayne D. Beaman, to be U.S. Marshal for the Western District of Virginia;

S. 267, making the Federal tort claims procedure the exclusive remedy in medical malpractice actions resulting from Federally authorized National Guard training activities;

S. 1554, amending the Bail Reform Act, permitting pretrial detention of certain offenders, considering community safety in pre-trial release conditions, eliminating surety and money bonds, and strengthening criteria for post-conviction release pending appellate review, with amendments;

S.J. Res. 121, designating the year 1982 as the "Bicentennial Year of American Bald Eagle", and designating June 20, 1982, as "National Bald Eagle Day"; and

S.J. Res. 118, designating the month of January 1982 as "National Cerebral Palsy Month."

Also, Committee resumed markup of S. 817, establishing procedures for holding constitutional conventions for proposing amendments to the Constitution, but did not complete action thereon, and will meet again on Tuesday, December 15.

AFFIRMATIVE ACTION

Committee on Labor and Human Resources: Committee resumed oversight hearings to examine affirmative action regulations of the Office of Federal Contract Compliance Programs, focusing on ways to improve work opportunities for women and minorities, receiving testimony from Barry L. Goldstein, on behalf of the NAACP Legal Defense Fund, New York City; Ronald M. Green, Epstein, Becker, Borsidy and Green, Joseph Rauh, Americans for Democratic Action, David Copus, National Association of Manufacturers, and Carol B. Grossman, Women's Equity Action League, all of Washington, D.C.; Walter E. Williams, George Mason University, Fairfax, Virginia; Nathan Glazer, Harvard University, Cambridge, Massachusetts; Jose Cano, American G.I. Forum of the United States, Albuquerque, New Mexico; and Maria Rouco, Cuban National Planning Council, Inc., Miami, Florida.

Hearings continue on Thursday, December 10.

F.D.R. MEMORIAL

Committee on Rules and Administration: Committee concluded hearings on S.J. Res. 95, providing for the construction of the Franklin D. Roosevelt Memorial in the District of Columbia, and S. 1638, establishing a national memorial to Franklin D. Roosevelt on Roosevelt Island in New York City, after receiving testimony from Senators Hatfield and Randolph; Representative Fish; George H. F. Oberlander, National Capital Planning Commission, Washington, D.C.; and Eugene Keogh, New York City, and James H. Rowe, Washington, D.C., both of the Franklin Delano Roosevelt Memorial Commission.

ATLANTIC BLUEFIN TUNA

National Ocean Policy Study: The Study Group met to discuss the extended fishery management authority for tuna within the U.S. 200 mile fisheries conservation zone, focusing on the status of Atlantic Bluefin Tuna stocks. Testimony was received from Theodore G. Kronmiller, Deputy Assistant Secretary for Oceans and Fisheries Affairs, Department of State; William G. Gordon, National Marine Fisheries Service, National Oceanic and Atmospheric Administration, Department of Commerce; Alan Macnow, Japan Fisheries Association, New York City; Chris Weld, National Coalition for Marine Conservation, Savannah, Georgia; Frank Mather, Woods Hole Oceanographic Institution, Woods Hole, Massachusetts; James P. Walsh, American Tunaboat Association, San Diego, California; Roger Anderson, Gulf and South Atlantic Fisheries Development Foundation, Tampa, Florida; and David Burney, U.S. Tuna Foundation, and Myron Nordquist, Nossaman, Krueger and Marsh, both of Washington, D.C.

House of Representatives

Chamber Action

Bills Introduced: 18 Public bills, H.R. 5125–5142; 1 private bill, H.R. 5143; and 10 resolutions, H. Con. Res. 230 and 231, and H. Res. 286–293 were introduced.

Page 30022

Reports Filed: Reports were filed as follows:

H. Res. 288, providing for the consideration of H.R. 4700, to amend the Energy Policy and Conservation Act to authorize the President to control oil supplies and prices in the event of a severe petroleum supply interruption (H. Rept. 97–365);

H. Res. 289, providing for the consideration of H.R. 4481, to amend the Omnibus Crime Control and Safe Streets Act of 1968 (H. Rept. 97–366);

H. Res. 290, waiving certain points of order against H.R. 4559, making appropriations for Foreign Assistance and related programs for the fiscal year ending September 30, 1982 (H. Rept. 97–367);

H. Res. 291, providing for the consideration of H.R. 3566, to authorize appropriations for the fiscal years 1982 and 1983 for international security and development assistance and for the Peace Corps (H. Rept. 97–368); and

H. Con. Res. 230, reaffirming the congressional budget for the United States Government as set forth in the First Concurrent Resolution on the Budget for the fiscal year 1982 (H. Con. Res. 115, Ninety-seventh Congress) (H. Rept. 97–369).

Pages 30021–30022

Franklin Delano Roosevelt: The Speaker appointed as members of the Special Joint Committee on Arrangements to commemorate the 100th anniversary of the birth of Franklin Delano Roosevelt the following Members on the part of the House to serve with himself: Representatives Bennett, Bolling, Pepper, Yates, Fish, Marks, and Benedick.

Pages 29954–29955

Presidential Messages: Received and read the following messages from the President:

United Nations: Message transmitting a report of the activities of the United States Government in the United Nations and its affiliated agencies covering the calendar year 1980—referred to the Committee on Foreign Affairs;

CETA: Message transmitting the 19th annual report pertaining to employment and occupational requirements, resources, use and training—referred to the Committee on Education and Labor; and

Alaska Lands: Message transmitting the Chugach Region Study as required by section 1430 of the Alaska National Interest Lands Conservation Act—referred to the Committee on Interior and Insular Affairs.

Page 29956

Printing Resolution: House agreed to the Senate amendment to H. Con. Res. 106, to provide for the printing of the brochure entitled "How Our Laws Are Made"—clearing the measure.

Pages 29956–29957

Suspensions: House voted to suspend the rules and pass the following bills:

State and local government cost estimate: H.R. 1465, amended, to amend the Congressional Budget Act of 1974 to require the Congressional Budget Office, for every significant bill or resolution reported in the House or the Senate, to prepare and submit an estimate of the cost which would be incurred by State and local governments in carrying out or complying with such bill or resolution; and

Pages 29956–29961

Record carrier competition: H.R. 4927, amended, to amend the Communications Act of 1934 to eliminate certain provisions relating to consolidations or mergers of telegraph and record carriers and to create a fully competitive market place in record carriage. Subsequently, this passage was vacated and S. 271, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill.

Pages 29961–29971

Pleasure Cruise Industry: House passed H.R. 3782, to revitalize the pleasure cruise industry by clarifying and waiving certain restrictions in the Merchant Marine Act, 1936, and the Merchant

Marine Act, 1920, to permit the entry of the steamship vessel Oceanic Constitution into the trade.

Agreed to a committee amendment and an amendment that revokes the right conferred to engage in coastwise trade if, during the first twelve months, the vessel operates on a route other than the intra-Hawaiian Islands trade.

Pages 29971-29972

Alaska Gas Pipeline: House completed all debate on H.J. Res. 341, providing for a waiver of law pursuant to the Alaska Natural Gas Transportation Act. The vote on the resolution is postponed until Wednesday, December 9.

Earlier, by a yea-and-nay vote of 50 yeas to 270 nays, Roll No. 337, the House rejected a motion to postpone consideration of the resolution until December 10.

Pages 29972-29998

Military Construction: House agreed to the conference report on H.R. 3455, to authorize certain construction at military installations for fiscal year 1982—clearing the measure for Senate action.

Pages 30003-30004

NASA Authorization: House agreed to the conference report on S. 1098, to authorize appropriations to the National Aeronautics and Space Administration for research and development, construction of facilities, and research and program management—clearing the measure for the President.

Pages 30005-30006

Coast Guard Authorization: House completed all general debate on H.R. 2559, to authorize appropriations for the Coast Guard for fiscal year 1982; but came to no resolution thereon. Proceedings under the 5-minute rule will continue at a later date.

H. Res. 276, the rule under which the bill is being considered, was agreed to earlier by a voice vote.

Pages 30006-30011

Committee to Sit: Committee on Merchant Marine and Fisheries received permission to sit during the proceedings of the House under the 5-minute rule on Wednesday, December 9.

Page 30011

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 30022.

Quorum Calls—Votes: One yea-and-nay vote developed during the proceedings of the House today and appears on page 29973.

There were no quorum calls.

Adjournment: Adjourned at 4:17 p.m.

Committee Meetings

NAVAL PETROLEUM RESERVES

Committee on Armed Services: Subcommittee on Investigations approved for full Committee action H. Res. 287, to disapprove further production of Naval Petroleum Reserve Numbered One (Elk Hills) and Naval Petroleum Reserve Numbered Three (Teapot Dome).

FORMER SPOUSES OF MILITARY PERSONNEL

Committee on Armed Services: Subcommittee on Military Personnel and Compensation continued hearings related to benefits for the former spouse of military personnel. Testimony was heard from public witnesses.

LOANS TO GUATEMALA

Committee on Banking, Finance and Urban Affairs: Subcommittee on International Development Institutions and Finance held a hearing on Inter-American Development Bank loans to Guatemala. Testimony was heard from Tom Dawson, Deputy Assistant Secretary for Developing Nations, Department of the Treasury and from the following officials of the Department of State: Ernest B. Johnston, Jr., Deputy Assistant Secretary, Bureau of Economic and Business Affairs; Peter Sorros, Acting Deputy Assistant Secretary for Human Rights and Humanitarian Affairs and Carolyn Allen, Chief, Office of Development Finance and Resources, Bureau of Inter-American Affairs.

SECOND CONCURRENT BUDGET RESOLUTION

Committee on the Budget: Ordered reported the Second Concurrent Budget Resolution for fiscal year 1982.

OVERSIGHT

Committee on Education and Labor: Subcommittee on Labor-Management Relations held an oversight hearing on the potential effects of budget cuts on the Bureau of Labor Statistics as well as proposed changes in the computation of the Consumer Price Index. Testimony was heard from Janet L. Norwood, Commissioner of Labor Statistics, Department of Labor and Public witnesses.

FEDERAL EMPLOYEES' COMPENSATION ACT AMENDMENTS

Committee on Education and Labor: Subcommittee on Labor Standards continued hearings on legislation to amend the Federal Employees' Compensation Act. Testimony was heard from Representative Rahall and public witnesses.

SALE OF USED MOTOR VEHICLES

Committee on Energy and Commerce: Subcommittee on Commerce, Transportation and Tourism approved for full Committee action H. Con. Res. 178, disapproving the Federal Trade Commission trade regulation rule relating to the sale of used motor vehicles.

SAKHAROV HUNGER STRIKE: FOREIGN ASSISTANCE ACT-NUCLEAR PROHIBITIONS

Committee on Foreign Affairs: Ordered reported H.R. 286, expressing the sense of the House of Representatives that the Congress associates itself fully and completely with the hunger strike protest by Andrei Sakharov and urges the Government of the Soviet Union to abide by its commitments and to permit Yelizaveta Alekseyeva to emigrate.

The Committee also agreed to offer H.R. 5015, as amended, with respect to the prohibitions in the Foreign Assistance Act of 1961 relating to nuclear enrichment and reprocessing transfers and nuclear detonations, as an amendment to H.R. 3566, International Security and Development Cooperation Act of 1981.

Prior to this action, the Committee held a hearing on H.R. 5015. Testimony was heard from James L. Buckley, Under Secretary of State for Security Assistance, Science and Technology; James H. Michel, Deputy Legal Adviser, Department of State and public witnesses.

REPORTS

Committee on Government Operations: Approved the following reports: "Administration of Shared Support Services for U.S. Agencies Overseas;" "Inadequate Control Over Government Material Furnished to DOD Contractors;" "Silver Prices and the Adequacy of Federal Actions in the Marketplace, 1979–80;" "Improving the Administration of the Civil Service Disability Retirement Program;" "Compensating and Rehabilitating Injured Federal Workers;" "Occupational Safety and Health Protection for Aviation Industry Employees—The Conflict between FAA and OSHA;" "Aircraft Cabin Safety Staffing Standards;" "Vietnam Veterans Outreach Centers;" "The Nine-Digit ZIP Code Investment: More Digits, Less Savings" and "International Shortwave Broadcasting and Direct Broadcast Satellites: Voice of America, Radio Free Europe/Radio Liberty, Radio Marti."

REPORTS

Committee on Government Operations: Subcommittee on Government Information and Individual Rights approved for full Committee action the following reports: "Vietnam Veterans Outreach Centers;" "The Nine-Digit ZIP Code Investment: More Digits, Less Savings," and "International Shortwave Broadcasting and Direct Broadcast Satellites: Voice of America, Radio Free Europe/Radio Liberty, Radio Marti."

FEDERAL RECORDS RETENTION REQUIREMENTS

Committee on Government Operations: Subcommittee on Government Information and Individual Rights held a hearing on H.R. 316, to provide that a Federal agency may not require that any person maintain records for a period in excess of 4 years, and a Federal agency may not commence an action for enforcement of a law or regulation or for collection of a civil fine after 4 years from the date of the act which is the subject of the enforcement action or fine. Testimony was heard from Representatives Hightower and Stenholm; Christopher DeMuth, Administrator, Office of Information and Regulatory Affairs, OMB and public witnesses.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Contracts and Printing met and considered pending business.

COAL PIPELINE ACT

Committee on Interior and Insular Affairs: Ordered reported as amended H.R. 4230, Coal Pipeline Act of 1981.

PUBLIC LANDS CONSERVATION, REHABILITATION, AND IMPROVEMENT ACT

Committee on Interior and Insular Affairs: Subcommittee on Public Lands and National Parks held a hearing on H.R. 4861, Public Lands Conservation, Rehabilitation, and Improvement Act of 1981. Testimony was heard from Representative Moffett; Richard Hite, Principal Deputy Assistant Secretary for Policy, Budget and Administration, Department of the Interior; Richard D. Siegel, Deputy Assistant Secretary for Natural Resources and Environment, USDA and public witnesses.

RECLAMATION ACT REFORM

Committee on Interior and Insular Affairs: Subcommittee on Water and Power Resources held a hearing on H.R. 4265, to amend and supplement the acreage limitation and residency provisions of the Federal reclamation law, as amended and supplemented, and related bills (H.R. 160, H.R. 292, H.R. 2606 and H.R. 4380). Testimony was heard from Representative Hansen of Idaho and public witnesses.

Hearings continue tomorrow.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Ordered reported the following measures: H.R. 5021, to extend the date for the submission to the Congress of the report of the Commission on Wartime Relocation and Internment of Civilians; H.R. 3799, as amended, to amend title 28, United States Code to provide that the Federal tort claims provisions of that title are the exclusive remedy in medical malpractice actions and proceedings resulting from federally authorized National Guard training activities; H.R. 5106, to amend the Clayton Act to modify the amount of damages payable to foreign states and instrumentalities of foreign states which sue for violations of the antitrust laws; H.R. 4353, to amend the act entitled "An act to establish a uniform Law on the Subject of Bankruptcies, approved November 6, 1978; H.R. 5116, to amend the act of November 6, 1978, with respect to certain fees charged under the Bankruptcy Act; H.R. 4935, to amend title II, United States Code, to correct technical errors, and to clarify and make substantive changes, with respect to securities and commodities, H. Res. 282, opposing the granting of permanent residence in the United States to certain aliens; S. Con. Res. 43, as amended, granting the status of permanent residence to certain aliens, and H.R. 746, as amended, Regulatory Procedure Act of 1981.

CABLE/COPYRIGHT LEGISLATION

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice continued hearings on H.R. 3560, to amend the copyright law respecting the limitations on exclusive rights to secondary transmissions. Testimony was heard from David Ladd, Register of Copyrights, Library of Congress and public witnesses.

Hearings continue tomorrow.

CRIMINAL CODE REVISION ACT

Committee on the Judiciary: Subcommittee on Criminal Justice continued hearings on H.R. 4711, Criminal Code Revision Act of 1981, and a similar bill H.R. 1647. Testimony was heard from Representative Bennett and public witnesses.

Hearings continue December 14.

POSTAL REORGANIZATION ACT EFFECTIVENESS

Committee on Post Office and Civil Service: Subcommittee on Postal Operations and Services and the Subcommittee on Postal Personnel and Modernization continued joint hearings on the effectiveness of the Postal Reorganization Act of 1970. Testimony was heard from the following officials of the Postal Rate Commission: Janet D. Steiger, Acting Chief; Simeon M. Bright, Vice Chairman and James H. Duffy, Commissioner.

Hearings continue December 10.

COAL PIPELINE ACT

Committee on Public Works and Transportation: Subcommittee on Surface Transportation held a hearing on H.R. 4230, Coal Pipeline Act of 1981. Testimony was heard from Charles Swinburn, Deputy Assistant Secretary for Policy and International Affairs, Department of Transportation; David C. Russell, Deputy Assistant Secretary for Rail and Water Resources, Department of the Interior and public witnesses.

Hearings continue tomorrow.

INTERNATIONAL SECURITY AND DEVELOPMENT COOPERATION ACT

Committee on Rules: Granted an open rule providing one hour of debate on H.R. 3566, International Security and Development Cooperation Act of 1981. Testimony was heard from Chairman Zablocki and Representative Broomfield.

FOREIGN ASSISTANCE APPROPRIATIONS ACT

Committee on Rules: Granted a rule waiving clauses 2 and 6 of Rule XXI against specified provisions of H.R. 4559, Foreign Assistance Appropriations Act for fiscal year 1982. Testimony was heard from Representatives Long of Maryland and Kemp.

JUSTICE ASSISTANCE ACT

Committee on Rules: Granted an open rule providing one hour of debate on H.R. 4481, Justice Assistance Act of 1981. Testimony was heard from Representative Hughes.

STANDBY PETROLEUM EMERGENCY AUTHORITY ACT

Committee on Rules: Granted an open rule providing one hour of debate on H.R. 4700, Standby Petroleum Emergency Authority Act of 1981. Testimony was heard from Representatives Sharp and Tauke.

ENERGY STORAGE AND ELECTRIC ENERGY SYSTEMS

Committee on Science and Technology: Subcommittee on Energy Research and Production held a hearing on Energy Storage and Electric Energy Systems. Testimony was heard from public witnesses.

RADIATION HAZARDS AND TENNESSEE PLANT

Committee on Science and Technology: Subcommittee on Investigations and Oversight held a hearing on Radiation Hazards and Tennessee Plant. Testimony was heard from departmental and public witnesses.

FIRST "A" IN NASA

Committee on Science and Technology: Subcommittee on Transportation, Aviation and Materials held a hearing on the First "A" in NASA. Testimony was heard from Representatives Mottl, Oakar and Pease and public witnesses.

FOREIGN GIFTS AND DECORATIONS ACT; COMMITTEE BUDGET

Committee on Standards of Official Conduct: Redefined minimal value in the regulations of the Foreign Gifts and Decorations Act.

The Committee also approved the Budget request for 1982.

Joint Meetings

FARM BILL

Conferees agreed to file a conference report on S. 884, authorizing funds for fiscal years 1982 through 1985 for commodity price support programs administered by the Department of Agriculture, for agriculture research and conservation, and agriculture exports.

CLEAN WATER ACT

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 4503, authorizing funds for fiscal years 1982, 1983, 1984, and 1985, for municipal wastewater treatment construction grant programs of the Clean Water Act, but did not complete action thereon, and will meet again tomorrow.

♦♦♦♦♦♦♦♦♦♦♦♦

Wednesday, December 9, 1981

Senate

Chamber Action

Routine Proceedings, pages 30067–30181

Bills Introduced: Seven bills and one resolution were introduced, as follows: S. 1923–1929 and S.J. Res. 132.

Page 30133

Bills Reported: Reports were made as follows:

H.R. 4431, designating the post office in Forestville, Maryland, as the "E. Michael Roll Post Office."

S. Res. 249, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of H.R. 3484, providing for the minting of half dollars with a design emblematic of the 250th anniversary of the birth of George Washington.

Page 30131

Measures Passed:

Second Congressional Budget Resolution: By 49 yeas to 48 nays, Senate agreed to S. Con. Res. 50, reaffirming the provisions of H. Con. Res. 115, setting forth recommended levels of total budget outlays, Federal revenues, and new budget authority for fiscal years 1982, 1983, and 1984, after taking action on amendments proposed thereto, as follows:

Adopted:

By 50 yeas to 47 nays, Domenici modified unprinted amendment No. 772, providing that it is the sense of the Senate that (1) prompt Congressional action is required to bring interest rates down, decrease unemployment, decrease inflation substantially and to balance the budget in fiscal year 1984; that the Budget Committee report no later than March 31, 1982, a combined Revised Second Concurrent Resolution on the Budget for fiscal year 1982, and a proposed First Resolution on the Budget for fiscal year 1983, and also contain a budget for fiscal year 1984 that shall balance revenues and outlays; (2) Federal outlays be reduced and the Federal budget be balanced through spending reductions in all parts of the budget, including entitlement programs, and revenue increases achieved other than through changes in the Accelerated Cost Recovery System or the individual rate reductions recently enacted in the Economic Recovery Tax Act; and (3) plan submitted by committees should be a balanced plan which provides for Federal outlays no greater than 20.5 percent of Gross National Product in fiscal year 1984.

Page 30097

Rejected:

By 45 yeas to 52 nays, Johnston unprinted amendment No. 773, (to Domenici modified unprinted amendment No. 772), to provide that it is the sense of the Senate that to achieve the economic goals, after receiving the President's plan, but no later than April 15, 1982, the Budget Committee should report a Budget Resolution which shall achieve the same goals of reduced unemployment and inflation, and a balanced Federal budget for fiscal year 1984.

Page 30110

Pages 30077–30126

School Lunch Program: By unanimous vote of 92 yeas, Senate agreed to S. Res. 218, retaining nutritional goals in the school lunch program, after agreeing to committee amendments thereto.

Pages 30127–30129

Anniversary of George Washington's Birth: Senate passed H.R. 3484, providing for the minting of half dollars with a design emblematic of the 250th anniversary of the birth of George Washington.

Page 30174

Budget Waiver: Senate agreed to S. Res. 249, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of H.R. 3484, listed above.

Page 30174

Commemorating 1984 Olympic Games: Senate passed S. 1230, authorizing the minting of special coins commemorating the 1984 summer Olympic games in Los Angeles, California, after agreeing to a committee amendment in the nature of a substitute as amended by Garn unprinted amendment No. 774, in the nature of a substitute.

Pages 30174–30181

Departments of Commerce, Justice, and State Appropriations, 1982: Senate resumed consideration of H.R. 4169, appropriating funds for fiscal year 1982 for the Departments of Commerce, Justice, and State, and the Judiciary and Related Agencies.

A motion was filed to bring to a close debate on the bill (H.R. 4169).

Pages 30126–30171

Executive Reports: Senate received the following executive reports:

(1) Ex. O, 96–2, and Treaty Doc. No. 97–17, 97–1, Tax Convention (and Proposed Protocol) With the Government of Jamaica, for the avoidance of double taxation and the prevention of fiscal evasion with respect to taxes on income, as clarified by simultaneous Exchanges of Notes, with a reservation and an understanding. (Exec. Rept. No. 97–40)

(2) Ex. N, 96–1, Ex. O, 96–1, and Treaty Doc. No. 97–4, Three Protocols relating to technical amendments to the Convention on International Civil Aviation (the "Chicago Convention" of 1944) (Exec. Rept. No. 97–41)

Pages 30131–30133

Confirmations: Senate confirmed the nominations of Ralph Ball, of Kansas and W. Proctor Scarboro, of North Carolina, each to be a Member of the Federal Farm Credit Board, Farm Credit Administration.

Senate also confirmed the following nominations:

Ralph K. Winter, Jr., of Connecticut, to be U.S. Circuit Judge for the Second Circuit.

John C. Shabaz, to be U.S. District Judge for the Western District of Wisconsin.

Alvin I. Krenzler, to be U.S. District Judge for the Northern District of Ohio.

Israel L. Glasser, to be U.S. District Judge for the Eastern District of New York.

J. Owen Forrester, to be U.S. District Judge for the Northern District of Georgia.

Sam A. Crow, to be U.S. District Judge for the District of Kansas.

John R. Byrnes, to be U.S. Attorney for the Western District of Wisconsin.

Hinton R. Pierce, to be U.S. Attorney for the Southern District of Georgia.

Robert G. Ulrich, to be U.S. Attorney for the Western District of Missouri.

Byron H. Dunbar, to be U.S. Attorney for the District of Montana.

Joe B. Brown, to be U.S. Attorney for the Middle District of Tennessee.

Christopher K. Barnes, to be U.S. Attorney for the Southern District of Ohio.

Joseph S. Cage, Jr., to be U.S. Attorney for the Western District of Louisiana.

Gene S. Anderson, to be U.S. Attorney for the Western District of Washington.

David A. Faber, to be U.S. Attorney for the Southern District of West Virginia.

Frederick N. Falk, to be U.S. Marshal for the Western District of Wisconsin.

John W. Roberts, to be U.S. Marshal for the District of Arizona.

Warren D. Stump, to be U.S. Marshal for the Southern District of Iowa.

Kenneth L. Pekarek, to be U.S. Marshal for the District of Kansas.

Robert L. Pavlak, Sr., to be U.S. Marshal for the District of Minnesota.

Lee Koury, to be U.S. Marshal for the Western District of Missouri.

Kenneth B. Muir, to be U.S. Marshal for the District of North Dakota.

John R. Kendall, to be U.S. Marshal for the Western District of Michigan.

James P. Jonker, to be U.S. Marshal for the Northern District of Iowa.

Wallace L. McLendon, to be U.S. Marshal for the Northern District of Florida.

William I. Berryhill, Jr., to be U.S. Marshal for the Eastern District of North Carolina.

Wayne D. Beaman, to be U.S. Marshal for the Western District of Virginia.

William C. Plowden, Jr., of South Carolina, to be Assistant Secretary of Labor for Veterans' Employment.

Page 30181

Nominations: Senate received the following nominations:

Stephen S. Trott, to be U.S. Attorney for the Central District of California.

Two Army nominations in the rank of General.

Page 30181

Messages from the President: Page 30131

Statements on Introduced Bills: Pages 30133–30142

Amendments Submitted for Printing: Page 30142

Notices of Hearings: Pages 30142–30143

Committee Authority to Meet: Page 30143

Additional Statements: Pages 30143-30171

Nominations: Page 30181

Confirmations: Page 30181

Record Votes: Four record votes were taken today. (Total—466)

Pages 30125-30129

Recess: Senate convened at 9 a.m., and recessed at 6:26 p.m., until 10 a.m., on Thursday, December 10, 1981. (For Senate's program, see remarks of Senator Baker in today's Record on pages 30170–30171, 30181.)

Committee Meetings

NOMINATIONS

Committee on Agriculture, Nutrition, and Forestry: Committee ordered favorably reported the nominations of Ralph Ball, of Kansas, and W. Proctor Scarboro, or North Carolina, each to be a Member of the Federal Farm Credit Board, Farm Credit Administration.

Prior to this action, the committee concluded hearings on the above nominations after the nominees testified and answered questions in their own behalf. Mr. Ball was introduced by Senator Dole, and Mr. Scarboro was introduced by Senator Helms.

SPACE SHUTTLE OPERATIONS

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology and Space concluded hearings on NASA's operation of the space shuttle program, focusing on how the shuttle will be used in an operational mode, after receiving testimony from Hans Mark, Deputy Administrator, General James Abrahamson, Associate Administrator for Space Transportation Systems, and Stanley Weiss, Associate Administrator for Space Transportation Operations, all of the National Aeronautics and Space Administration.

MEDICARE/MEDICAID/SOCIAL SECURITY—FRAUD AND ABUSE CONTROL

Committee on Finance: Committee concluded joint oversight hearings with the Special Committee on Aging to review efforts by the Office of Inspector General, Department of Health and Human Services, to control fraud, abuse, and waste activities in its Medicare, Medicaid, and Social Security programs, after receiving testimony from William J. Anderson, Director, General Government Division, General Accounting Office; Richard P. Kusserow, Inspector General, Robert F. Sermier, Deputy Assistant Secretary for Management Analysis and Systems, Management and Budget Office, Martin Kappert, Deputy Associate Administrator for Operations, Health Care Financing Administration, and Nelson Sabatini, Executive Assistant to the Commissioner, Social Security Administration, all of the Department of Health and Human Services; Charles H. Shuttleworth, California Department of Health Services, Sacramento; Donald Zerendow, Massachusetts Assistant Attorney General, Boston, on behalf of the National Association of Medicaid Fraud Control Units; and Richard J. Kones and Jay Goldberg, both of New York City.

BUSINESS MEETING

Committee on Governmental Affairs: Committee ordered favorably reported the following business items:

S. 864, requiring each Federal agency to submit an annual report to the President on the adequacy of its internal accounting and administrative control systems, with an amendment in the nature of a substitute;

S. 1131, requiring the Federal Government to pay interest on late payments to contractors, with an amendment in the nature of a substitute.

S. 1422, authorizing the Administrator of General Services to donate surplus Federal property to any State for the construction and modernization of criminal justice facilities, with an amendment in the nature of a substitute

H.R. 4431, designating the post office in Forestville, Maryland, as the "E. Michael Roll Post Office"; and

The nomination of Ronald P. Wertheim, to be an Associate Judge of the Superior Court of the District of Columbia.

Prior to this action, the committee concluded hearings on the nomination of Mr. Wertheim, after the nominee, who was introduced by Senator Specter, testified and answered questions in his own behalf.

D.C.—CAPITAL PROJECTS FUNDING

Committee on Governmental Affairs: Subcommittee on Governmental Efficiency and the District of Columbia concluded hearings on S. 1845, clarifying certain provisions of the Home Rule Act relating to District of Columbia authority to fund capital projects through borrowing on the municipal bond market, after receiving testimony from Barbara C. Washington, Assistant City Administrator for Intergovernmental Relations, Jeff Humber, Deputy to the City Administrator, and Bill Kao, Assistant District of Columbia Treasurer, all of the District of Columbia government; Stephen L. Reichenberg, on behalf of the District of Columbia City Council; Roswell C. Dikeman, Willkie, Farr and Gallagher, New York City, and Louis J. Ebert, Hudson, Leftwich and Davenport, Washington, D.C., on behalf of the District

of Columbia government; and Franklin D. Raines, Lazard Freres and Company, New York City.

FIREARMS

Committee on the Judiciary: Committee began hearings on S. 1030, revising certain provisions of the Gun Control Act (P.L. 90–618), relating to the licensing of manufacturers, dealers, and importers of firearms and ammunition, and providing for mandatory minimum sentences for Federal felonies committed with firearm or destructive devices, receiving testimony from Senators McClure and Burdick; Representative Volkmer; Neal Knox, National Rifle Association, and Michael Beard, National Coalition to Ban Handguns, both of Washington, D.C.; and Paul and Billie Hayes, Bosque Farms, New Mexico; Robert Wampler, Mechanicsville, Virginia; Richard Boulin, Monrovia, Maryland; David Berry, Spartanburg, South Carolina; Preston Brown, Jacksonville, North Carolina; and Edwin D. Phillips, Vinton, Virginia.

Hearings continuing on Friday, December 11.

NOMINATION

Committee on Labor and Human Resources: Committee ordered favorably reported the nomination of Lilla B. C. Tower, of Texas, to be Director of the Institute for Museum Services, Department of Education.

Prior to this action, the committee concluded hearings on the nomination of Mrs. Tower, after the nominee, who was introduced by Senator Bentsen, testified and answered questions in her own behalf. Testimony was also received from George Seybolt, Director, National Museum Services Board.

INDIAN TRUST FUNDS & AGING PROGRAMS

Select Committee on Indian Affairs: Committee concluded hearings on S. 1890, providing for the disbursement of certain trust funds of the Lac Courte Oreilles Band of Lake Superior Chippewa Indians of Wisconsin, after receiving testimony from Theodore Krenzke, Director, Office of Indian Services, Bureau of Indian Affairs, Department of the Interior; and Gordon C. Thayer, on behalf of the Lac Courte Oreilles Band of Lake Superior Chippewa Indians, Hayward, Wisconsin.

Also, Committee concluded oversight hearings on the implementation of Federal programs for aged Indians, after receiving testimony from Mr. Krenzke, Ray Butler, Chief, Social Services, and Fred Thompson, Assistant Area Director, Navajo Area Office (Window Rock, Arizona), all of the Bureau of Indian Affairs, Department of the Interior; Lennie-Marie P. Tolliver, Commissioner, Administration on Aging, and David Lester, Commissioner, Administration for Native Americans, both of the Department of Health and Human Services; Howard McKinley, Navajo Council on Aging, and Jack DeGroat, Navajo Tribal Division of Health Improvement Services, both of Window Rock, Arizona; Mel Sampson, Patricia Marks, and Betty White, all on behalf of the Yakima Indian Nation, Toppenish, Washington; and Larry Curley, National Indian Council on Aging, Albuquerque, New Mexico.

INTELLIGENCE BRIEFING

Select Committee on Intelligence: Committee held closed briefings on intelligence matters, but made no announcements, and recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 13 public bills, H.R. 5144–5156; 1 private bill, H.R. 5157; and 11 resolutions, H.J. Res. 370 and 371, H. Con. Res. 232 and 233, and H. Res. 294–298, were introduced.

Pages 30309–30310

Bills Reported: Reports were filed as follows:

S. Con. Res. 43, amended, and H. Res. 282, both private measures (H. Repts. 97–370 and 97–371, respectively);

H.J. Res. 370, making further continuing appropriations until September 30, 1982 (H. Rept. 97–372);

Conference report on S. 1211, to extend the Toxic Substances Control Act for one year (H. Rept. 97–373);

H. Res. 295, providing for the consideration of H. Con. Res. 230, reaffirming the Congressional Budget for the United States Government as set forth in the first concurrent resolution on the Budget for the fiscal year 1982 (H. Rept. 97–374);

H. Res. 296, providing for the consideration of S.J. Res. 115, to approve the President's recommendation for a waiver of law pursuant to the Alaska Gas Transportation Act of 1976 (H. Rept. 97–375);

H.R. 2241, to provide for the establishment of the Bandon Marsh National Wildlife Refuge, Coos County, Oregon, amended (H. Rept. 97–376); and

Conference report on S. 884, to revise and extend programs to provide price support and production incentives for farmers to assure an abundance of food and fiber (H. Rept. 97–377).

Page 30309

Journal: By a yea-and-nay vote of 348 yeas to 16 nays, with 1 voting "present", Roll No. 338, the House approved the Journal of Tuesday, December 8.

Page 30182

Alaska Gas Pipeline: By a yea-and-nay vote of 233 yeas to 173 nays, with 1 voting "present", Roll No. 339, the House passed H.J. Res. 341, providing for a waiver of law pursuant to the Alaska Natural Gas Transportation Act.

Objection was heard to a request to consider S.J. Res. 115, a similar Senate-passed measure.

Pages 30192-30193

Late Reports: Committee on Government Operations received permission to have until midnight Friday, December 11, to file sundry reports; and

Conferees received permission to have until midnight tonight to file a conference report on S. 884, to revise and extend programs to provide price support and production incentives for farmers to assure an abundance of food and fiber.

Page 30194

Foreign Aid Authorizations: By a yea-and-nay vote of 222 yeas to 184 nays, with 1 voting "present", Roll No. 345, the House passed H.R. 3566, to authorize appropriations for the fiscal years 1982 and 1983 for international security and development assistance and for the Peace Corps.

Rejected a motion to recommit the bill to the Committee on Foreign Affairs.

Agreed To:

An amendment that authorizes military and economic assistance for Pakistan and strengthens prohibitions relating to nuclear transfers and nuclear detonations by countries in receipt of foreign assistance;

An amendment that prohibits military sales to countries that harass or intimidate individuals in the United States;

An amendment that authorizes funding for military aid to Pakistan;

An amendment that provides $50 million in economic assistance for Sudan;

An amendment that expresses the sense of Congress that $7 million in aid be available for Lebanon;

An amendment that adds $200 million in economic support funds for the Pakistan authorization;

An amendment that authorizes the President to spend $5 million for improvement of infant feeding practices in developing countries;

An amendment that prohibits use of funds for abortion or abortion research;

An amendment that authorizes the President to assist Belize in resettling Haitian nationals in Belize;

An amendment that expresses the sense of the Congress that El Salvador refugees should be granted extended voluntary departure status. Earlier, a point of order was sustained against a similar amendment;

An amendment that permits the President to use his discretion in furnishing aid to Nicaragua, taking human rights violations into account;

An amendment that extends eligibility for 20,000 immigrant visas annually to Taiwan;

An amendment that condemns use of chemical and toxin weapons in Southeast Asia and Afghanistan;

An amendment that requires the President, in providing aid, to take into account a country's association with the communique of September 29, 1981, following the Meeting of the Ministers of Foreign Affairs and Heads of Delegations of the Non-Aligned Countries;

An amendment that expresses the sense of Congress that the President consider the peace efforts of Turkey, Greece and Cyprus to conclude the Cypress dispute in granting aid to those countries;

An amendment that expresses the sense of the Congress that the United States take steps to ensure that no citizen is participating in international terrorist activities;

An amendment in the nature of a substitute, as amended, that condemns Libya's support of international terrorism, and that requires the President to report to Congress within 180 days possible steps to be taken against Libya (agreed to by a recorded vote of 356 ayes to 46 noes, with 3 voting "present", Roll No. 344, after having been previously rejected by a division vote of 7 ayes to 9 noes);

An amendment that expresses the sense of the Congress that economic assistance to El Salvador should emphasize revitalization of the private sector and support of the free market system;

An amendment that earmarks $5 million for Poland; and

An amendment, as amended by a substitute, that conforms the total authorizations for fiscal year 1982 to the President's request, and provides authorizations for fiscal year 1983 not in excess of the President's request.

Rejected:

An amendment that sought to prohibit authorization of development assistance to Indonesia (rejected by a recorded vote of 55 ayes to 355 noes, Roll No. 341);

An amendment that sought to eliminate language making the Peace Corps an independent Federal agency (rejected by a recorded vote of 155 ayes to 258 noes, Roll No. 342); and

An amendment that sought to expand prohibition of aid to countries that give sanctuary to international terrorists or terrorist organizations.

Subsequently, this passage was vacated and S. 1196, a similar Senate-passed bill was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill.

The House then insisted on its amendments to S. 1196, and asked a conference. Appointed as con-

79-059 O-85-28 (Pt. 26)

ferees: Representatives Zablocki, Fascell, Hamilton, Bingham Solarz, Bonker, Mica, Barnes, Wolpe, Bowen, Broomfield, Derwinski, Findley, Winn, and Lagomarsino.

The Clerk was authorized to correct section numbers, punctuation, cross references, and to make other technical and conforming changes in the engrossment of the House amendment to the text of the Senate bill.

H. Res. 291, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 250 yeas to 151 nays, Roll No. 340.

Pages 30194–30267

Continuing Appropriations: Agreed that it be in order to consider in the House H.J. Res. 370, making further continuing appropriations until September 30, 1982, on Thursday, December 10, or any day thereafter.

Page 30267

Toxic Substances Control Act Authorizations: Agreed that it be in order to consider the conference report on S. 1211, to extend the Toxic Substances Control Act for one year, on Thursday, December 10, or any day thereafter.

Page 30267

Andrei Sakharov: House agreed to H. Res. 286, expressing the sense of the House of Representatives that the Congress associates itself fully and completely with the hunger strike protest by Andrei Sakharov and urges the Government of the Soviet Union to abide by its commitments and to permit Yelizaveta Alekseyeva to emigrate.

Pages 30281–30283

Alexander Paritsky: House agreed to H. Con. Res. 215, expressing the sense of the Congress with respect to the imprisonment and treatment by the Government of the Soviet Union of Alexander Paritsky and his family.

Pages 30283–30284

Subpena: Read a letter from Representative Wirth wherein he advises the House of a subpena received by his staff member, directing her to testify before the United States District Court for the District of Colorado in the United States of America v. John J. Haggerty.

Page 30283

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 30311.

Quorum Calls—Votes: One quorum call, four yea-and-nay votes, and three recorded votes developed during the proceedings of the House today and appear on pages 30182, 30185, 30219, 30261, 30276–30277, 30281–30282.

Adjournment: Adjourned at 7:45 p.m.

Committee Meetings

FIFRA

Committee on Agriculture: Subcommittee on Department Operations, Research, and Foreign Agriculture concluded markup of legislation to amend the Federal Insecticide, Fungicide and Rodenticide Act.

FURTHER CONTINUING APPROPRIATIONS

Committee on Appropriations: Ordered reported a resolution making further continuing appropriations for fiscal year 1982.

MISCELLANEOUS MEASURES

Committee on Armed Services: Ordered reported H. Res. 287, to disapprove further production of Naval Petroleum Reserve No. 1 (Elk Hills) and Naval Petroleum Reserve No. 3 (Teapot Dome).

The Committee approved a reprogramming request.

Prior to this action, the Committee held a hearing on the reprogramming request. Testimony was heard from Rear Adm. Richard A. Miller, Director, Fiscal Management Division, Navy Program Planning Office.

The Committee also approved an Administration request to purchase Bauxite from the National Defense Stockpile on an urgent basis.

INTELLIGENCE BRIEFING

Committee on Armed Services: Met in executive session to receive a classified intelligence briefing. The Committee was briefed by representatives of the Defense Intelligence Agency.

VOCATIONAL EDUCATION ACT AUTHORIZATION

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education continued hearings on H.R. 66, to extend the authorization of appropriations under the Vocational Educational Act of 1963, with emphasis on Personnel Development—teacher training. Testimony was heard from Dr. Robert Worthington, Assistant Secretary for Vocational and Adult Education, Department of Education and public witnesses.

Hearings continue tomorrow.

OVERSIGHT—ERISA

Committee on Education and Labor: Subcommittee on Labor-Management Relations held an oversight hearing on Employee Retirement Income Security Act (ERISA) paperwork. Testimony was heard from public witnesses.

BROADCASTING PUBLIC RESPONSIBILITY AND DEREGULATION ACT

Committee on Energy and Commerce: Subcommittee on Telecommunications, Consumer Protection and Finance held a hearing on H.R. 4726, Broadcasting Public Responsibility and Deregulation Act of 1981 and related bills (H.R. 4780 and H.R. 4781). Testimony was heard from Bernard J. Wonder, Assistant Secretary of Commerce and public witnesses.

CLAIMS AGAINST CZECHOSLOVAKIA; ALEXANDER PARITSKY

Committee on Foreign Affairs: Ordered reported the following measures: H.R. 5125, as amended, to provide for the final settlement of certain claims against Czechoslovakia, and H. Con. Res. 215, expressing the sense of the Congress with respect to the imprisonment and treatment by the Government of the Soviet Union of Alexander Paritsky and his family.

OPEC INVESTMENT

Committee on Government Operations: Subcommittee on Commerce, Consumer, and Monetary Affairs continued hearings on Federal response to OPEC investment in the United States, with emphasis on Kuwait Petroleum Corporation's purchase of Santa Fe International. Testimony was heard from Marc Leland, Assistant Secretary for International Affairs, Department of the Treasury and Chairman, Committee on Foreign Investment in the United States; William F. Baxter, Assistant Attorney General, Antitrust Division, Department of Justice and from the following officials of the Department of Energy: Troy E. Wade, Principal Deputy Assistant Secretary for Defense Programs and Leon Silverstrom, Assistant General Counsel for International Development and Defense Programs.

OVERSIGHT

Committee on Government Operations: Subcommittee on Environment, Energy and Natural Resources held an oversight hearing on Army Corps of Engineers and Administration Water Projects. Testimony was heard from the following officials of the Department of the Army: William Gianelli, Assistant Secretary for Civil Works and Maj. Gen. E. R. Heiber, III, Director, Civil Works, Office of the Chief of Engineers and Henry Eschwege, Director, Community and Economic Development Division, GAO

FEDERAL RECORDS RETENTION REQUIREMENTS

Committee on Government Operations: Subcommittee on Government Information and Individual Rights concluded hearing on H.R. 316, to provide that a Federal agency may not require that any person maintain records for a period in excess of 4 years, and a Federal agency may not commence an action for enforcement of a law or regulation or for collection of a civil fine after 4 years from the date of the act which is the subject of the enforcement action or fine. Testimony was heard from R. Tenny Johnson, General Counsel, Department of Energy; David F. Stanton, Deputy Director, General Government Division, GAO; George Scaboo, Acting Assistant Archivist for Federal Records, National Archives and Records Service, GSA and a public witness.

MISCELLANEOUS MEASURES

Committee on House Administration: Ordered reported the following measures: H. Res. 294, authorizing funds for the Standing and Select Committees of the House and H. Con. Res. 231, as amended, to authorize the erection of certain structures at the west front of the Capitol in connection with a rally to be held on January 15, 1982, in commemoration of the birth of Dr. Martin Luther King, Jr.

The Committee also approved pending business.

INSULAR AREAS AUTHORIZATION

Committee on Interior and Insular Affairs: Subcommittee on Insular Affairs approved for full Committee action as amended H.R. 5139, to authorize appropriations for certain insular areas of the United States.

Prior to this action, the Subcommittee held a hearing on this legislation. Testimony was heard from Pedro Sanjuan, Assistant Secretary for Territorial and International Affairs, Department of the Interior.

RECLAMATION ACT REFORM

Committee on Interior and Insular Affairs: Subcommittee on Water and Power Resources concluded hearings on H.R. 4265, to amend and supplement the acreage limitation and residency provisions of the Federal reclamation law, as amended and supplemented, and related bills (H.R. 160, H.R. 292, H.R. 2606 and H.R. 4380). Testimony was heard from James G. Watt, Secretary of the Interior.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations held a hearing on H.R. 4491, to exempt the U.S. Capitol Historical Society from certain taxes and H.R. 2329, conferring jurisdiction on certain courts of the United States to hear and render judgment in connection with certain claims of the Cherokee Nation of Oklahoma. Testimony was heard from Representatives Synar and Pickle; Anthony Liotta, Deputy Assistant Attorney General, Department of Justice; George M. White, Architect of the Capitol and public witnesses.

CABLE/COPYRIGHT LEGISLATION

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice concluded hearings on H.R. 3560, to amend the copyright law respecting the limitations on exclusive rights to secondary transmissions. Testimony was heard from public witnesses.

CONVENTION ON THE PHYSICAL PROTECTION OF NUCLEAR MATERIAL

Committee on the Judiciary: Subcommittee on Crime approved for full Committee action a clean bill in lieu of H.R. 5129, to amend title 18 of the United States Code to implement the Convention on the Physical Protection of Nuclear Material.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Monopolies and Commercial Law continued oversight hearings on merger policy, with emphasis on acquisitions involving energy producing firms. Testimony was heard from James C. Miller III, Chairman, FTC and public witnesses.

MISCELLANEOUS MEASURES

Committee on Merchant Marine and Fisheries: Ordered reported as amended the following bills: H.R. 3637, to provide for jurisdiction over common carriers by water engaging in foreign commerce to and from the United States utilizing ports in nations contiguous to the United States; H.R. 2241, to provide for the establishment of the Bandon Marsh National Wildlife Refuge, Coos County, State of Oregon, and H.R. 1486, to establish the Protection Island National Wildlife Refuge, Jefferson County, State of Washington.

The Committee also approved The Fishery Conservation and Management Oversight Report.

AIR TRAFFIC CONTROL REVITALIZATION ACT

Committee on Post Office and Civil Service: Continued hearings on H.R. 5038, Air Traffic Control Revitalization Act of 1981. Testimony was heard from Clifford Gould, Director, Federal Personnel Compensation Division, GAO, and public witnesses.

Hearings continue tomorrow.

AVIATION INDUSTRY

Committee on Public Works and Transportation: Subcommittee on Investigations and Oversight continued hearings on competition in the international commercial aviation industry. Testimony was heard from public witnesses.

Hearings continue tomorrow.

COAL PIPELINE ACT

Committee on Public Works and Transportation: Subcommittee on Surface Transportation concluded hearings on H.R. 4230, Coal Pipeline Act of 1981. Testimony was heard from Reese H. Taylor, Jr., Chairman, ICC, and public witnesses.

CONGRESSIONAL BUDGET ACT AMENDMENTS

Committee on Rules: Held a hearing on H.R. 4882, to amend the Congressional Budget Act of 1974 to require that each congressional budget resolution fix the level of tax expenditures for the fiscal year involved as well as the recommended aggregate level of Federal revenues. Testimony was heard from Representatives Bonior, Jones of Oklahoma and Gephardt; Dr. Alice Rivlin, Director, CBO; Harry Havens, Assistant Comptroller General, GAO, and public witnesses.

Hearings continue tomorrow.

SECOND CONCURRENT BUDGET RESOLUTION

Committee on Rules: Granted a rule providing for consideration in the House of H. Con. Res. 230, reaffirming the Congressional Budget for the United States Government as set forth in the First Concurrent Resolution on the Budget for the fiscal year 1982. Testimony was heard from Representatives Jones of Oklahoma, Rousselot, Dannemeyer, and Thomas.

WAIVER PROPOSAL FOR THE ALASKA GAS TRANSPORTATION SYSTEM

Committee on Rules: Granted a rule providing for consideration in the House of S.J. Res. 115, to approve the President's recommendation for a waiver of law pursuant to the Alaska Natural Gas Transportation Act of 1976. Testimony was heard from Representatives Udall, Dingell, Sharp, Ottinger, Weaver, Cocoran, Brown of Ohio, and Young of Alaska.

SECOND SPACE SHUTTLE FLIGHT

Committee on Science and Technology: Held a hearing on the results of the Second Space Shuttle Flight. Testimony was heard from Phil Culbertson, Associate Deputy Administrator, NASA, and from Col. Joe Engle and Capt. Richard Tully, Astronauts, STS 2.

ACID RAIN

Committee on Science and Technology: Subcommittee on Natural Resources, Agricultural Research and Environment concluded hearings on Acid Rain, including consideration of the following bills: H.R. 4830, to strengthen research and development programs aimed at understanding the causes and effects of acid precipitation, and to establish a process for cooperative decisionmaking on strategies to control this environmental problem, and H.R. 5055, to provide for an accelerated study of the causes and ef-

fects of acid rain, to provide for an examination of certain acid precursor control technologies. Testimony was heard from Representatives Gregg and Rahall; Dr. John Byrne, Administrator, National Oceanic and Atmospheric Administration, Department of Commerce; Alan Hill, Chairman, Council on Environmental Quality; Kathleen Bennett, Assistant Administrator for Air, Noise, and Radiation, EPA; and public witnesses.

LIFO RECAPTURE AND NET OPERATING LOSSES OF FNMA

Committee on Ways and Means: Held a hearing on LIFO recapture and the treatment of net operating losses of FNMA. Testimony was heard from Representative Nowak; John E. Chapoton, Assistant Secretary for Tax Policy, Department of the Treasury; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Ways and Means: Ordered reported the following bills: H.R. 4717, as amended, to amend the effective date provision of section 403(b)(3) of the Windfall Profit Tax Act of 1980 (Public Law 96–23) to further defer the effective date of certain provisions providing for the recognition of income of LIFO inventory amounts, and H.R 4916, with further amendments, Miscellaneous Revenue Act of 1981.

The Committee also began consideration of legislation to be introduced to provide a temporary increase on the tax imposed on producers of coal.

Joint Meetings

DEFENSE INDUSTRIAL BASE

Joint Economic Committee: Subcommittee on Monetary and Fiscal Policy concluded hearings on Federal Government policy as it relates to the defense industrial base, after receiving testimony from Fred C. Ikle, Under Secretary of Defense for Policy; and Ronald K. Kiss, Acting Associate Administrator for Shipbuilding & Ship Operations, Maritime Administration, Department of Commerce.

CLEAN WATER ACT

Conferees met in evening session to continue to resolve the differences between the Senate- and House-passed versions of H.R. 4503, authorizing funds for fiscal years 1982, 1983, 1984, and 1985, for municipal wastewater treatment construction grant programs of the Clean Water Act.

TOXIC SUBSTANCES

Conferees agreed to file a conference report on S. 1211, authorizing funds for fiscal year 1982 for the control of toxic substances.

Thursday, December 10, 1981

Senate

Chamber Action

Routine Proceedings, pages 30360–30472

Bills Introduced: Eight bills and five resolutions were introduced, as follows: S. 1930–1937, S.J. Res. 133–135, and S. Res. 255–256.

Pages 30459–30460, 30469, 30471–30472

Bills Reported: Reports were made as follows:

Report of the Conference Committee on the disagreeing votes of the House and Senate on the House amendments to S. 884, authorizing funds for fiscal years 1982 through 1985, for commodity price support programs administered by the Department of Agriculture, for agriculture research, and conservation, and agriculture exports. (S. Rept. No. 97–290)

S.J. Res. 118, designating the month of January, 1982, as "National Cerebral Palsy Month."

S. Con. Res. 47, expressing the sense of the Senate with respect to the imprisonment and treatment by the Soviet Union of the Paritsky family.

H.R. 4625, providing for the review and transfer of certain works of art to West Germany, with amendments (S. Rept. No. 97–291).

H.R. 1797, providing for U.S. documentation of a specific vessel, the "Captain Tom," entitling it to engage in coastwise trade, with an amendment in the nature of a substitute.

S. 1629, reducing Federal regulation of the national broadcasting industry, with an amendment in the nature of a substitute (S. Rept. No. 97–292).

Page 30459

Measure Passed:

Needs Analysis for Student Assistance: Senate agreed to S. Res. 256, disapproving the submission of the needs analysis for student assistance transmitted to the Congress on October 13, 1981, expressing the sense of the Senate with respect to the family contribution schedule.

Pages 30471–30472

Department of the Interior Appropriations, 1982—Conference Report: Senate agreed to the conference report on H.R. 4035, appropriating funds for fiscal year 1982 for the Department of the Interior and related agencies. Senate concurred in the amendments of the House to Senate amendments numbered 2, 4, 6, 9, 11, 12, 20, 21, 33, 35, 36, 41, 55, 64, 74, 77, 78, 86, 95, 97, 104, 106, 111, 112, and 117.

Senate concurred in the amendment of the House to Senate amendment numbered 73, with McClure unprinted amendment No. 775, providing, notwithstanding any other provision of the Act, that budget

authority provided by the Act is reduced by the following amounts: Department of the Interior, $145,955,000; Forest Service, $59,581,000; Department of Energy, $56,947,000; Indian Health Service, $26,950,000; Indian Education, $3,244,000; Navajo and Hopi Indian Relocation Commission, $419,000; Smithsonian Institution, $5,939,000; National Gallery of Art, $1,242,000; Woodrow Wilson International Center for Scholars, $78,000; National Endowment for the Arts, $5,960,000; National Endowment for the Humanities, $5,440,000; Institute of Museum Services, $480,000; Commission of Fine Arts, $12,000; Advisory Council on Historic Preservation, $65,000; National Capital Planning Commission, $94,000; Franklin Delano Roosevelt Memorial Commission, $1,000; Pennsylvania Avenue Development Corporation, $762,000; Federal Inspector for the Alaska Gas Pipeline, $1,143,000; and Holocaust Memorial Council, $32,000; and that such reductions shall be ratably applied to each account, program, activity and project.

Pages 30368-30378

Agriculture and Food Act of 1981—Conference Report: By 67 yeas to 32 nays, Senate agreed to the conference report on S. 884, authorizing funds for fiscal years 1982 through 1985 for commodity price support programs administered by the Department of Agriculture, for agriculture research, soil conservation, and agriculture exports.

Pages 30379-30404

Department of Justice Authorizations, 1982: Senate resumed consideration of S. 951, authorizing funds for fiscal year 1982 for the Department of Justice, with committee amendment, to which is pending the following amendment:

Helms Amendment No. 69, as amended, prohibiting the Department of Justice from maintaining suits involving, directly or indirectly, the mandatory busing of school children and to establish reasonable limits on the power of the courts to impose injunctive relief involving the transportation of students.

By 64 yeas to 35 nays, two-thirds of those Senators duly chosen and sworn having voted in the affirmative, Senate agreed to a motion to close further debate on Amendment No. 69, as amended.

Pages 30408-30409

By 93 yeas to 4 nays, Senate agreed to a motion to request the attendance of absent Senators.

Page 30409

By 70 yeas to 28 nays, Senate tabled a motion to extend debate on Amendment No. 69 to 124 hours.

Page 30409

By 70 yeas to 27 nays, Senate sustained a ruling of the Chair that a motion to reconsider the previous vote was dilatory.

Page 30410

By 36 yeas to 61 nays, Senate failed to table Helms Amendment No. 69, as amended. (By 61 yeas to 36 nays, Senate tabled a motion to reconsider the previous vote.)

Page 30410

Further Continuing Appropriations, 1982: Senate began consideration of H.J. Res. 370, making further continuing appropriations for fiscal year 1982, rejecting amendments proposed thereto, as follows:

(1) By 41 yeas to 53 nays, Bumpers modified unprinted amendment No. 776, to provide for the Maternal and Child Health Care Block Grant program.

Page 30426

(2) By 30 yeas to 65 nays, Kennedy modified unprinted amendment No. 777, to provide that $120,000,000 shall be available for grants to States to administer the unemployment assistance program which is in addition to the amounts made available under the joint resolution for such grants.

Page 30427

(3) By 41 yeas to 54 nays, Kennedy-Pell unprinted amendment No. 778, to provide that the 4 percent reduction in budget authority provided for by the joint resolution shall not apply to budget authority made available by the joint resolution for programs authorized by the Older Americans Act, as amended, the Headstart program, and the Community Health Centers program, as authorized by section 1622 of the Public Health Service Act.

Page 30430

(4) By 40 yeas to 55 nays, Dodd unprinted amendment No. 779, to provide that the Senate strongly reaffirms the Federal Government's role in improving housing opportunities for all Americans, and the social and economic conditions in distressed urban and rural communities by (1) supporting cost-effective and meaningful Federal efforts to address the unmet housing needs of low- and moderate-income persons, the elderly, the handicapped, and others with specialized housing problems, (2) preserving the capacity of Federal mortgage insurance and secondary market programs to perform their traditional roles in serving potential homebuyers, and (3) maintaining an important role for the community development block grant program and the urban development action grant program in answering pressing community development needs.

Page 30431

(5) By 31 yeas to 64 nays, Eagleton unprinted amendment No. 781, to provide that, notwithstanding any other provision of the joint resolution, there are authorized to be appropriated $300,000,000 for part A of title IV of the Comprehensive Employment and Training Act, relating to youth employment.

Page 30436

(6) By 37 yeas to 57 nays, Bradley unprinted amendment No. 782, to increase by $30,000,000 the

amount otherwise made available for operations under Public Law 480.

Page 30439

(7) By 33 yeas to 60 nays, Bradley uprinted amendment No. 783, to increase the appropriations for State Student Incentive grants and Pell Grants.

Page 30443

A unanimous-consent agreement was reached providing for further consideration of the joint resolution on Friday, December 11.

Page 30439

Pages 30413-30453

Executive Reports: Senate received the following Executive Reports:

(1) Treaty Doc. 97-9, Two Protocols for the Extension of the International Wheat Agreement, 1971, signed on behalf of the United States on May 8, 1981. (Exec. Rept. No. 97-42)

(2) S. Exec. Res. No. 4, providing for the return to the President of pending income tax treaties with Cyprus (Ex. I, 96-2), and the British Virgin Islands (Treaty Doc. 97-6). (Exec. Rept. No. 97-43)

Page 30459

Confirmations: Senate confirmed the following nominations:

Ronald P. Wertheim, to be an Associate Judge of the Superior Court of the District of Columbia.

Lilla B. C. Tower, of Texas, to be Director of the Institute for Museum Services.

Milan D. Bish, of Nebraska, to serve concurrently as Ambassador to the Commonwealth of Dominica and to Antigua and Barbuda.

Kenneth L. Brown, of California, to be Ambassador to the People's Republic of the Congo.

Franklin S. Forsberg, of Connecticut, to be Ambassador to Sweden.

John H. Reed, of Maine, to be Ambassador to the Democratic Socialist Republic of Sri Lanka, and to serve concurrently as Ambassador to the Republic of Maldives.

Alfred L. Atherton, Jr., Arthur W. Hummel, Jr., of Maryland, and Walter J. Stoessel, Jr., of the District of Columbia, each for the personal rank of Career Ambassador in recognition of especially distinguished service.

Gerald E. Thomas, of California, to be Ambassador to the Cooperative Republic of Guyana.

Mark E. Austad, of Arizona, to be Ambassador to Norway.

Walter L. Cutler, of Maryland, to be Ambassador to the Republic of Tunisia.

Francis T. McNamara, of Vermont, to be Ambassador to the Gabonese Republic, and to serve concurrently as Ambassador to the Democratic Republic of Sao Tome and Principe.

Carlos Salman, of Florida, to be a Member of the Board of Directors of the International Development Cooperation Agency.

Frank Shakespeare, of Connecticut, to be a Member of the Board for International Broadcasting.

Thomas O. Enders, of Connecticut, and M. Peter McPherson, of Maryland, each to be a Member of the Board of Directors of the Inter-American Foundation.

Routine lists of Foreign Service nominations.

Pages 30472-30473

Presidential Message: Senate received a message from the President submitting a report on certain foreign tariff and nontariff barriers affecting exports of alcoholic beverages, which was referred to the Committee on Finance. (PM-98)

Page 30458

Messages From the President: Page 30458

Messages From the House: Pages 30411-30412, 30458

Measures Referred: Page 30458

Measures Ordered Placed on Calendar: Page 30458

Communications: Page 30458

Statements on Introduced Bills: Pages 30460-30469

Amendments Submitted for Printing: Page 30470

Committee Authority To Meet: Page 30470

Confirmations: Pages 30472-30473

Quorum Calls: One quorum call was taken today. (Total—11)

Page 30409

Record Votes: Fourteen record votes were taken today. (Total—480)

Pages 30404, 30408-30409, 30410, 30411, 30437, 30438, 30441-36442, 30444

Recess: Senate convened at 10 a.m., and recessed at 10:55 p.m., until 9 a.m., on Friday, December 11, 1981. (For Senate's program see remarks of Senator Baker in today's Record on page 30472.)

Committee Meetings

U.S./EUROPEAN AGRICULTURAL TRADE

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Foreign Agriculture Policy held hearings on U.S. agricultural trade policies, focusing on the status of trade with the European Economic Community, receiving testimony from Richard E. Lyng, Deputy Secretary of Agriculture, and Rolland E. Anderson, Assistant Administrator, International Trade Policy, Foreign Agricultural Service, Department of Agriculture; Donald E. deKieffer, General Counsel, and Suzanne Early, Deputy Assistant U.S. Trade Representative for Agricultural Affairs and Commodity Policy, both of the Office of the U.S. Trade Representative; and Martin Abel, Schnittker Associates, Washington, D.C.

Hearings continue on Wednesday, December 16.

BUSINESS MEETING

Committee on Armed Services: Committee ordered favorably reported the following business items:

H.R. 4625, providing for the review and transfer of certain works of art to West Germany, with amendments;

An original resolution waiving section 402(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of S. 1906, providing for grade limitations for flag and general officers (pending on Senate calendar); and

9,329 routine military nominations in the Army, Navy, and Air Force.

NOMINATION

Committee on Banking, Housing, and Urban Affairs: On Wednesday, December 9, committee approved for reporting the nomination of C. T. Conover, of California, to be Comptroller of the Currency.

NOMINATIONS

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on the nominations of Charles E. Lord, of the District of Columbia, to be First Vice President of the Export-Import Bank of the United States, and James E. Yonge, of Florida, to be a Member of the Board of Directors of the Export-Import Bank of the United States, after the nominees testified and answered questions in their own behalf. Mr. Yonge was introduced by Senator Chiles, and Representative Shaw.

FEDERAL CREDIT ACTIVITIES

Committee on the Budget: Committee Task Force on Federal Credit concluded hearings to examine the activities conducted by the Federal Government that provide credit assistance, and the relationship of those activities to the budget process, after receiving testimony from Lawrence A. Kudlow, Assistant Director for Economic Policy, Office of Management and Budget; Alice M. Rivlin, Director, Congressional Budget Office; Nancy H. Teeters, Member, Board of Governors, Federal Reserve System; Roger W. Mahle, Assistant Secretary of the Treasury for Domestic Finance; and Harry S. Havens, Assistant Comptroller General, General Accounting Office.

BUSINESS MEETING

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported the following business items:

S. 1808, establishing the position of Under Secretary of Commerce for Economic Affairs in the Department of Commerce, with an amendment in the nature of a substitute;

S. 1879, providing the Interstate Commerce Commission with authority to review good faith purchase applications which have been rejected by the trustees of the bankrupt Rock Island Railroad, with an amendment in the nature of a substitute;

S. 1402, establishing uniform width and length standards for commercial motor vehicles on interstate highways, with an amendment in the nature of a substitute;

S. 1629, reducing Federal regulation of the national broadcasting industry, with an amendment in the nature of a substitute, (as approved by the committee, the bill incorporates certain provisions of S. 270 and S. 601);

S. Con. Res. 33, disapproving the Federal Trade Commission trade regulation rule relating to the sale of used motor vehicles;

S. 1256, regulating interstate commerce by protecting the rights of consumers, dealers and end-users, with an amendment in the nature of a substitute;

H.R. 1797, providing for U.S. documentation of a specific vessel, the "Captain Tom", entitling it to engage in coastwise trade, with an amendment in the nature of a substitute;

The nominations of Robert M. Garrick, of California, to be a Member of the Board of Directors of the Communications Satellite Corporation (COMSAT), Bobby Jack Thompson, of New York, to be the Administrator of the U.S. Fire Administration, and James E. Burnett, Jr., of Arkansas, to be a Member of the National Transportation Safety Board; and

55 routine U.S. Coast Guard nominations.

RECLAMATION LAWS

Committee on Energy and Natural Resources: Committee concluded hearings on S. 1867, increasing the acreage limitations and abolishing the residency requirements of the Federal reclamation laws, after receiving testimony from Senator Hayakawa; James G. Watt, Secretary of the Interior, and Robert N. Broadbent, Commissioner, Bureau of Reclamation, Department of the Interior; Wayne Cunningham, on behalf of the New Mexico Office of Agriculture, Santa Fe; George Proctor, on behalf of the Klamath Basin Water Users Association, and Malcom Crawford, Oregon Water Resources Congress, both of Klamath Falls, Oregon; Sherl Chapman, Idaho Water Users Association, Boise; Mark Moorman, Idaho Irrigation Pumpers Association, Burley; Alice Parker, Royal City, Washington; John Specht, Seguin, Texas, on behalf of the National Water Resources Association; Vern Crowder, representing the Los Angeles Chamber of Commerce, Los Angeles, California; Jo Brunner, Power, Montana, on behalf of Women Involved in Farm Economics, E. Clinton Stokes, Chamber of Commerce of the United States, Jim Miller, National Grange, and

Gordon Nelson, National Alliance to Modernize the 1902 Water Law, all of Washington, D.C.; Oscar Field, Idaho Farm Bureau, Grandview, Idaho, representing the American Farm Bureau; Don Dressler, Western Growers Association, Newport Beach, California; Mary Burke, Cale Elum, Washington, on behalf of the National Cattlemen's Association; Robert E. Moore, Agri-Business Council of Arizona, Phoenix; Tom Choules, Yuma, Arizona, representing Wellton-Mohawk Irrigation and Drainage District; Robert Fagerberg, representing Greenfield Irrigation District, Fairfield, Montana, and Shoshone-Heart Mountain Irrigation District; Hubert White, Townsend, Montana, on behalf of the Montana Water Development Association; Craig Winterburn, Helena Valley Irrigation District, Helena, Montana; Bob Echart, Glasgow, Montana, on behalf of the Milk River Irrigation District; George Ballis, National Land for People, Alvin Quist and Robert Leake, both representing the California River Association, Jack Stone, Westlands Water District, William McFarlane, California West Side Farmers, and Gilbert Stamm, San Luis and Delta-Mendota Water Users Association, all of Fresno, California; Burnham Enersen, representing North Kern Water District, and Ned Smith, Southern Pacific Land Company, both of San Francisco, California; John Fraser, Association of California Water Agencies, Sacramento; George Lindemann, San Luis Water District, Los Banos, California; and Jim Sorensen, Friant Water Users Association, Visalia, California.

ENDANGERED SPECIES ACT

Committee on Environment and Public Works: Subcommittee on Environmental Pollution concluded oversight hearings on the implementation of the Endangered Species Act (P.L. 96–159), after receiving testimony from Craig Bell, Western States Water Council, and James Tate, Western Regional Council, both of Salt Lake City, Utah; Kenneth Berlin, National Audubon Society, and Michael Bean, Environmental Defense Fund, both of Washington, D.C.; Edward O. Wilson, Harvard University, Cambridge, Massachusetts; Thomas Isner, Cornell University, Ithaca, New York; Peter Raven, Missouri Botanical Gardens, St. Louis; and Stephen Kellert, Yale University, New Haven, Connecticut.

NOMINATION

Committee on Finance: Committee ordered favorably reported the nomination of Clarence E. Hodges, of Maryland, to be Chief of the Children's Bureau, Department of Health and Human Services.

Prior to this action, the Committee concluded hearings on the nomination of Mr. Hodges, after the nominee testified and answered questions in his own behalf.

SAFE HARBOR LEASING

Committee on Finance: Committee met to review the safe harbor leasing provisions of the Economic Recovery Tax Act (P.L. 97–34). Testimony was received from John E. Chapoton, Assistant Secretary of the Treasury for Tax Policy.

BRIEFINGS—LIBYA/CENTRAL AMERICA

Committee on Foreign Relations: Committee met in closed session on the situation in Libya and alleged Libyan terrorist activities in the United States, and on the current military situation in Central America. Testimony was received from officials of the Central Intelligence Agency.

UNIFORM PROCUREMENT SYSTEM

Committee on Governmental Affairs: Subcommittee on Federal Expenditures, Research and Rules concluded hearings on an Office of Federal Procurement Policy proposal establishing a uniform procurement system, after receiving testimony from Donald E. Sowle, Administrator, Office of Federal Procurement Policy.

DOE FUNCTIONS

Committee on Governmental Affairs: Subcommittee on Energy, Nuclear Proliferation and Government Processes held oversight hearings on the possibility of de facto dismantlement of the Department of Energy functions, receiving testimony from Senator Hatfield; and James B. Edwards, Secretary of Energy, and R. Tenney Johnson, General Counsel, Department of Energy.

Hearings were recessed subject to call.

HOBBS ACT

Committee on the Judiciary: Subcommittee on Criminal Law held hearings on S. 613, amending the Federal Criminal Code to revise the scope of, and penalties under, the Hobbs Act, prohibiting interference with commerce by threat or violence, receiving testimony from Jonathan C. Rose, Deputy Assistant Attorney General, Office of Legal Policy, Department of Justice; Laurence Gold, AFL–CIO, Alan G. Ross, Associated Builders and Contractors, Inc., and J. W. Supica, Associated General Contractors of America, all of Washington, D.C.; and Reed Larson, National Right to Work Committee, Springfield, Virginia.

Hearings were recessed subject to call.

CORRECTIONS AND CAREER CRIMINALS

Committee on the Judiciary: Subcommittee on Juvenile Justice resumed hearings on S. 1688, making it a Federal offense when a convicted criminal commits a series of crimes involving firearms, S. 1689, providing that a convicted criminal sentenced to life imprisonment under State habitual criminal statutes be incarcerated in a Federal penitentiary, and S. 1690,

providing prisoners with a marketable job skill and basic literacy, receiving testimony from Newman Flanagan, District Attorney, Suffolk County, Massachusetts; Chuck Stone, Philadelphia Daily News, Philadelphia, Pennsylvania; and Irving L. Joyner, on behalf of the American Civil Liberties Union, Washington, D.C.

Hearings were recessed subject to call.

AFFIRMATIVE ACTION

Committee on Labor and Human Resources: Committee resumed oversight hearings to examine affirmative action regulations of the Office of Federal Contract Compliance Programs, focusing on ways to improve work opportunities for minorities, receiving testimony from John Bunzel, Hoover Institution, Stanford, California; Day Piercy, Women Employed, and Michael Warner, Seyfarth, Shaw, Fairweather & Geraldson, both of Chicago, Illinois; Lawrence Lorber, American Society for Personnel Administration, James J. Graham, Business Roundtable, and Bernice Sandler, American Jewish Committee, both of Washington, D.C.; Paul Osterman, Boston University, Boston, Massachusetts; Elmo Sanders, American Electronics Association, Palo Alto, California; and Carmen Estrada, Mexican American Legal Defense Fund, San Francisco, California.

Hearings were recessed subject to call.

INTELLIGENCE BRIEFING

Select Committee on Intelligence: Committee met in closed session on intelligence matters, receiving testimony from officials of the intelligence community, but made no announcements, and recessed subject to call.

Prior to this action, the Committee's Subcommittee on the Budget met in closed session on intelligence related matters, but made no announcements.

Subcommittee will meet again on Wednesday, December 16.

House of Representatives

Chamber Action

Bills Introduced: 13 public bills, H.R. 5158–5170; 5 private bills, H.R. 5171–5175; and 6 resolutions, H.J. Res. 372–374, H. Con. Res. 234, and H. Res. 299 and 300 were introduced.

Pages 30766–30767

Bills Reported: Reports were filed as follows:

H.R. 5021, to extend the date for the submission to the Congress of the report of the Commission on Wartime Relocation and Internment of Civilians (H. Rept. 97–378);

H.R. 4564, Uniform Research and Development Utilization Act of 1981, amended (H. Rept. 97–379);

Report entitled "Administration of Shared Support Services for United States Agencies Overseas" (H. Rept. 97–380);

Report entitled "Inadequate Control Over Government Material Furnished to DOD Contractors" (H. Rept. 97–381);

H.R. 4926, to authorize the Secretary of the Army to acquire, by purchase or condemnation, such interests in oil, gas, coal, and other minerals owned or controlled by the Osage Tribe of Indians as are need for Skiatook Lake, Oklahoma, amended (H. Rept. 97–382);

S. 1119, to correct the boundary of Crater Lake National Park in the State of Oregon, amended (H. Rept. 97–383);

H.R. 3799, to amend title 28, United States Code, to provide that the Federal tort claims provisions of that title are the exclusive remedy in medical malpractice actions and proceedings resulting from federally authorized National Guard training activities, amended (H. Rept. 97–384);

H.R. 5125, to provide for the final settlement of certain claims against Czechoslovakia, amended (H. Rept. 97–385); and

Conference report on S. 1086, to extend and revise the Older Americans Act of 1965 (H. Rept. 97–386).

Page 30766

Journal: By a yea-and-nay vote of 346 yeas to 29 nays with 2 voting "Present", Roll No. 346, the House approved the Journal of Wednesday, December 9.

Page 30474

Presidential Message—Export of Alcoholic Beverages: Received and read a message from the President wherein he transmits a report on foreign tariff and nontariff barriers affecting United States exports of alcoholic beverages—referred to the Committee on Ways and Means.

Page 30477

Military Construction Appropriations: House disagreed to the Senate amendments to H.R. 4241, making appropriations for military construction for the Department of Defense for the fiscal year ending September 30, 1982; and agreed to a conference. Appointed as conferees: Representatives Ginn, Bevill, Hefner, Addabbo, Long of Maryland, Chappell, Alexander, Whitten, Regula, Burgener, Edwards of Oklahoma, Loeffler, and Conte.

Page 30477

Alaska Gas Pipeline: By a yea-and-nay vote of 230 yeas to 188 nays with 1 voting "present", Roll No. 347, the House passed S.J. Res. 115, to approve the President's recommendation for a waiver of law

pursuant to the Alaska Natural Gas Transportation Act of 1976—clearing the measure for the President.

H. Res. 296, the rule under which the joint resolution was considered, was agreed to earlier by a voice vote.

Pages 30477–30478

Committee Elections: House agreed to H. Res. 299, electing Representative Emerson to the Committee on Interior and Insular Affairs; Representative Bailey of Missouri to the Committee on Post Office and Civil Service; and Representative Napier to the Committee on Veterans' Affairs.

Page 30497

Further Continuing Appropriations: By a yea-and-nay vote of 218 yeas to 197 nays, Roll No. 349, the House passed H.J. Res. 370, making further continuing appropriations for the fiscal year 1982.

Agreed to a motion to recommit the joint resolution to the Committee on Appropriations with instructions to report it back forthwith containing an amendment in the nature of a substitute that provides an additional $1.7 billion reduction in budget authority (agreed to by a recorded vote of 222 ayes to 194 noes, Roll No. 348). Earlier, a point of order was sustained against a similar motion to recommit.

Pages 30498–30555

Interior Appropriations: House agreed to the Senate amendment to the House amendment to Senate amendment No. 73 to H.R. 4035, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1982—clearing the measure for the President.

Pages 30555–30585

Late Report: Conferees received permission to have until midnight tonight to file a conference report on S. 1086, to extend and revise the Older Americans Act of 1965.

Subsequently, it was made in order to consider the conference report on S. 1086 at any time after it is filed.

Page 30588

HUD Appropriations: House agreed to the Senate amendment to the House amendment to Senate amendment No. 4 to H.R. 4034, making appropriations for the Department of Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and officers for the fiscal year ending September 30, 1982—clearing the measure for the President.

Pages 30589–30592

Second Budget Resolution: By a yea-and-nay vote of 206 yeas to 200 nays, Roll No. 351, the House agreed to S. Con. Res. 50, reaffirming the congressional budget for the United States Government for the fiscal years 1982, 1983, and 1984—clearing the measure.

H. Con. Res. 230, a similar House resolution, was laid on the table.

H. Res. 295, the rule under which it was made in order to consider the Senate concurrent resolution, was agreed to earlier by a yea-and-nay vote of 248 yeas to 154 nays, Roll No. 350.

Pages 30592–30603

Foreign Assistance Appropriations: House completed all general debate on H.R. 4559, making appropriations for Foreign Assistance and related programs for the fiscal year ending September 30, 1982; but came to no resolution thereon. Proceedings under the 5-minute rule will begin on Friday, December 11.

H. Res. 290, the rule waiving certain points of order against the bill, was agreed to earlier by a voice vote.

Page 30689

Committee Resignation: Read a letter from Representative Lowry of Washington wherein he resigned as a member of the Committee on Merchant Marine and Fisheries.

Pages 30703–30704

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on pages 30765.

Quorum Calls—Votes: Five yea-and-nay votes and one recorded vote developed during the proceedings of the House today and appear on pages 30474, 30496–30497, 30546–30547, 30554–30555, 30588, 30602–30603. There were no quorum calls.

Adjournment: Adjourned at 8:24 p.m.

Committee Meetings

NATIONAL GRAIN INSURANCE PROGRAM

Committee on Agriculture: Subcommittee on wheat, Soybeans, and Feed Grains held a hearing on H.R. 2523, to establish a national insurance program to protect persons storing grain in a public warehouse against losses which may be caused by the insolvency of such warehouse. Testimony was heard from Representative Albosta, departmental and public witnesses.

FINANCIAL INSTITUTIONS

Committee on banking, Finance and Urban Affairs: Held a hearing on Financial Institutions in a revolutionary Era. Testimony was heard from public witnesses.

OVERSIGHT

Committee on Banking, Finance and Urban Affairs: Subcommittee on International Trade, Investment and Monetary Policy held an oversight hearing on the

IMF loan to India. Testimony was heard from Richard Erb, Executive Director, International Monetary Fund.

VOCATIONAL EDUCATION ACT AUTHORIZATION

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education continued hearings on H.R. 66, to extend the authorization of appropriations under the Vocational Educational Act of 1963, with emphasis on data Systems—VEDS. Testimony was heard from Donald Senese, Assistant Secretary Educational Research and Development, Department of Education and public witnesses.

SERVICE CONTRACT ACT

Committee on Education and Labor: Subcommittee on Labor-Management Relations concluded hearings on proposed Department of Law regulations affecting the Service Contract Act. Testimony was heard from William Otter, Administrator, Wage and Hour Division, Department of Labor.

SALE OF USED MOTOR VEHICLES

Committee on Energy and Commerce: Began markup of H. Con. Res. 178, disapproving the Federal Trade Commission trade regulation rule relating to the sale of used motor vehicles.

Will continue tomorrow.

NATIONAL PETROLEUM SUPPLY EVALUATION ACT

Committee on Energy and Commerce: Subcommittee on Fossil and Synthetic Fuels held a hearing on H.R. 4930, National Petroleum Supply Evaluation Act of 1981, and other related legislation involving oil company mergers and competition in the oil industry. Testimony was heard from public witnesses.

HUMAN RIGHTS

Committee on Foreign Affairs: Subcommittee on Human Rights and International Organizations and the Subcommittee on Africa held a joint hearing on implementation of Congressionally Mandated Human Rights Provisions (African region). Testimony was heard from Chester Crocker, Assistant Secretary, Bureau of African Affairs, Department of State.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Ordered reported as amended the following bills: H.R. 5139, to authorize appropriations for certain insular areas of the United States, and S. 1119, to correct the boundary of Crater Lake National Park in the State of Oregon.

The Committee also considered H.R. 3809, Atomic Energy Act Amendments of 1981.

AIR DISASTER LITIGATION

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations held a hearing on H.R. 1027, to amend title 28 of the United States Code to establish a Federal cause of action for and Federal court procedures with respect to aviation activity. Testimony was heard from a public witness.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Crime held an oversight hearing on drug enforcement policies. Testimony was heard from Rudolph W. Giuliani, Associate Attorney General, Department of Justice; Ronald F. Lauve, Associate Director, General Government Division, GAO and a public witness.

PRIVATE IMMIGRATION BILLS

Committee on the Judiciary: Subcommittee on Immigration, Refugees and International Law met to consider private immigration bills.

OVERSIGHT—ANTITRUST ASPECTS OF PROFESSIONAL SPORTS

Committee on the Judiciary: Subcommittee on Monopolies and Commercial Law continued oversight hearings on antitrust aspects of professional sports. Testimony was heard from public witnesses.

FOREIGN TRADE ANTITRUST IMPROVEMENTS ACT

Committee on the Judiciary: Subcommittee on Monopolies and Commercial Law approved for full Committee action a clean bill to be introduced in lieu of H.R. 2326, Foreign Trade Antitrust Improvements Act of 1981.

POSTAL REORGANIZATION ACT EFFECTIVENESS

Committee on Post Office and Civil Service: Subcommittee on Postal Operations and Services and the Subcommittee on Postal Personnel and Modernization continued joint hearings on the effectivenesss of the Postal Reorganization Act of 1970. Testimony was heard from William J. Anderson, Director, General Government Division, GAO.

AVIATION INDUSTRY

Committee on Public Works and Transportation: Subcommittee on Investigations and Oversight concluded hearings on competition in the international commercial aviation industry. Testimony was heard from a public witness.

UNION STATION

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds held a hearing on the future of Union Station and on S.

1192, Union Station Redevelopment Act of 1981. Testimony was heard from Drew Lewis, Secretary of Transportation; Richard R. Hite, Principal Deputy Assistant Secretary, Policy, Budget and Administration, Department of the Interior and a public witness.

CONGRESSIONAL BUDGET ACT AMENDMENTS

Committee on Rules: Continued hearings on H.R. 4882, to amend the Congressional Budget Act of 1974 to require that each congressional budget resolution fix the level of tax expenditures for the fiscal year involved as well as the recommended aggregate level of Federal revenues. Testimony was heard from Representative Daschle; former Representative Robert Giaimo and public witnesses.

SCIENCE AND TECHNOLOGY BUDGET

Committee on Science and Technology: Held a hearing on U.S. Science and Technology Budget Under Stress. Testimony was heard from Dr. George Keyworth, Director, Office of Science and Technology Policy and public witnesses.

DIRECT COMBUSTION OF COAL

Committee on Science and Technology: Subcommittee on Energy Development and Applications held a hearing on Direct Combustion of Coal. Testimony was heard from public witnesses.

TECHNOLOGY TRANSFER

Committee on Science and Technology: Subcommittee on Investigations and Oversight held a hearing on American Technology Transfer and Soviet Energy Availability. Testimony was heard from public witnesses.

U.S. TRADE POLICY

Committee on Ways and Means: Subcommittee on Trade continued oversight hearings on U.S. Trade Policy. Testimony was heard from public witnesses.

Hearings continue tomorrow.

Joint Meetings

CLEAN WATER ACT

Conferees agreed to file a conference report on H.R. 4503, authorizing funds for fiscal years 1982, 1983, 1984, and 1985, for municipal wastewater treatment construction grant programs of the Clean Water Act.

OLDER AMERICANS ACT

Conferees agreed to file a conference report on S. 1086, authorizing funds for fiscal years 1982, 1983, and 1984 for specified programs of the Older Americans Act of 1965, and eliminating, revising or consolidating certain other programs.9

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Friday, December 11, 1981

Senate

Chamber Action

Routine Proceedings, pages 30850–30993

Bills Introduced: Thirteen bills and six resolutions were introduced, as follows: S. 1938–1950, S. Con. Res. 53, and S. Res. 257–261.

Page 30934

Bills Reported: Reports were made as follows:

S. Res. 258, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 1662, establishing a Federal program for the interim storage and permanent disposal of high-level nuclear waste from civilian powerplants. Referred to the Committee on the Budget.

S. Res. 259, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 1906, providing for grade limitations for flag and general officers. Referred to the Committee on the Budget.

S. 1808, establishing the position of Under Secretary of Commerce for Economic Affairs in the Department of Commerce, with an amendment in the nature of a substitute.

Report of the committee of conference on the disagreeing votes of the two Houses on the amendments of the House to S. 1086, revising and extending the Older Americans Act of 1965. (S. Rept. No. 97–293)

S. 1484, promoting the development of oil shale resources by revising the authority to lease lands containing oil shale deposits, with an amendment in the nature of a substitute (S. Rept. No. 97–294).

S. 1370, authorizing the Secretary of the Army to acquire such oil, gas, coal, or other mineral interests owned by the Osage Tribe of Indians necessary for the construction of the Skiatook Lake, Osage County, Oklahoma, with an amendment in the nature of a substitute (S. Rept. No. 97–295).

S. 1890, providing for the disbursement of certain trust funds of the Lac Courte Oreilles Band of Lake Superior Chippewa Indians of Wisconsin, with an amendment in the nature of a substitute (S. Rept. No. 97–296).

Page 30934

Measures Passed:

Certain Outstanding Farmers Home Administration Loans: Senate agreed to S. Res. 257, expressing

the sense of the Senate that the Secretary of Agriculture should continue Department policy in deferring the repayment of, and foreclosure proceedings on, certain outstanding loans made by the Farmers Home Administration.

Pages 30953-30955

Robert V. Denney Federal Building and Courthouse: Senate passed H.R. 4845, designating the Lincoln Federal Building and Courthouse in Lincoln, Nebraska, as the "Robert V. Denney Federal Building and Courthouse."

S. 1837, Senate companion measure was indefinitely postponed.

Pages 30963-30964

Further Continuing Appropriations, 1982: By 60 yeas to 35 nays, Senate passed H.J. Res. 370, making further continuing appropriations for fiscal year 1982, after rejecting the following further amendment proposed thereto:

By 38 yeas to 54 nays, Robert C. Byrd unprinted amendment No. 784, to provide for activities of Mine Safety and Health Administration.

Page 30869

Pages 30864-30896

Foreign Assistance Appropriations, 1982: Senate passed H.R. 4559, appropriating funds for fiscal year 1982 for foreign assistance and related programs, after striking all after the enacting clause and inserting in lieu thereof the text of Senate companion measure, S. 1802 (which was passed on November 17).

Senate insisted on its amendments, requested a conference with the House thereon, and the Chair appointed as conferees Senators Kasten, Hatfield, D'Amato, Rudman, Specter, Inouye, Johnston, Leahy, DeConcini, and Proxmire.

Pages 30909-30910

Czechoslovakian Claims Settlement: Senate passed S. 1946, providing for the final settlement of certain claims against Czechoslovakia.

Pages 30911-30913

National Disabled Veterans Week: Senate passed S.J. Res. 123, designating the week of November 7 through November 13, 1982, as "National Disabled Veterans Week," after agreeing to Hayakawa unprinted amendment No. 785, of a clarifying nature.

Pages 30917-30918

Farm Credit Administration Regulations: Senate passed S. 1948, permitting certain Farm Credit Administration regulations to become effective, which expand the authority of financing institutions, other than Farm Credit System institutions, to borrow from and discount with Federal intermediate credit banks.

Pages 30918-30919

Departments of Commerce, Justice, and State Appropriations, 1982: By 59 yeas to 35 nays, two-thirds of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to agree to a motion to close further debate on H.R. 4169, appropriating funds for fiscal year 1982 for the Departments of Commerce, Justice, and State, and the Judiciary and related agencies.

Page 30904

Older Americans Act Amendments of 1981—Conference Report: By unanimous vote of 90 yeas, Senate agreed to the conference report on S. 1086, authorizing funds for fiscal years 1982, 1983, and 1984 for specified programs of the Older Americans Act of 1965, and eliminating, revising or coordinating certain other programs.

Pages 30904-30909

International Security and Development Cooperation Act of 1981: Senate disagreed to the amendments of the House to S. 1196, authorizing funds for fiscal year 1982 for certain foreign development and security assistance programs, for the Peace Corps, separating the Peace Corps from the ACTION Agency, and prohibiting the provision of military personnel to and the furnishing of security assistance to El Salvador, requested a conference with the House thereon, and the Chair appointed as conferees Senators Percy, Helms, Hayakawa, Lugar, Mathias, Pell, Biden, Glenn, and Sarbanes for all provisions except title VI of the Senate bill and title IV of the House amendment (relating to the Food for Peace Program, Public Law 480); Cranston (in lieu of Biden) as an additional conferee solely for consideration of provisions dealing with the Peace Corps; Kassebaum as a substitute conferee (for Mathias) on December 11, 1981, only; and Helms, Dole, Hayakawa, Lugar, Huddleston, Leahy, and Zorinsky for consideration of title VI of the Senate bill and title IV of the House amendment (relating to the Food for Peace Program, Public Law 480).

Page 30909

Marine Protection, Research, and Sanctuaries Act: Senate concurred in the amendments of the House to S. 1003, authorizing funds for fiscal years 1982 and 1983 for implementation of Title III of the Marine Protection, Research and Sanctuaries Act, with Baker (for Packwood) unprinted amendment No. 786, specifying authorizations not to exceed $2,235,000 for fiscal year 1983.

Page 30920

Department of Justice Authorizations—Agreement: A unanimous consent agreement was reached providing for further consideration of S. 951, authorizing funds for fiscal year 1982 for the Department of Justice, on Monday, February 1, 1982.

Page 30897-30904

Treaty Approved: Two thirds of the Senators present and voting having voted in the affirmative,

Senate agreed to the ratification of Treaty Doc. No. 97–3, Consular Convention between the United States and the People's Republic of China, signed at Washington, D.C., on September 17, 1980.

Pages 30913–30915

Authority To Receive Messages: The Secretary of the Senate was authorized to receive and appropriately refer messages from the President and the House of Representatives during the recess of the Senate over until Monday, December 14, 1981.

Authority To Sign Measures: The President of the Senate, President pro tempore, and the acting President pro tempore were authorized to sign duly enrolled bills and joint resolutions during the recess of the Senate over until Monday, December 14, 1981.

Page 30993

Nominations: Senate received the following nominations:

J. William Petro, to be U.S. Attorney for the Northern District of Ohio.

Kalo A. Hineman, of Kansas, to be a Commissioner of the Commodity Futures Trading Commission.

William J. Bennett, of North Carolina, to be Chairman of the National Endowment for the Humanities.

Anthony J. Calio, of Maryland, to be Deputy Administrator of the National Oceanic and Atmospheric Administration.

Pages 30993

Messages From the President: Page 30933

Messages From the House: Pages 30933–30934

Statements on Introduced Bills: Pages 30994–30939

Amendments Submitted for Printing: Pages 30942–30943

Notices of Hearings: Page 30943

Committee Authority to Meet: Page 30943

Additional Statements: Pages 30943–30972

Nominations: Page 30993

Record Votes: Four record votes were taken today. (Total–484)

Pages 30868–30869, 30896, 30904, 30909

Recess: Senate convened at 9 a.m., and recessed at 5:39 p.m., until 12 Noon, on Monday, December 14, 1981. (For Senate's program see remarks of Senator Baker in today's Record on page 30993

Committee Meetings

NOMINATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nomination of Peter McCoy, of California, to be Under Secretary of Commerce for Travel and Tourism, after the nominee who was introduced by Senator Laxalt, testified and answered questions in his own behalf.

CLEAN AIR ACT

Committee on Environment and Public Works: Committee resumed markup of proposed amendments to the Clean Air Act (P.L. 95–95), but did not complete action thereon, and will meet again on Tuesday, January 26, 1982.

MISCELLANEOUS TAX MEASURES

Committee on Finance: Subcommittee on Taxation and Debt Management concluded hearings on the following bills:

S. 1757, clarifying the tax-exempt status of certain amateur sports organizations, after receiving testimony from Senator Stevens; Lawrence A. Hough, and John A. McCahill, both on behalf of the United States Olympic Committee, Colorado Springs, Colorado; Roger Counsil, U.S. Gymnastics Federation, Fort Worth, Texas; and Ross E. Wales, U.S. Swimming, Inc., Indianapolis, Indiana;

S. 1883, conforming the net operating loss carryback and carryforward rules for the Federal National Mortgage Association to that available for other financial institutions, after receiving testimony from David O. Maxwell, Chief Executive Officer and Chairman of the Board, Federal National Mortgage Association, Washington, D.C.; and

S. 696, providing that certain State and Federal organizations operating as libraries which serve the public be treated as tax exempt public charities, after receiving testimony from Thomas D. Gillies, Linda Hall Library, Kansas City, Missouri; and Michael N. Newmark, on behalf of the St. Louis Mercantile Library Association, St. Louis, Missouri.

Testimony was also received on all the above bills from David A. Glickman, Deputy Assistant Secretary of the Treasury for Tax Policy.

ENERGY TAX CREDITS

Committee on Finance: Subcommittees on Energy and Agricultural Taxation and Taxation and Debt Management concluded joint hearings on S. 1449, eliminating certain aspects of the renewable energy tax credit offset rules for the development of State and local conservation and renewable energy programs, after receiving testimony from David A. Glickman, Deputy Assistant Secretary of the Treasury for Tax Policy; Lynn Frank, Oregon Department of Energy, Salem, representing the State of Oregon and the National Governors Association; and R. Nicholas Loope, Solar Energy Industries Association, and Suzette S. Tapper, Solar Lobby, both of Washington, D.C.

FIREARMS

Committee on the Judiciary: Committee resumed hearings on S. 1030, revising certain provisions of the Gun Control Act (P.L. 90–618) relating to the licensing of manufacturers, dealers, and importers of firearms and ammunition, and providing for mandatory minimum sentences for Federal felonies committed with firearm or destructive devices, receiving testimony from Senator Hatch; Mayor Marion Barry, Jr., on behalf of the U.S. Conference of Mayors, John Snyder, Citizens Committee for the Right to Keep and Bear Arms, Nelson T. Shields, Handgun Control, Inc., and James Campbell, Leslie Seeman, and Richard Goodstein, all of Wilmer, Cutler & Pickering, all of Washington, D.C.; and Jack David, New York City Bar Association, New York City.

Hearings were recessed subject to call.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of Harold L. Ryan, to be U.S. District Judge for the District of Idaho, David L. Russell, to be a U.S. Distict Judge for the Northern, Eastern, and Western Districts of Oklahoma, and Glenn L. Archer, Jr., of Virginia, to be an Assistant Attorney General, Tax Division, Department of Justice, after the nominees testified and answered questions in their own behalf. Mr. Ryan was introduced by Senators McClure and Symms; Mr. Russell was introduced by Senators Boren and Nickles; and Mr. Archer was introduced by Senator Warner.

Committee will consider the above nominations on Tuesday, December 15.

NONIMMIGRANT VISAS

Committee on the Judiciary: Subcommittee on Immigration and Refugee Policy concluded hearings on the temporary entry of aliens for business purposes, and the question of adjustment of status to permanent resident by aliens temporarily in the United States, after receiving testimony from Diego C. Asencio, Assistant Secretary of State for Consular Affairs, and Cornelius D. Scully, Director, Office of Legislation, Regulations, and Advisory Assistance, Bureau of Consular Affairs, Department of State; Doris M. Meissner, Acting Commissioner, and Thomas Simmons, Immigration Examiner, both of the Immigration and Naturalization Service, Department of Justice; William F. Cagney, National Foreign Trade Council, Austin T. Fragomen, American Council on International Personnel, Richard Goldstein, American Immigration Lawyers Asssociation, and Esther M. Kaufman, all of New York City; Harold J. Ammond, Council of Engineers and Scientists Organization, Haddonfield, New Jersey; Irwin Feerst, Committee of Concerned Electrical Engineers, Massapequa Park, New York; Sam Bernsen, Fragomen, Del Rey & Bernsen, Washington, D.C.; and Charles C. Foster, American Immigration Lawyers Association, Houston, Texas.

House of Representatives

Chamber Action

Bills Introduced: 25 public bills, H.R. 5176–5200; 1 private bill, H.R. 5201; and 5 resolutions, H.J. Res. 375, H. Con. Res. 235 and 236, and H. Res. 301 and 302 were introduced.

Pages 30848–30849

Bills Reported: Reports were filed as follows:

H.R. 5139, authorizing appropriations for certain insular areas of the United States, amended (H. Rept. 97–387);

H.R. 4623, technical amendments to titles 10, 14, 37, and 38, United States Code, amended (H. Rept. 97–388);

H.R. 3345, to make technical and conforming changes in the patent and trademark laws and in the Civil Rights of Institutionalized Persons Act (H. Rept. 97–389);

Report entitled "The Changing Distribution of Industrial Profits: The Oil and Gas Industry Within the Fortune 500, 1978–80" (H. Rept. 97–390);

H.R. 3141, to authorize an Under Secretary of Commerce for Economic Affairs, amended (H. Rept. 97–391);

H. Res. 287, to disapprove further production of Naval Petroleum Reserve Numbered 1 (Elk Hills) and Naval Petroleum Reserve Numbered 3 (Teapot Dome) (H. Rept. 97–392);

Report entitled "Occupational Safety and Health Protection for Aviation Industry Employees—The Conflict Between FAA and OSHA" (H. Rept. 97–393);

Report entitled "Aircraft Cabin Safety Staffing Standards" (H. Rept. 97–394);

Report entitled "Silver Prices and the Adequacy of Federal Actions in the Marketplace, 1979–1980" (H. Rept. 97–395);

Report entitled "Vietnam Veterans Outreach Centers" (H. Rept. 97–396);

Report entitled "The Nine-Digit Zip Code Investment: More Digits, Less Savings" (H. Rept. 97–397);

Report entitled "International Shortwave Broadcasting and Direct Broadcast Satellites: Voice of America, Radio Free Europe/Radio Liberty, Radio Marti" (H. Rept. 97–398);

Report entitled "Compensating and Rehabilitating Injured Federal Workers" (H. Rept. 97–399);

Conference report on H.R. 4241, making appropriations for military construction for the Department of Defense (H. Rept. 97–400);

Conference report on H.R. 3567, to authorize appropriations for the fiscal years 1982 and 1983 to carry out the purposes of the Export Administration Act of 1979 (H. Rept. 97–401); and

H.R. 9, to designate components of the National Wilderness Preservation System in the State of Florida, amended (H. Rept. 97–402).

Pages 30847–30848

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Foley to act as Speaker pro tempore for today.

Page 30773

Journal: By a yea-and-nay vote of 328 yeas to 23 nays, with 2 voting "present", Roll No. 352, the House approved the Journal of Thursday, December 10.

Pages 30773–30774

Late Report: Objection was heard to a request that the Committee on Armed Services have until midnight tonight to file a report on H. Res. 287, to disapprove further production of Naval Petroleum Reserve Numbered 1 (Elk Hills) and Naval Petroleum Reserve Numbered 3 (Teapot Dome).

Page 30777

Committee Funds: House agreed to H. Res. 294, authorizing funds for the standing and select committees of the House of Representatives.

Pages 30777–30778

Martin Luther King, Jr.: Objection was heard to a request that the House consider H. Con. Res. 231, to authorize the erection of certain structures at the west front of the Capitol in connection with a rally to be held on January 15, 1982, in commemoration of the birth of Dr. Martin Luther King, Jr.

Page 30778

Late Report: Conferees received permission to have until midnight tonight to file a conference report on H.R. 4241, Military Construction Appropriations for Fiscal Year 1982. Subsequently, it was made in order to consider the conference report on H.R. 4241 today or any day thereafter.

Page 30778

Insular Areas Authorization: House passed H.R. 5139, authorizing appropriations for certain insular areas of the United States.

Agreed to the committee amendment.

Pages 30778–30781

Foreign Assistance Appropriations: By a yea-and-nay vote of 199 yeas to 166 nays, Roll No. 356, the House passed H.R. 4559, making appropriations for Foreign Assistance and related programs for the fiscal year ending September 30, 1982.

Rejected a motion to recommit the bill to the Committee on Appropriations.

By a yea-and-nay vote of 363 yeas to 16 nays, with 2 voting "present", Roll No. 353, the House resolved itself into the Committee of the Whole.

Agreed To:

An amendment, as amended (agreed to by a recorded vote of 281 ayes to 114 noes, Roll No. 354), that reduces the International Development Association funding by $125 million (agreed to by a recorded vote of 372 ayes to 17 noes, Roll No. 355);

An amendment, as amended by a substitute, that requires the Secretary of the Treasury to direct the Director of the International Development Association to negotiate reallocation of sixth replenishment funding;

An amendment that reduces by $29 million funding for AID population, development assistance;

An amendment that increases by $539 million funding for the Export-Import Bank. Rejected a substitute to this amendment that sought to reduce by $500 million funding for the Export-Import Bank (rejected by a division vote of 11 ayes to 43 noes); and

An amendment that prohibits use of any funds for abortion, or abortion lobbying, promotion, recommendation, or training.

Rejected an amendment, as modified, that sought to prohibit indirect assistance to Angola, Cambodia, Cuba, Laos, the Socialist Republic of Vietnam, Syria, or Libya (rejected by a division vote of 22 ayes to 41 noes).

The Clerk was authorized to correct section numbers, punctuation, and cross references in the engrossment of the bill.

Pages 30781–30812

Late Reports: Committee on Interior and Insular Affairs received permission to have until 6 p.m. today to file a report on H.R. 9, to designate components of the National Wilderness Preservation System in the State of Florida; and

Conferees received permission to have until midnight tonight to file a conference report on H.R. 3567, to authorize appropriations for the fiscal years 1982 and 1983 to carry out the purposes of the Export Administration Act of 1979.

Pages 30812–30813

Legislative Program: Majority Whip announced the legislative program for the week of December 14. Agreed to adjoun from Friday to Monday.

Page 30813

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of December 16.

Page 30813

Consent Calendar: Agreed to call the Consent Calendar on Tuesday, December 15.

Page 30813

Quorum Calls—Votes: Three yea-and-nay votes and two recorded votes developed during the proceedings of the House today and appear on pages 30773–30774, 30781, 30798–30799, 30810–30811. There were no quorum calls.

Adjournment: Adjourned at 3:55 p.m.

Committee Meetings

PRESENT ECONOMIC POLICIES

Committee on Banking, Finance and Urban Affairs: Subcommittee on Domestic Monetary Policy held a hearing on H.J. Res. 365, resolving that current economic policies must be reconsidered to bring and keep interest rates down, that the President and the administration and the Board of Governors of the Federal Reserve System shall discourage speculative lending, the Board of Governors of the Federal Reserve System shall reconsider its tentative decisions to reduce the targets for growth in money supply for 1982, and that the President shall comply with section 10 of the Federal Reserve Act. Testimony was heard from Representatives Reuss, D'Amours, Daschle, Dorgan and Jeffords and Frederick H. Schultz, Vice Chairman, Board of Governors, Federal Reserve System.

HUD REGULATIONS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development held a hearing on the proposed HUD CDBG-Small Cities Regulations. Testimony was heard from the following officials of the Department of Housing and Urban Development: Stephen J. Bollinger, Assistant Secretary for Community Planning and Development and John J. Knapp, General Counsel.

COMMITTEE BUDGET

Committee on Education and Labor: Approved Committee budget request for 1982 and other pending business.

SALE OF USED MOTOR VEHICLES

Committee on Energy and Commerce: Ordered reported H. Con. Res. 178, disapproving the Federal Trade Commission trade regulation rule relating to the sale of used motor vehicles.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Ordered reported as amended H.R. 9, to designate components of the National Wilderness Preservation System in the State of Florida.

The Committee began markup of H.R. 5118, to provide water to the Papago Tribe of Arizona and its members, to settle Papago Indian water rights claims to portions of the Papago reservations.

PRIVATE CLAIMS BILLS

Committee on the Judiciary: Subcommittee on Administrative and Governmental Relations met to consider private claims bills.

AIR TRAFFIC CONTROL REVITALIZATION ACT

Committee on Post Office and Civil Service: Continued hearings on H.R. 5038, Air Traffic Control Revitalization Act of 1981. Testimony was heard from Donald J. Devine, Director, Office of Personnel Management.

BLACK LUNG BENEFITS REVENUE ACT

Committee on Ways and Means: On December 10, the Committee ordered reported H.R. 5159, to amend the Internal Revenue Code of 1954 to provide a temporary increase in the tax imposed on producers of coal.

ADMINISTRATION OF THE SOCIAL SECURITY PROGRAM

Committee on Ways and Means: Subcommittee on Social Security held a hearing on the administration of the social security program. Testimony was heard from John A. Svahn, Commissioner of Social Security, Social Security Administration, Department of Health and Human Services.

U.S. TRADE POLICY

Committee on Ways and Means: Subcommittee on Trade continued oversight hearings on U.S. Trade Policy. Testimony was heard from public witnesses.

Hearings continue December 14.

Joint Meetings

APPROPRIATIONS—MILITARY CONSTRUCTION

Conferees agreed to file a conference report on H.R. 4241, appropriating funds for fiscal year 1982 for military construction programs of the Department of Defense.

INTERNATIONAL SECURITY AND DEVELOPMENT COOPERATION

Conferees met to resolve the differences between the Senate- and House-passed versions of S. 1196, authorizing funds for fiscal year 1982 for certain foreign development and security assistance programs, for the Peace Corps, separating the Peace Corps from the ACTION Agency, and prohibiting the provision of military personnel to and the furnishing of security assistance to El Salvador, but did not complete action thereon, and will meet again on Monday, December 14.

Monday, December 14, 1981

Senate

Chamber Action

Routine Proceedings, pages 31057–31115

Bills Introduced: Two bills were introduced, as follows: S. 1951–1952.

Page 31107

Bills Reported: Reports were made as follows:

S. 267, making the Federal tort claims procedure the exclusive remedy in medical malpractice actions resulting from Federally authorized National Guard training activities (S. Rept. No. 97–297).

S. 1402, establishing uniform width and length standards for commercial motor vehicles on interstate highways, with an amendment in the nature of a substitute (S. Rept. No. 97–298).

S. 1879, providing the Interstate Commerce Commission with authority to review good faith purchase applications, which have been rejected by the trustees of the bankrupt Rock Island Railroad, with an amendment in the nature of a substitute (S. Rept. No. 97–299).

S. 1131, requiring the Federal Government to pay interest on late payments to contractors, with an amendment in the nature of a substitute.

Special report prepared by the Permanent Subcommittee on Investigations entitled "Witness Security Program" (S. Rept. No. 97–300).

Page 31107

Department of Treasury-Postal Service Appropriations, 1982: Senate began consideration of H.R. 4121, appropriating funds for fiscal year 1982 for the Department of the Treasury, the U.S. Postal Service, the Executive Office of the President, and certain independent agencies, agreeing en bloc to committee amendments thereto (with an exception) and agreeing to amendments proposed thereto, as follows:

(1) DeConcini-Kennedy unprinted amendment No. 787, improving the ability of the U.S. Secret Service to protect the President of the United States and other designated officials.

Page 31076

(2) Abdnor unprinted amendment No. 788, authorizing the Secretary of the Treasury to transfer up to 5 percent from any appropriation within title I of the Act; that the recipient appropriation account is not increased by more than 5 percent of the amount provided by the Act, and that approval for such transfers are obtained in advance from the House and Senate Committees on Appropriations.

Page 31078

(3) Chiles unprinted amendment No. 789 (to Abdnor unprinted amendment No. 788), changing the transfer percentage to 2 percent.

Page 31079

(4) Abdnor unprinted amendment No. 790, providing that no funds made available pursuant to the Act may be used to accomplish or implement a proposed reorganization of the Bureau of Alcohol, Tobacco and Firearms before March 31, 1982; and that such reorganization plan may be implemented after March 31, 1982, unless disapproved by the House and Senate Committees on Appropriations.

Page 31082

(5) Abdnor unprinted amendment No. 791, providing that of the funds made available by the Act for the Bureau of Alcohol, Tobacco and Firearms, $15,000,000 shall be available solely for the enforcement of the Federal Alcohol Administration Act during fiscal year 1982.

Page 31083

(6) Hatfield unprinted amendment No. 792, providing that the Secretary is authorized and shall seek to acquire the lands described in Section 505(a) of the Act of November 10, 1978 (92 Stat. 3467) by first acquiring Federal excess of surplus lands of equivalent value in any State or States from the General Services Administration and then exchanging such excess or surplus lands for the lands described in Section 505(a) of that Act with the land owners; that exchange shall be on the basis of equal value, and any party to the exchange may pay or accept cash, or furnish or accept other lands or properties, in order to equalize the value of the property exchanged.

Page 31084

(7) Hatfield unprinted amendment No. 793, striking the prohibition in the bill for interagency financing of boards, commissions, councils, committees, or similar groups (whether or not they are interagency entities) which do not have prior and specific statutory approval to receive financial support from more than one agency or instrumentality.

Page 31085

(8) DeConcini unprinted amendment No. 794, providing that none of the funds appropriated by the Act shall be used to impose or assess any tax due under Subchapter D of Chapter 32 of the Internal Revenue Code of 1954, as amended, sections 4161 and 4181, in all cases where less than 50 items are manufactured or produced per annum.

Page 31085

Pending is D'Amato unprinted amendment No. 795 (printed Amendment No. 1241), to add a new section which would prohibit use of funds to prepare, promulgate, or enforce any IRS regulation or ruling having the effect of limiting issuance of tax-

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exempt industrial development bonds until Congress enacts further legislation with regard thereto.

Page 31088

Pages 31073–31099

Department of Transportation Appropriations, 1982—Conference Report: Senate agreed to the conference report on H.R. 4209, appropriating funds for fiscal year 1982 for the Department of Transportation and related agencies. Senate concurred in the amendments of the House to Senate amendments numbered 5, 7, 8, 24, 25, 30, 46, 50, 54, 55, 58, 64, 66, 77, 78, 84, 90, 93, 99, 100, 101, 102, 103, and 104.

Pages 31099–31100

Confirmations: Senate confirmed the following nominations:

C. T. Conover, of California, to be Comptroller of the Currency.

James E. Burnett, Jr., of Arkansas, to be a Member of the National Transportation Safety Board.

Robert M. Garrick, of California, to be a Member of the Board of Directors of the Communications Satellite Corporation.

Bobby Jack Thompson, of New York, to be Administrator of the United States Fire Administration.

Myer Rashish, of the District of Columbia, to be Alternate Governor of the International Bank for Reconstruction and Development, of the Inter-American Development Bank, of the Asian Development Bank, and of the African Development Fund.

Clarence E. Hodges, of Maryland, to be Chief of the Children's Bureau, Department of Health and Human Services.

354 Army nominations in the rank of General.

86 Navy nominations in the rank of Admiral.

56 Air Force nominations in the rank of General.

Routine lists of nominations in the Army, Navy, and Air Force.

Pages 31115–31120

Nominations: Senate received the following nominations:

Danny L. McDonald, of Oklahoma, to be a Member of the Federal Election Commission.

Kenneth E. Moffett, of Maryland, to be Federal Mediation and Conciliation Director.

Herbert E. Ellingwood, of California, to be a Member and to be Chairman of the Merit Systems Protection Board.

Page 31115

Messages From the President: Page 31104

Messages From the House: Page 31105

Measures Referred: Page 31105

Measures Ordered Placed on Calendar: Page 31105

Communications: Pages 31105–31106

Statements on Introduced Bills: Pages 31107–31109

Amendments Submitted for Printing: Page 31109

Notices of Hearings: Page 31109

Committee Authority To Meet: Page 31109

Additional Statements: Pages 31109–31115

Nominations: Page 31115

Confirmations: Pages 31115–31120

Recess: Senate convened at 12 noon and recessed at 4:09 p.m. until 10 a.m., on Tuesday, December 15, 1981. (For Senate's program see remarks of Senator Baker in today's Record on page 31115.)

Committee Meetings

NOMINATION

Committee on Agriculture, Nutrition, and Forestry: Committee concluded hearings on the nomination of Kalo A. Hineman, of Kansas, to be a Commissioner of the Commodity Futures Trading Commission, after the nominee, who was introduced by Senator Kassebaum, testified and answered questions in his own behalf.

U.S. STOCKPILES

Committee on Armed Services: Subcommittee on Preparedness held hearings to review pending stockpile matters, receiving testimony from Senator McClure; Paul K. Krueger, Director, Resources Preparedness Division, Federal Emergency Management Agency; Roy Markon, Commissioner, Federal Property Resources Services, General Services Administration; and Michael Calingaert, Deputy Assistant Secretary of State for International Resources and Food Policy.

Subcommittee will meet again on Wednesday, December 16.

BUSINESS MEETING

Committee on Finance: Committee held a business meeting on miscellaneous tax provisions relating to the family rental tax, judicial survivors annuities, taxation of State judicial plans, tax treatment of business development companies, W–2 forms, income taxes from seamen's wages, FUTA tax exemption to fishermen, involuntary conversions of broadcast property, research and development expenditures, reforestation funds, installment payments of estate taxes, oil shale credits, and trade adjustment assistance. The committee agreed to offer amendments relating to the aforementioned tax provisions to H.R. 4717, further deferring the effective date of the requirement that certain corporations treat the LIFO (last-in, first-out) recapture amount with respect to distributed inventory assets as gain from the sale of such assets, as contained in the Crude Oil

Windfall Profit Tax Act (P.L. 96–223), pending in the House.

A press release summarizing the committee's action will be available in the committee office in 2227 Dirksen Office Building.

U.S. POLICY—CENTRAL AMERICA

Committee on Foreign Relations: Subcommittee on Western Hemisphere Affairs began hearings to review U.S. policy in Central America, receiving testimony from Thomas O. Enders, Assistant Secretary of State for Inter-American Affairs.

Hearings continue tomorrow.

NOMINATION

Committee on the Judiciary: Committee concluded hearings on the nomination of Stanley S. Harris, to be U.S. Attorney for the District of Columbia, after the nominee testified and answered questions in his own behalf. Testimony was also received from Ron Drake, Logan Circle Community Association, Washington, D.C.

FREEDOM OF INFORMATION

Committee on the Judiciary: Subcommittee on the Constitution approved for full committee consideration with an amendment in the nature of a substitute S. 1730, revising certain provisions of the Freedom of Information Act by providing protectable interest in national security information, law enforcement investigations, business confidentiality, and personal property.

BLACK LUNG FUND

Committee on Labor and Human Resources: Subcommittee on Labor held hearings on S. 1922, providing for a tax increase on underground and surface coal to restore the Black Lung Disability Trust Fund, receiving testimony from Representative Erlenborn; Robert B. Collyer, Deputy Under Secretary, Employment Standards Administration, Department of Labor; Michael Buckner, United Mine Workers, Bruce Watzman, National Coal Association, and Frederick L. Webber and Ronald Clements, both of the Edison Electric Institute, all of Washington, D.C.; and Andrew Kalmykow, New York City, J. Howard Bunn, Chicago, Illinois, and Tom O'Day, Washington, D.C., all on behalf of the American Insurance Association.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 14 public bills, H.R. 5202–5215; 1 private bill, H.R. 5216; and 6 resolutions, H.J. Res. 376, H. Con. Res. 237–239, and H. Res. 303 and 304 were introduced.

Pages 31216–31217

Bills Reported: Reports were filed as follows:

H.R. 1486, to establish the Protection Island National Wildlife Refuge, Jefferson County, State of Washington, amended (H. Rept. 97–403);

H.R. 4961, Miscellaneous Revenue Act of 1981, amended (H. Rept. 97–404);

H.R. 4717, to amend the effective date provision of section 403(b)(3) of the Windfall Profit Tax Act of 1980 (Public Law 96–223) to further defer the effective date of certain provisions providing for the recognition as income of LIFO inventory amounts, amended (H. Rept. 97–405);

H.R. 5159, Black Lung Benefits Revenue Act of 1981 (H. Rept. 97–406);

H. Res. 303, waiving certain points of order against the conference report on S. 884, to revise and extend programs to provide price support and production incentives for farmers to assure an abundance of food and fiber (H. Rept. 97–407);

Conference report on H.R. 4503, to amend the Federal Water Pollution Control Act to authorize funds for fiscal year 1982 (H. Rept. 97–408); and

Conference report on H.R. 4331, to amend the Omnibus Reconciliation Act of 1981 to restore minimum benefits under the Social Security Act (H. Rept. 97–409).

Page 31216

Foreign Assistance Appropriations: House disagreed to the Senate amendments to H.R. 4559, making appropriations for Foreign Assistance and related programs for the fiscal year ending September 30, 1982; and agreed to a conference. Appointed as conferees: Representatives Long of Maryland, Obey, Yates, McHugh, Lehman, Wilson, Dixon, Gray, Whitten, Kemp, Edwards of Oklahoma, Livingston, Lewis, Porter, and Conte.

Page 31123

Department of Defense Appropriations: House disagreed to the Senate amendments to H.R. 4995, making appropriations for the Department of Defense for the fiscal year ending September 30, 1982; and agreed to a conference. Appointed as conferees: Representatives Addabbo, Chappell, Murtha, Dicks, Wilson, Hefner, Ginn, Whitten, Edwards of Alabama, Robinson, McDade, Young of Florida, and Conte.

Agreed to a motion to instruct House conferees to insist on the House funding levels for procurement (title IV) and research, development, test, and evaluation (title V); and

Agreed to a motion that the conference committee meetings on H.R. 4995 be closed to the public at such times as classified national security information

is under consideration (agreed to by a yea-and-nay vote of 359 yeas to 1 nay, Roll No. 357).

Conferees received permission to have until midnight Tuesday, December 15, to file a conference report on H.R. 4995; and it was made in order to consider the conference report and any amendments in disagreement at any time after the report is filed.

Pages 31123–31128

Late Reports: Conferees received permission to have until midnight tonight to file a conference report on H.R. 4331, to amend the Omnibus Reconciliation Act of 1981 to restore minimum benefits under the Social Security Act; and

Conferees received permission to have until midnight tonight to file a conference report on S. 1196, International Security and Development Cooperation Act of 1981.

Pages 31129–31130

Marine Sanctuaries: House agreed to the Senate amendment to the House amendments to S. 1003, to amend title III of the Marine Protection, Research, and Sanctuaries Act of 1972, as amended, to authorize appropriations for such title for fiscal years 1982 and 1983—clearing the measure for the President.

Pages 31134–31135

Transportation Appropriations: House agreed to the conference report on H.R. 4209, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1982.

House receded from its disagreement and concurred in Senate amendments numbered 15, 20, 31, 53, 56, 67, and 89.

House receded from its disagreement and concurred, with amendment, in Senate amendments numbered 5, 7, 8, 24, 25, 30, 46, 50, 54, 55, 58, 64, 66, 77, 78, 84, 90, 93, 99, 100, 101, 102, 103, and 104—clearing the measure for Senate action.

Pages 31135–31146

District of Columbia Bond Authority: Legislation pertaining to the District of Columbia was in order, and the House called up, considered, and passed H.R. 4910, amended, to amend the District of Columbia Self-Government and Governmental Reorganization Act and the charter of the District of Columbia with respect to the provisions allowing the District of Columbia to issue general obligation bonds and notes and revenue bonds, notes, and other obligations (passed by a yea-and-nay vote of 375 yeas to 6 nays, Roll No. 358).

Pages 31146–31154

Coast Guard Authorization: By a yea-and-nay vote of 391 yeas to 2 nays, Roll No. 360, the House passed H.R. 2559, to authorize appropriations for the Coast Guard for fiscal year 1982.

Agreed to the committee amendment in the nature of a substitute.

Agreed To:

An amendment that authorizes the Secretary to lease housing facilities to be used as quarters for single Coast Guard personnel who are on sea duty or duty at remote offshore Coast Guard stations;

An amendment that states the appreciation of Congress to those who participated in the saving of the lives of the passengers aboard the motor vessel *Prisendam* off the coast of Alaska on October 4, 1980;

A clarifying amendment;

An amendment, as amended, that assures that sufficient funds shall be available to continue in operation a Coast Guard research and development center through the end of fiscal year 1982 providing that the Coast Guard submits its program plan to the appropriate committees for approval; and that requires the fiscal year 1982 end of year personnel strength to be at least 5,484; and

An amendment that makes the provisions pertaining to disability pay effective beginning on or after the enactment of this Act.

Rejected:

An amendment that sought to reduce the authorizations for operation and maintenance by $93.6 million; navigation aid, shore facilities, vessels, and aircraft by $41 million; alteration or removal of bridges by $9.5 million; and research and development by $15 million;

An amendment to the previous amendment that sought to prohibit use of funds to operate certain specified Coast Guard facilities (rejected by a recorded vote of 389 noes with 2 voting "present", Roll No. 359); and

An amendment that sought to prohibit use of funds to train or facilitate the training of the Coast Guard of South Africa or any military personnel of South Africa.

Subsequently, this passage was vacated and S. 831, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed.

The Clerk was authorized to correct section numbers, cross references, and punctuation in the engrossment of the House amendment to S. 831.

Pages 31154–31172

Late Reports: Conferees received permission to have until midnight tonight to file a conference report on H.R. 4503, to amend the Federal Water Pollution Control Act to authorize funds for fiscal year 1982; and

Committee on Merchant Marine and Fisheries received permission to have until 5 p.m. on Thursday, December 31, to file reports on H.R. 3620, to transfer certain Federal property to the city of Hoboken, New Jersey; H.R. 3637, to provide for jurisdiction over common carriers by water engaging in foreign commerce to and from the United States utilizing

ports in nations contiguous to the United States; and H.R. 4627, to establish a national policy of authorizing, promoting, financing, and facilitating, on a priority and expedited basis, the operation, maintenance, and improvement of deep-draft commercial ports in the United States.

Page 31172

Standby Petroleum Emergency Authority: By a yea-and-nay vote of 244 yeas to 136 nays, Roll No. 362, the House passed H.R. 4700, to amend the Energy Policy and Conservation Act to authorize the President to control oil supplies and prices in the event of a severe petroleum supply interruption.

Agreed to the committee amendment in the nature of a substitute.

Agreed to an amendment that provides for the collection of information on the pricing, supply, and distribution of petroleum products at the wholesale and retail levels, on a State-by-State basis.

Subsequently, this passage was vacated and S. 1503, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill.

House insisted on its amendments to S. 1503, and asked for a conference. Appointed as conferees: Representatives Dingell, Sharp, Moffett, Broyhill, and Corcoran.

H. Res. 288, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 272 yeas to 113 nays, Roll No. 361.

Pages 31172–31193

Farm Credit Administration Regulations: House passed and cleared for the President S. 1948, to permit to become effective certain Farm Credit Administration regulations which expand the authority of financing institutions, other than Farm Credit System institutions, to borrow from and discount with Federal intermediate credit banks.

Pages 31193–31194

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 31215

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 31216.

Quorum Calls—Votes: Five yea-and-nay votes and one recorded vote developed during the proceedings of the House today and appear on pages 31127–31128, 31152–31153, 31162–31163, 31170–31171, 31175, 31190–31191. There were no quorum calls.

Adjournment: Adjourned at 7:37 p.m.

NONFERROUS SMELTERS

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on nonferrous smelters provisions of the Clean Air Act. Testimony was heard from Richard D. Wilson, Director, Office of Air, Noise and Radiation Enforcement, EPA and public witnesses.

NUCLEAR SAFETY

Committee on Government Operations: Subcommittee on Environment, Energy, and Natural Resources held a hearing on Nuclear Safety: Is NRC Enforcement Working? Testimony was heard from the following officials of the NRC: Nunzio Palladino, Chairman and Peter A. Bradford, Commissioner.

OVERSIGHT

Committee on Interior and Insular Affairs: Subcommittee on Oversight and Investigations held an oversight hearing on OCS area-wide Environmental Impact Statements. Testimony was heard from the following officials of the Bureau of Land Management, Department of the Interior: Donald Truesdell, Acting Assistant Director for Offshore Energy and Mineral Resources; Dr. Piet DeWitt, Chief, Environmental Studies Branch and Bill Van Horn, Chief, Environmental Assessment Branch; Donald Boesch, Chairman, Outer Continental Shelf Advisory Committee, Department of the Interior; Dr. Donald Malins, Director, Environmental Conservation Division, Northwest and Alaska Fisheries Services, NOAA, Department of Commerce and public witnesses.

CRIMINAL CODE REVISION ACT

Committee of the Judiciary: Subcommittee on Criminal Justice continued hearings on H.R. 4711, Criminal Code Revision Act of 1981, and a similar bill H.R. 1647. Testimony was heard from public witnesses.

AGRICULTURE AND FOOD ACT

Committee on Rules: Granted a rule waiving clause 3, Rule XXVIII against the consideration of the conference report on S. 884, Agriculture and Food Act of 1981. Testimony was heard from Representatives de la Garza, Smith of Iowa, Foley, Peyser, Heftel, Lundine, Wampler, Findley and Jeffords.

TAXPAYER PRIVACY ISSUES

Committee on Ways and Means: Subcommittee on Oversight held a hearing on taxpayer privacy issues. Testimony was heard from Senator Nunn; Representative Hansen of Idaho; Edward Schmults, Deputy Attorney General, Department of Justice; William J. Anderson, Director, General Government Division, GAO; David Glickman, Deputy Assistant Secretary for Tax Policy, Department of the Treasury; Roscoe L. Egger, Commissioner, IRS, Department of the Treasury and public witnesses.

U.S. TRADE POLICY

Committee on Ways and Means: Subcommittee on Trade continued oversight hearings on U.S. Trade Policy. Testimony was heard from public witnesses.

Hearings continue tomorrow.

Joint Meetings

Joint Hearing: Senate Committee on Commerce, Science, and Transportation and House Committee on Energy and Commerce concluded joint hearings on the proposed purchase of Marathon Oil Company by Mobil Corporation, after receiving testimony from William Baxter, Assistant Attorney General, Antitrust Division, Department of Justice; Thomas Campbell, Director, Bureau of Competition, Federal Trade Commission; Walter Adams, Michigan State University, East Lansing; and Charles H. Barre, Marathon Oil Company, Findlay, Ohio.

SOCIAL SECURITY—MINIMUM BENEFITS

Conferees agreed to file a conference report on H.R. 4331, restoring minimum benefits under the Social Security Act.

APPROPRIATIONS—DEFENSE

Conferees continued in evening session to resolve the differences between the Senate- and House-passed versions of H.R. 4995, appropriating funds for fiscal year 1982 for the Department of Defense.

INTERNATIONAL SECURITY AND DEVELOPMENT COOPERATION

Conferees continued in evening session to resolve the differences between the Senate- and House-passed versions of S. 1196, authorizing funds for fiscal year 1982 for certain foreign development and security assistance programs, for the Peace Corps, separating the Peace Corps from the ACTION Agency, and prohibiting the provisions of military personnel to and the furnishing of security assistance to El Salvador.

♦♦♦♦♦♦♦♦♦♦♦♦

Tuesday, December 15, 1981

Senate

Chamber Action

Routine Proceedings, pages 31253–31373, 31373–31426

Bills Introduced: Twenty-three bills and nine resolutions were introduced, as follows: S. 1953–1975, S.J. Res. 136, and S. Res. 262–269.

Pages 31372–31373

Bills Reported: Reports were made as follows:

S. 1692, providing for the operation, maintenance, and construction of deep-draft channels and national harbors, with an amendment in the nature of a substitute. (S. Rept. No. 97–301)

S. 1957, providing for a tax increase on underground and surface coal to restore the Black Lung Disability Trust Fund.

Report to accompany S. 1131, requiring the Federal Government to pay interest on late payments to contractors (with additional views) (S. Rept. No. 97–302).

S. 326, prohibiting a refiner, other than an independent or small refiner, from operating a gas station in the United States, eliminating wholesale price provisions, eliminating the right of first refusal, and eliminating criminal penalties, with an amendment in the nature of a substitute. (S. Rept. No. 97–303)

S.J. Res. 117, designating the week of January 17 through January 23, 1982, as "National Jaycee Week."

S.J. Res. 134, designating 1982 as the "Year of Disabled Persons."

H.R. 4755, granting a Federal charter to the organization known as Former Members of Congress, with an amendment.

H.R. 4879, clarifying the treatment of international banking facility deposits for purposes of deposit insurance assessments and to remove certain limitations on the mortgage loan purchase authority of the Federal Home Loan Mortgage Corporation and the Federal National Mortgage Association, with amendments.

Pages 31371–31372

Measures Passed:

Disapproval of Budget Deferral Authority: Committees on Appropriations, the Budget, and the Judiciary were discharged from the further consideration of S. Res. 260, disapproving proposed deferral of budget authority (deferral numbered D82–193) for the Office of Justice Assistance, Research, and Statistics of the Department of Justice, and the measures were then agreed to.

Pages 31266–31267

American Bald Eagle: Senate passed S.J. Res. 121, designating the year 1982 as the "Bicentennial Year of the American Bald Eagle", and designating June 20, 1982, as "National Bald Eagle Day".

Pages 31279–31280

E. Michael Roll Post Office: Senate passed H.R. 4431, designating the post office in Forestville, Maryland, as the "E. Michael Roll Post Office."

Pages 31280–31281

National Cerebral Palsy Month: Senate passed S.J. Res. 118, designating the month of January, 1982, as "National Cerebral Palsy Month."

Page 31281

Documentation of Vessel to Engage in Coastwise Trade: Senate passed with an amendment H.R. 1797, providing for U.S. documentation of a specific vessel, the Captain Tom, entitling it to engage in coastwise trade.

Page 31281

Department of Commerce Position: Senate passed with an amendment S. 1808, establishing the position of Under Secretary of Commerce for Economic Affairs in the Department of Commerce.

Pages 31281–31282

Soviet Treatment of Paritsky family: Senate agreed to H. Con. Res. 215, expressing the sense of the Senate with respect to the imprisonment and treatment by the Soviet Union of the Paritsky family.

S. Con. Res. 47, Senate companion measure, was indefinitely postponed.

Pages 31292–31293

Interest to be Paid Contractors: Senate passed with an amendment S. 1131, requiring the Federal Government to pay interest on late payments to contractors.

Pages 31282–31287

District of Columbia Bond Authority: Senate passed H.R. 4910, clarifying certain provisions of the Home Rule Act relating to District of Columbia authority to fund capital projects through borrowing on the municipal bond market.

Pages 31288–31291

Expenditures for the Special Committee on Aging: Committee on Rules and Administration was discharged from further consideration of S. Res. 244, increasing the limitation on expenditures by the Special Committee on Aging for the procurement of Consultants, and the measure was then agreed to.

Page 31293

Payment of Gratuity: Senate agreed to S. Res. 263, authorizing payment of gratuity to survivors of deceased Senate employee.

Payment of Gratuity: Senate agreed to S. Res. 264, authorizing payment of gratuity to survivor of deceased Senate employee.

Page 31294

Testimony of Senate Employee: Senate agreed to S. Res. 265, authorizing testimony by Roy C. Myers, and representation by the Senate Legal Counsel in the cases of William P. Tavoulareas et al v. The Washington Post Co., et al, and William P. Tavoulareas, et al v. Philip Piro.

Pages 31294–31295

San Carlos Tribe of Arizona—Distribution of Judgment Funds: Senate passed S.J. Res. 136, validating the effectiveness of a plan for the use or distribution of funds appropriated to pay a judgment awarded to the San Carlos Tribe of Arizona.

Page 31310

Martial Law in Poland: By unanimous vote of 95 yeas, Senate agreed to S. Res. 268, relating to the imposition of martial law in Poland.

Pages 31326–31331

Osage Indian Mineral Interests: Senate passed H.R. 4926, authorizing the Secretary of the Army to acquire such oil, gas, coal, or other mineral interests owned by the Osage Tribe of Indians necessary for the construction of the Skiatook Lake, Osage County, Oklahoma.

Pages 31331–31332

Lac Courte Orielles Trust Funds: Senate passed H.R. 4894, providing for the disbursement of certain trust funds of the Lac Courte Orielles Band of Lake Superior Chippewa Indians of Wisconsin, after agreeing to Cohen unprinted amendment No. 796, in the nature of a substitute.

Pages 31332–31333

International Banking Facility Deposit Insurance Act: Senate passed with amendments H.R. 4879, clarifying the treatment of international banking facility deposits for purposes of deposit insurance assessments and to remove certain limitations on the mortgage loan purchase authority of the Federal Home Loan Mortgage Corporation and the Federal National Mortgage Association.

Pages 31333–31338

Export Administration Authorizations, 1982–83—Conference Report: By 67 yeas to 27 nays, Senate agreed to the conference report on H.R. 3567, authorizing funds for 1982 and 1983 to carry out the purposes of the Export Administration Act.

Pages 31263–31266

Social Security Minimum Benefits—Conference Report: By unanimous vote of 96 yeas, Senate agreed to the conference report on H.R. 4331, restoring minimum benefits under the Social Security Act.

Pages 31295–31309

Department of Agriculture Appropriations, 1982—Conference Report: By 75 yeas to 20 nays, Senate agreed to the conference report on H.R. 4119, appropriating funds for fiscal year 1982 for the Department of Agriculture and related agencies. Senate concurred in the amendments of the House to Senate amendments numbered 15, 23, 30, 35, 94, 112.

Pages 31311–31313

Military Construction Appropriations, 1982—Conference Report: By 96 yeas to 1 nay, Senate

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agreed to the conference report on H.R. 4241, appropriating funds for fiscal year 1982 for military construction programs of the Department of Defense. Senate concurred in the amendments of the House to Senate amendments numbered 11, 15 and 24.

Pages 31314-31315

Department of Defense Appropriations, 1982—Conference Report: By 93 yeas to 4 nays, Senate agreed to the conference report on H.R. 4995, appropriating funds for fiscal year 1982 for the Department of Defense. Senate concurred in the amendments of the House to Senate amendments numbered 24, 31, 36, 39, 40, 54, 55, 62, 67, 68, 72, 87, 89, 93, 96, 101, 107, 109, 110, 115, 116, 117, 118, and 120.

Pages 31315-31322

International Security and Development Cooperation Act of 1981—Conference Report: By 55 yeas to 42 nays, Senate agreed to the conference report on S. 1196, authorizing funds for fiscal year 1982 for certain foreign development and security assistance programs, for the Peace Corps, separating the Peace Corps from the ACTION Agency, and prohibiting the provision of military personnel to and the furnishing of security assistance to El Salvador.

Pages 31324-31326

Standby Petroleum Allocation Act: Senate disagreed to the amendments of the House to S. 1503, authorizing the President to allocate supplies of crude oil and petroleum products during a severe petroleum supply shortage, agreed to a conference with the House thereon, and the Chair appointed as conferees Senators McClure, Weicker, Domenici, Wallop, Warner, Jackson, Johnston, Ford, and Metzenbaum.

Pages 31287-31288

Physician Comparability Contracts: Senate concurred in the amendments of the House to S. 1551, extending the authority of Federal agencies to enter into service agreements providing comparability allowances for Government physicians.

Pages 31293-31294

Appointments by the President Pro Tempore: The Chair, on behalf of the President pro tempore, appointed Senators Hatfield, Mathias, D'Amato, Moynihan, Randolph, Ford, and Jackson to the Franklin Delano Roosevelt Joint Committee on Arrangements, pursuant to H. Con. Res. 220.

Page 31333

Executive Report: Senate received Executive Report as follows:

Treaty Doc. No. 97-10, Tax Convention (and Proposed Protocol) With Argentine Republic for the avoidance of double taxation and the prevention of fiscal evasion with respect to taxes on income and the encouragement of international trade and investment, with two reservations and an understanding. (Exec. Rept. No. 97-44)

Page 31372

Nominations: Senate received the following nominations:

John R. Bolton, of Virginia, to be an Assistant Administrator of the Agency for International Development.

Otto J. Reich, of Virginia, to be an Assistant Administrator of the Agency for International Development.

James Jay Jackson, of Texas, to be a Member of the Federal Home Loan Bank Board.

Routine lists in the Air Force, Navy, Coast Guard and Foreign Service.

Pages 31431-31434

Presidential Messages: Senate received the following messages from the President:

(1) Transmitting the 1980 Aeronautics and Space Report, which was referred to the Committee on Commerce, Science, and Transportation (PM-99).

(2) Transmitting the Annual Report on Pipeline Safety for calendar year 1980, which was referred to the Committee on Commerce, Science, and Transportation (PM-100).

(3) Transmitting the Eleventh Annual Report on Hazardous Materials Transportation for calendar year 1980, which was referred to the Committee on Commerce, Science, and Transportation (PM-101).

(4) Transmitting the Fifteenth Annual Report relating to Developments during 1980 relating to the Automotive Products Trade Act, which was referred to the Committee on Finance (PM-102).

Pages 31369-31370

Messages From the President: Page 31369

Messages From the House: Pages 31370-31371

Measures Referred: Page 31371

Measures Ordered Placed on Calendar: Page 31371

Statements on Introduced Bills: Pages 31374-31390

Notices of Hearings: Pages 31430-31431

Committee Authority To Meet: Page 31431

Additional Statements: Pages 31390-31426

Nominations: Pages 31431-31424

Record Votes: Seven record votes were taken today. (Total—491)

Pages 31266, 31309, 31312, 31314, 31322, 31326, 31331

Recess: Senate convened at 10 a.m., and recessed at 8:17 p.m., until 10 a.m., on Wednesday, December 16, 1981. (For Senate's program, see remarks of Senator Baker in today's Record on page 31431.)

Committee Meetings

NOMINATION

Committee on Agriculture, Nutrition, and Forestry: Committee ordered favorably reported the nomination of Kalo A. Hineman, of Kansas, to be a Commissioner of the Commodity Futures Trading Commission.

NOMINATION

Committee on Commerce, Science, and Transportation: Committee began consideration of the nomination of F. Keith Adkinson, of West Virginia, to be a Federal Trade Commissioner, but did not complete action thereon, and recessed subject to call.

MIDEAST SATELLITES

Committee on Foreign Relations: Committee met in closed session to discuss ARABSAT (Arab Satellite Organization), receiving testimony from officials of the Departments of State and Defense.

Committee recessed subject to call.

U.S. POLICY—CENTRAL AMERICA

Committee on Foreign Relations: Subcommittee on Western Hemisphere Affairs continued hearings to review U.S. policy in Central America, receiving testimony from Fred C. Ikle, Under Secretary of Defense for Policy.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following business items:

The nominations of Harold L. Ryan, to be U.S. District Judge for the District of Idaho, David L. Russell, to be U.S. District Judge for the Northern, Eastern and Western Districts of Oklahoma, Glenn L. Archer, Jr., of Virginia, to be Assistant Attorney General for the Tax Division, Department of Justice, Benjamin F. Baer, of California, to be a Commissioner, U.S. Parole Commission, Stanley S. Harris, to be U.S. Attorney for the District of Columbia, Richard C. Truner, to be U.S. Attorney for the Southern District of Iowa, Bruce R. Montgomery, to be U.S. Marshal for the Eastern District of Tennessee, Robert T. Keating, to be U.S. Marshal for the Eastern District of Wisconsin, and Donald W. Wyatt, to be U.S. Marshal for the District of Rhode Island;

S.J. Res. 117, designating the week of January 17 through January 23, 1982, as "National Jaycee Week";

S.J. Res. 134, designating 1982 as the "Year of Disabled Persons"; and

H.R. 4755, granting a Federal charter to the organization known as Former Members of Congress, with an amendment.

BUSINESS MEETING

Committee on Labor and Human Resources: Committee ordered favorably reported with an amendment in the nature of a substitute S. 234, encouraging the establishment of home health care programs and providing expanded coverage of home health services under the Medicare and Medicaid programs.

Committee also began consideration of S. 1182, improving the administration of the Longshoremen's and Harbor Workers' Compensation Act by removing certain inequities, reducing incentives for fraud and abuse, and assuring immediate compensation benefits and competent medical treatment for injured employees, but did not complete action thereon, and recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 22 public bills, H.R. 5217–5238; 2 private bills, H.R. 5239 and 5240; and 4 resolutions, H.J. Res. 377 and 378, H. Con. Res. 240, and H. Res. 305 were introduced.

Page 31621

Bills Reported: Reports were filed as follows:

H.R. 5016, to establish a Federal policy with resptct to the disposal of high-level radioactive waste from civilian nuclear activities, to provide for the construction, operation, and maintenance of waste disposal facilities, to provide for a program of nuclear waste and spent fuel research and development, amended (H. Rept. 97–411);

Report of the Committee on Government Operations entitled "Improving the Administration of the Civil Service Disability Retirement Program" (H. Rept. 97–412);

Conference report on S. 1196, to amend the Foreign Assistance Act of 1961 and the Arms Export Control Act to authorize appropriations for development and security assistance programs for the fiscal year 1982, to authorize appropriations for the Peace Corps for the fiscal year 1982 (H. Rept. 97–413);

H.R. 4353, to amend the Act entitled "An Act to establish a uniform Law on the Subject of Bankruptcies", approved November 6, 1978 (H. Rept. 97–414); and

H.R. 5116, to amend the Act of November 6, 1978, with respect to certain fees charged under the Banruptcy Act (H. Rept. 97–415).

Pages 31621–31622

Private Calendar: On the call of the Private Calendar, the House took the following actions:

Passed and sent to the Senate without amendment: H.R. 1841 and H.R. 2342.

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Passed and sent to the Senate, amended: H.R. 3126, H.R. 825, H.R. 1783, and S. Con Res. 43.

Passed over without prejudice: H.R. 1547 and H.R. 1352.

Agreed to: H. Res. 282.

Pages 31435-31437

Alien Residency: House agreed to H. Res. 293, opposing the granting of permanent residence in the United States to certain aliens.

Page 31437

International Security and Development: It was made in order to consider at anytime after the report is filed the conference report on S. 1196, the International Security and Development Cooperation Act of 1981.

Page 31443

Export Administration Authorization: It was made in order to consider at anytime after the report is filed the conference report on H.R. 3567, to authorize appropriations for the fiscal years 1982 and 1983 to carry out the purposes of the Export Administration Act of 1979.

Page 31443

Consent Calendar: On the call of the Consent Calendar, the House passed and sent to the Senate, amended, the following bills:

Navajo Tribe lands: H.R. 4001, to authorize the exchange of certain land held in trust by the United States for the Navajo Tribe;

Pascua Yaqui Tribe lands: H.R. 4364, to declare that the United States holds in trust for the Pascua Yaqui Tribe of Arizona certain land in Pima County, Arizona;

Chippewa Indians funds: H.R. 4894, to authorize the Secretary of the Interior to disburse certain trust funds of the Lac Courte Oreilles Bank of Lake Superior Chippewa Indians of Wisconsin;

Indian claims funds: H.R. 3731, to amend the act of October 19, 1973 (87 Stat. 466), relating to the use or distribution of certain judgment funds awarded by the Indian Claims Commission or the Court of Claims;

Indian lands: S. 478, to provide for the partitioning of certain restricted Indian land in the State of Kansas;

Alaska lands: H.R. 1281, to provide for the conveyance of certain lands in Alaska comprising trade and trade manufacturing site A—056802 without regard to the eighty-rod limitation provided by existing law;

California lands: H.R. 2475, to withdraw certain lands in Mono County, California, from settlement, sale, location, or entry for the purpose of protecting the watershed supplying water to the city of Los Angeles, and to rescind such withdrawal for certain other lands in Mono County, California;

Blyth Arena: H.R. 2863, to authorize the Secretary of Agriculture to sell the portion of the Tahoe National Forest known as Blythe Arena; and

California forest boundaries: H.R. 3433, to modify the boundaries of the San Juan and San Isabel National Forests in the State of Colorado.

Pages 31443-31447

Surface Transportation: House agreed to the amendment of the Senate, with an amendment, to H.R. 3210, to amend the Surface Transportation Assistance Act of 1978, to establish obligation limitations for fiscal year 1982.

Pages 31447-31463

Military Construction: House agreed to the conference report on H.R. 4241, making appropriations for military construction for the Department of Defense for the fiscal year ending September 30, 1982—clearing the measure for Senate action.

House receded and concurred in Senate amendment numbered 13.

House receded and concurred, with amendment, in Senate amendments numbered 11, 15, and 24.

Pages 31463-31466

DOD Appropriations: By a yea-and-nay vote of 334 yeas to 84 nays, Roll No. 363, the House agreed to the conference report on H.R. 4995, making appropriations for the Department of Defense for the fiscal year ending September 30, 1982—clearing the measure for Senate action.

House receded and concurred in Senate amendments numbered 34, 41, 57, 64, 71, 78, 84, and 85.

House receded and concurred, with amendment, in Senate amendments numbered 24, 31, 36, 39, 40, 54, 55, 62, 67, 68, 72, 87, 89, 93, 96, 101, 107, 109, 110, 115, 116, 117, 118, and 120.

Pages 31466-31492

Polish Citizens In U.S.: House agreed to H. Res. 304, expressing the sense of the House of Representatives that the President should seek a halt in any deportation proceedings involving Polish citizens until he determines that the political situation in Poland in stable.

Pages 31492-31496

Agriculture Appropriations: House agreed to the conference report on H.R. 4119, making appropriations for the Agriculture, Rural Development, and Related Agencies programs for the fiscal year ending September 30, 1982—clearing the measure for Senate action.

House receded and concurred in Senate amendments numbered 37, 38, 71, 82, 98, and 111.

House receded and concurred, with amendment, in Senate amendments numbered 15, 23, 30, 35, 94, and 112.

Pages 31497-31506

Suspensions: House voted to suspend the rules and pass the following bills:

Black lung benefits: H.R. 5159, to amend the Internal Revenue Code of 1954 to provide a temporary increase in the tax imposed on producers of coal;

Pages 31507-31513

Tax laws: H.R. 4961, amended, to make miscellaneous changes in the tax laws. Agreed to amend the title;

Pages 31515-31525

Windfall profit tax: H.R. 4717, amended, to amend the effective date provision of section 403(b)(3) of the Windfall Profit Tax Act of 1980 (Public Law 96-223) to further defer the effective date of certain provisions providing for the recognition as income of LIFO inventory amounts. Agreed to amend the title;

Pages 31535-31530

Crater Lake National Park: S. 1119, amended, to correct the boundary of Crater Lake National Park in the State of Oregon;

Pages 31530-31532

Osage Indians: H.R. 4926, amended, to authorize the Secretary of the Army to acquire, by purchase or condemnation, such interests in oil, gas, coal, and other minerals owned or controlled by the Osage Tribe of Indians as are needed for Skiatook Lake, Oklahoma;

Pages 31532-31534

Florida wilderness: H.R. 9, amended, to designate components of the National Wilderness Preservation System in the State of Florida;

Pages 31534-31538

Czechoslovakian claims: H.R. 5125, amended, to provide for the final settlement of certain claims against Czechoslovakia. Subsequently, this passage was vacated and S. 1946, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed;

Pages 31538-31546

Commission on Wartime Relocation and Internment of Civilians: H.R. 5021, to extend the date for the submission to the Congress of the report of the Commission on Wartime Relocation and Internment of Civilians;

Pages 31547-31548

Federal tort claims: H.R. 3799, amended, to amend title 28, United States Code, to provide that the Federal tort claims provisions of that title are the exclusive remedy in medical malpractice actions and proceedings resulting from federally authorized National Guard training activities. Agreed to amend the title;

Pages 31548-31551

Protection Island: H.R. 1486, amended, to establish the Protection Island National Wildlife Refuge, Jefferson County, State of Washington;

Pages 31578-31580

Fishermen's contingency fund: H.R. 3816, amended, to improve the operation of the Fishermen's Contingency Fund established to compensate commercial fishermen for damages resulting from oil and gas exploration, development, and production in areas of the Outer Continental Shelf; and

Pages 31580-31584

Bandon Marsh: H.R. 2241, amended, to provide for the establishment of the Bandon Marsh National Wildlife Refuge, Coos County, State of Oregon. Agreed to amend the title.

Pages 31584-31587

Outside Income: House agreed to H. Res. 305, amending the Rules of the House of Representatives to increase the amount of outside earned income which a Member may accept. Subsequently, objection was heard to vacate the proceedings of the consideration of the resolution.

Page 31529

Late Report: Conferees received permission to have until midnight tonight to file a conference report on H.R. 4559, making appropriations for Foreign Assistance and related programs for the fiscal year ending September 30, 1982.

Page 31547

Suspensions: It was made in order to consider motions to suspend the rules on Wednesday, December 16.

Page 31546

Recesses: It was made in order for the Speaker to declare recesses at anytime on Wednesday, December 16.

Page 31546

Convening Date: House passed H.J. Res. 377, providing for the convening of the second session of the Ninety-seventh Congress.

Page 31546

Late Reports: Committee on the Judiciary received permission to file sundry reports after the adjournment of the first session of the Ninety-seventh Congress.

Page 31546

Polish Solidarity Movement: House agreed to H. Con. Res. 240, reaffirming the support of the Congress of the United States for the people of Poland.

Pages 31490-31492

Presidential Messages: Received and read the following Presidential messages:

Pipeline safety: Message transmitting the Annual Report on Pipeline Safety for calendar year 1980—referred to the Committees on Energy and Commerce and Public Works and Transportation;

Automotive products: Message transmitting the fifteenth annual report of the Automotive Products Trade Act development during 1980—referred to the Committee on Ways and Means;

Aeronautics and space: Message transmitting the 1980 Aeronautics and Space Report—referred to the Committee on Science and Technology; and

Hazardous materials: Message transmitting the Eleventh Annual Report on Hazardous Materials Transportation for calendar year 1980—referred to the Committees on Energy and Commerce, Merchant Marine and Fisheries, and Public Works and Transportation.

Pages 31590-31592

Referrals: Four Senate-passed measures were referred to the appropriate House committees.

Page 31620

Quorum Calls—Votes: One yea-and-nay vote developed during the proceedings of the House today and appears on page 31487. There were no quorum calls.

Adjournment: Adjourned at 7:45 p.m.

Committee Meetings

SOVIET MILITARY SPACE ACTIVITIES

Committee on Armed Services: Subcommittee on Investigations met in executive session to receive a classified briefing on Soviet military space activities. The Subcommittee was briefed by the following officials of the Office of Scientific Weapons Research, CIA: Wayne Boring, Director and Wayne Andrews and Julian Nall.

BUDGET CUTS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development held a hearing on effects of Budget cuts on Cities. Testimony was heard from the following Mayors: Helen Boosalis, Lincoln, Nebraska; Charles Royer, Seattle, Washington; Joseph Riley, Charleston, South Carolina; Hugh Guinn, Casa Grande, Arizona and Michael O'Laughlin, Niagara Falls, New York.

OVERSIGHT

Committee on the District of Columbia: Subcommittee on Judiciary and Education held an oversight hearing on the effect of the reduction in Federal funding for Legal Service programs in the District of Columbia. Testimony was heard from public witnesses.

NATIONAL PETROLEUM SUPPLY EVALUATION ACT

Committee on Energy and Commerce: Subcommittee on Fossil and Synthetic fuels approved for full Committee action as amended H.R. 4930, National Petroleum Supply Evaluation Act of 1981.

INSURANCE COMPANY INVESTMENTS ABROAD

Committee on Energy and Commerce: Subcommittee on Commerce, Transportation, and Tourism held a hearing on insurance company investments abroad. Testimony was heard from public witnesses.

OVERSIGHT

Committee on Energy and Commerce: Subcommittee on Health and the Environment held an oversight hearing on "Increase in Hospital Costs: Is the Voluntary Effort Working?" Testimony was heard from Representative Gephardt; Alice M. Rivlin, Director, CBO and public witnesses.

SATELLITE COMMUNICATIONS

Committee on Energy and Commerce: Subcommittee on Telecommunications, Consumer Protection, and Finance held a hearing on issues in Satellite Communications and direct broadcast satellites. Testimony was heard from public witnesses.

LATIN AMERICA AND CARIBBEAN ECONOMIC ASSISTANCE PROPOSALS

Committee on Foreign Affairs: Subcommittee on Inter-American Affairs held a hearing on review of revised fiscal year 1982 economic assistance proposals for Latin America and the Caribbean. Testimony was heard from M. Peter McPherson, Administrator, AID.

ELECTION DAY PRACTICES

Committee on House Administration: Held a hearing on legislative proposals which are aimed at altering election day practices. Testimony was heard from Representatives Biaggi, Danielson and Williams of Montana and public witnesses.

ROYALTY MANAGEMENT SYSTEM—GEOLOGICAL SURVEY

Committee on Interior and Insular Affairs: Subcommittee on Mines and Mining and the Subcommittee on Oversight and Investigations continued joint hearings on the Royalty Management System of the U.S. Geological Survey. Testimony was heard from Perry Pendley, Assistant Secretary for Energy and Minerals, Department of the Interior and J. Dexter Peach, Director, Energy and Minerals Division, GAO.

OVERSIGHT—OFFICE OF TERRITORIAL AND INTERNATIONAL AFFAIRS

Committee on Interior and Insular Affairs: Subcommittee on Public Lands and National Parks and the Subcommittee on Insular Affairs continued joint oversight hearings on the Office of Territorial and International Affairs, Department of the Interior. Testimony was heard from Delegate Sunia; Franklin J. Vargo, Deputy Assistant Secretary for Policy,

Planning, and Analysis, International Trade Administration, Department of Commerce; Robert J. Ryan, Jr., Coordinator, Caribbean Basin Initiative, Department of State and from the following officials of the Department of the Interior: Pedro Sanjuan, Assistant Secretary for Territorial and International Affairs and Diane Morales, Deputy Assistant Secretary for Territorial and International Affairs.

OVERSIGHT-INTELLIGENCE POLICIES

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued oversight hearings on Intelligence Policy and the rights of Americans (Executive Order on Intelligence). Testimony was heard from public witnesses.

3R HIGHWAY PROGRAM

Committee on Public Works and Transportation: Subcommittee on Investigations and Oversight continued hearings on issues related to the Federal Highway Administration's notice of proposed Rulemaking "Design Standards for Highways: Resurfacing, Restoration and Rehabilitation of Streets and Highways other than Freeways." Testimony was heard from the following officials of the Federal Highway Administration, Department of Transportation: Ray A. Barnhart, Jr., Administrator; Lester P. Lamm, Executive Director; David K. Phillips, Director, Office of Engineering; Dr. Samuel Tignor, Chief, Systems Requirement and Evaluation Group, Office of Research and Julie Cirillo, Chief, Safety Design Group, Office of Research.

ENERGY INFORMATION AND RATIONAL PUBLIC POLICY DECISIONS

Committee on Science and Technology: Subcommittee on Energy Research and Production held a hearing on Energy Public Information and Rational Public Policy Decisions. Testimony was heard from the following officials of the Department of Energy: Robert C. Odle, Jr., Assistant Secretary for Congressional, Intergovernmental and Public Affairs, and Dr. Shelby Brewer, Assistant Secretary for Nuclear Energy and public witnesses.

GREAT LAKES PROTECTION ACT

Committee on Science and Technology: Subcommittee on Natural Resources, Agriculture Research and Environment held a hearing on H.R. 3600, Great Lakes Protection Act of 1981. Testimony was heard from Representative Blanchard; Thomas Anderson, Representative, State Legislature, Michigan, and public witnesses.

SAFE HARBOR LEASING

Committee on Ways and Means: Subcommittee on Oversight held a hearing on the safe harbor leasing provisons of the Economic Recovery Tax Act of 1981. Testimony was heard from John E. Chapoton, Assistant Secretary for Tax Policy, Department of the Treasury, and public witnesses.

U.S. TRADE POLICY

Committee on Ways and Means: Subcommittee on Trade continued oversight hearings on U.S. Trade Policy. Testimony was heard from public witnesses.

Hearings continue tomorrow.

Joint Meetings

APPROPRIATIONS—FOREIGN ASSISTANCE

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 4559, appropriating funds for fiscal year 1982 for foreign assistance and related programs.

INTERNATIONAL SECURITY AND DEVELOPMENT COOPERATION

Conferees, on Monday, December 14, agreed to file a conference report on S. 1196, authorizing funds for fiscal year 1982 for certain foreign development and security assistance programs, for the Peace Corps, separating the Peace Corps from the ACTION Agency, and prohibiting the provisions of military personnel to and the furnishing of security assistance to El Salvador.

APPROPRIATIONS—DEFENSE

Conferees, on Monday, December 14, agreed to file a conference report on H.R. 4995, appropriating funds for fiscal year 1982 for the Department of Defense.

♦♦♦♦♦♦♦♦♦♦♦

Wednesday, December 16, 1981

Senate

Chamber Action

Routine Proceedings, pages 31895–32034, 32035–32131, 32132–32221

Bills Introduced: Thirty bills and fifteen resolutions were introduced, as follows: S. 1976–2005, S. J. Res. 137, S. Con. Res. 54–58, and S. Res. 270–279.

Page 32155–32158

Bills Reported: Reports were made as follows:

S.J. Res. 111, consenting to an extension and renewal of the interstate compact to conserve oil and gas (S. Rept. No. 97–304).

Report to accompany S. 1080, improving and modifying the Federal Regulatory process (S. Rept. No. 97–305).

Report to accompany H.R. 4755, granting a Federal charter to the organization known as Former Members of Congress (S. Rept. No. 97–306).

Page 32155

Measures Passed:

U.S. Capitol Grounds Regulations: Senate passed S. 1976, clarifying the authority of the U.S. Capitol police to extend protection beyond the Capitol grounds subject to the direction of the Capitol Police Board.

Page 31956

Water Supply Storage: Committee on Environment and Public Works was discharged from further consideration of H.R. 779, authorizing the Secretary of the Army to contract with the Tarrant County Water Control and Improvement District and the City of Weatherford, Texas, for the use of water supply storage in Benbrook Reservoir, and the measure was passed, after agreeing to Abdnor unprinted amendment No. 797, modifying certain authorities under the responsibility of the Army Corps of Engineers.

Pages 31957–31958

Black Lung Benefits: By 63 yeas to 30 nays, Senate passed H.R. 5159, providing for a tax increase on underground and surface coal to restore the Black Lung Disability Trust Fund, after agreeing to amendments proposed thereto, as follows:

(1) By 56 yeas to 36 nays, Dole modified unprinted amendment No. 798, in the nature of a substitute.

Page 31958

(2) By 46 yeas to 44 nays, Dole unprinted amendment No. 799 (to modified unprinted amendment No. 798), perfecting, relating to travel expenses while away from home.

Page 31974

(3) Hatch unprinted amendment No. 800, providing eligibility standards and effective dates.

Page 31976

S. 1957, Senate companion measure, was indefinitely postponed.

Pages 31958–31982

National Jaycee Week: Senate passed S. J. Res. 117, designating the week of January 17 through January 23, 1982, as "National Jaycee Week."

Page 31992

Year of Disabled Persons: Senate Passed S. J. Res. 134, designating 1982 as the "Year of Disabled Persons."

Pages 31991–31991

Former Members of Congress: Senate passed with an amendment H.R. 4755, granting a Federal charter to the organization known as Former Members of Congress.

Pages 31992–31993

National Guard/Tort Claims: Committee on the Judiciary was discharged from further consideration of H.R. 3799, making the Federal tort claims procedure the exclusive remedy in medical malpractice actions resulting from Federally authorized National Guard training activities, and the measure was then passed.

S. 267, Senate companion measure was Indefinitely postponed.

Pages 31993–31995

State and Local Government Cost Estimate Act of 1981: Committees on the Budget and Governmental Affairs were discharged from further consideration of H.R. 1465, requiring the Congressional Budget Office to prepare a cost estimate of House and Senate reported legislation which has certain economic consequences to State and local governments in compliance with such legislation, and the measure was passed.

S. 43, Senate companion measure, and S. Res. 160, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration thereof, were indefinitely postponed.

Pages 32002–32006

Immigration and Nationality Act Amendments: Senate passed H.R. 4327, reforming the immigration laws regarding entry for nonacademic study, status of children, deportation, foreign medical personnel, reentry permits, reclassification and status adjustment, resident alien reporting requirements, naturalization procedures, automatic citizenship of adopted children, and naturalization court fees, after agreeing to Stevens (for Simpson) unprinted amendment No. 804, of a technical and clarifying nature.

Pages 32006–32009

Printing of Economic Recovery Act Explanation: Senate agreed to S. Con. Res. 54, providing for the printing of 3,000 copies of the General Explanation of the Economic Recovery Tax Act of 1981.

Pages 32009–32010

Corrections of Enrollment: Senate agreed to S. Con. Res. 55, authorizing the Secretary of the Senate to make technical corrections in the enrollment of S. 884, authorizing funds for fiscal years 1982 through 1985 for commodity price support programs administered by the Department of Agriculture, for agriculture research, soil conservation, and agriculture exports.

Page 32010

Printing of Committee Print: Senate agreed to S. Con. Res. 56, authorizing the reprinting of the committee print entitled "Investigation of Senator Harrison A. Williams, Jr."

Page 32010

Miscellaneous Revenue Act of 1981: Senate passed H.R. 4717, amending the effective date provision of

section 402(b)(3) of the Windfall Profit Tax Act of 1980 (P.L. 96–223) to further defer the effective date of certain provisions providing for the recognition as income of LIFO inventory amounts, after taking action on amendments proposed thereto, as follows:

Adopted

(1) Dole unprinted amendment No. 805, in the nature of a substitute.

Page 32061

(2) DeConcini modified unprinted amendment No. 807, delaying the effective date for 3 years of the amendments made by the Bankruptcy Tax Act of 1980 relating to discharge of indebtedness.

Page 32081

(3) Gorton unprinted amendment No. 808, providing for Medicare enrollment period for individuals formerly eligible for benefits under the Public Health Service Act.

Page 32082

(4) Metzenbaum unprinted amendment No. 809, limiting the use of tax-exempt industrial development bonds.

Page 32083

(5) Grassley unprinted amendment No. 811, providing that certain amounts transferred to State unemployment funds will continue to be available for payment of administrative expenses; removing the age limitation on the exemption from the Federal Unemployment Tax by students; and extending the exemption from Federal Unemployment Tax Act on wages paid to certain alien farm workers.

Page 32086

(6) Dole unprinted amendment No. 812, increasing the amount of mortgage interest limitation, providing for disposition of non-mortgage investment in case of loss, and providing for industrial development bonds for certain residential rental property.

Page 32088

(7) Dole unprinted amendment No. 814, of a technical and clarifying nature.

Page 32100

(8) Cannon-Laxalt unprinted amendment No. 816, reducing the excise taxes on wagering authorized under state law.

Page 32102

Rejected:

(1) Hart-Kennedy modified unprinted amendment No. 813, to provide that the President should now act to impose a ban on the import of Libyan oil into the United States; that the President should actively urge all nations, including our European allies and Japan, to strengthen their cooperation against international terrorism, and coordinate international measures to establish and maintain a total prohibition of all imports of Libyan oil, in order to bring to the earliest possible end the international terrorist practices of the current Libyan regime. (By 57 yeas to 34 nays, Senate tabled the amendment.)

Page 32091

(2) Melcher unprinted amendment No. 815, to cap the amount of interest that can be imputed by the Internal Revenue Service under Section 483 of the Code on certain qualified property. (By 48 yeas to 43 nays, Senate tabled the amendment.)

Page 32101

Senate insisted upon its amendments, requested a conference with the House thereon, and appointed as conferees Senators Dole, Packwood, Wallop, Long, and Harry F. Byrd, Jr. Page 32104

Pages 32060–32104

Notification of President: Senate agreed to S. Res. 271 appointing a committee to notify the President concerning the proposed adjournment of the session.

Page 32100

Commemoration of Birth of Martin Luther King, Jr.: Senate agreed to H. Con. Res. 231, authorizing the erection of certain structures at the west front of the Capitol in connection with a rally to be held on January 15, 1982, in commemoration of the birth of Dr. Martin Luther King, Jr.

Page 32107

Bandon Marsh National Wildlife Refuge, Oregon: Committee on Energy and Natural Resources was discharged from the further consideration of H.R. 2241, providing for the establishment of the Bandon Marsh National Wildlife Refuge, Coos County, Oregon, and the measure was then passed.

Page 32109

Sine Die Adjournment of Congress: Senate agreed to S. Con. Res. 57, providing for the sine die adjournment of the 97th Congress, 1st Session.

Page 32114

97th Congress/Second Session: Senate agreed to H.J. Res. 377, providing for the convening of the second session of the 97th Congress.

Page 32114

Appointments: Senate agreed to S. Res. 273, authorizing the President and President pro tempore of the Senate to make certain appointments after the sine die adjournment of the present session.

Pages 32114–32115

Authority to Sign Measures: Senate agreed to S. Res. 274, authorizing the President of the Senate and the President pro tempore to sign duly enrolled bills and joint resolutions.

Page 32115

Commending Vice President: Senate agreed to S. Res. 275, tendering the thanks of the Senate to the Vice President for the courteous, dignified, and impartial manner in which he has presided over the deliberations of the Senate.

Page 32115

Commending President pro tempore: Senate agreed to S. Res. 276, tendering the thanks of the

Senate to the President pro tempore for the courteous, dignified, and impartial manner in which he has presided over the deliberations of the Senate.

Page 32115

Federal Bankruptcy Law Amendments: Senate passed H.R. 4353, amending the Federal bankruptcy law to apply a ceiling to fees from the referees' fund for any reorganization case confirmed before September 30, 1979, where such fees were not determined until after that date.

Page 32128

Melvin Price Lock and Dam: Committee on Environment and Public Works was discharged from the further consideration of H.R. 4506, naming the lock and dam authorized to replace locks and dam 26, Mississippi River, Alton, Illinois, as "Melvin Price Lock and Dam," and the bill was then passed.

Pages 32128-32129

John Archibald Campbell U.S. Courthouse: Committee on Environment and Public Works was discharged from the further consideration of H.R. 2494, designating the "John Archibald United States Courthouse," in Mobile, Alabama, and the bill was then passed.

Page 32129

Andrei Sakharov: Senate agreed to S. Con. Res. 58, expressing the sense of the Senate with respect to the continued internal exile and treatment by the Government of the Soviet Union of Andrei Sakharov and his wife, Yelena Bonner.

Pages 32287-32288

Effect of G.W. University Revenue Bond Act: Senate passed H.R. 5273, allowing the George Washington University Higher Education Facilities Revenue Bond Act of 1981 of the District of Columbia to take effect immediately.

Page 32289

Commendation of Majority Leader: Senate agreed to S. Res. 277, commending the exemplary conduct of the distinguished Majority Leader.

Page 32289

Commendation of Minority Leader: Senate agreed to S. Res. 278, commending the extraordinarily cooperative conduct of the distinguished Minority Leader.

Page 32289

International Record Carrier Competition Act: Senate concurred in the amendments of the House to S. 271, allowing Western Union to compete in providing international record or telegraph service, with Stevens (for Goldwater) unprinted amendment No. 801, in the nature of a substitute.

Pages 31973-31986

Czechoslovakian Claims Settlements: Senate concurred in the amendments of the House to S. 1946, providing for the final settlement of certain claims against Czechoslovakia, with Stevens (for Percy) unprinted amendment No. 802, providing that the United States government is entitled to a larger percentage of the total award (generally presumed to be 5 percent), and that the ex gratia payment provided to certain claimants, who were otherwise excluded from sharing in the claims settlement under generally-accepted principles of international law and United States practice, is justified only by the extraordinary circumstances of the case and does not establish any precedent for future claims, negotiations or payments.

Pages 31986-31991

Mideast Treaty Implementation: Senate concurred in the amendments of the House to S.J. Res. 100, authorizing the participation of the United States in a multinational force and observers to implement the Treaty of Peace Between Egypt and Israel, with Stevens (for Percy) unprinted amendment No. 803, in the nature of a substitute.

Pages 31999-32003

Federal-Aid Highway Improvement Act of 1981: Senate concurred in the amendment of the House to the Senate amendment to H.R. 3210, authorizing funds through fiscal year 1986 for the construction and safety of Federal highways.

Pages 31995-31999

Foreign Assistance Appropriations, 1982—Conference Report: By 55 yeas to 34 nays, Senate agreed to the conference report on H.R. 4559, appropriating funds for fiscal year 1982 for foreign assistance and related programs. Senate concurred in the amendments of the House to Senate amendments numbered 22, 23, 24, 25, 38, 62, 63, 89, and 138.

Pages 32104-32106

Army Corps of Engineers Project Deauthorizations: Senate concurred in the amendment of the House to S. 1493, deauthorizing certain water resource projects within the jurisdiction of the U.S. Army Corps of Engineers.

Pages 32107-32109

U.S. Coast Guard Funds: Senate concurred in the amendment of the House to S. 831, authorizing funds for fiscal year 1982 and supplemental funds for fiscal year 1981 for the U.S. Coast Guard, Department of Transportation, with Baker (for Packwood) unprinted amendment No. 817, in the nature of a substitute.

Pages 32109-32111

Municipal Waste Water Construction Authorizations—Conference Report: Senate agreed to the conference report on H.R. 4503, authorizing funds for fiscal years 1982, 1983, 1984, and 1985 for the mu-

nicipal waste water treatment construction grant programs of the Clean Water Act.

Pages 32122-32128

Toxic Substances Control Act: Senate agreed to the conference report on S. 1211, authorizing funds for fiscal year 1982 for the control of toxic substances.

Page 32128

Authority To Receive Messages: The Secretary of the Senate is authorized to receive and appropriately refer messages from the President and the House of Representatives during the adjournment of the Congress.

Page 32115

Committee Authority: Committees were authorized to file reports on Tuesday, January 19, 1982, from 9 a.m. to 3 p.m.

Page 32115

Executive Report: Senate received an Executive Report as follows:

Ex. B, 95-1, Montreal Aviation Protocols Nos. 3 and 4, with certain conditions and recommendations (Ex. Rept. No. 97-45).

Page 32155

Presidential Message: Senate received a message from the President transmitting the Twelfth and Thirteenth Annual Reports of the National Science Board for calendar years 1979 and 1980. Referred to the Committee on Labor and Human Resources. (PM-103)

Page 32154

Treaties Approved: Two-thirds of the Senators present and voting having voted in the affirmative, Senate agreed to the ratification of the following treaties:

(1) S. Ex. Res. No. 4, providing for the return to the President of pending income tax treaties with Cyprus (Ex. I, 96-2) and the British Virgin Islands (Treaty Doc. 97-6).

(2) Ex. I, 96-2, Reciprocal Fisheries Agreement between the Government of the United States and the Government of the United Kingdom of Great Britain and Northern Ireland, 1979, and its agreed minute, done at London, March 27, 1979.

(3) Ex. X, 96-2, Convention on the Conservation of Antarctic Marine Living Resources adopted at a diplomatic conference held in Canberra, Australia, May 7-20, 1980, and signed on behalf of the United States on September 11, 1980, with a Proces-Verbal of Ratification dated March 18, 1981.

(4) Ex. C, 95-1, Tax Convention with the Republic of the Philippines for the avoidance of double taxation and the prevention of fiscal evasion with respect to taxes on income and the encouragement of international trade and investment (Executive C), as clarified by a simultaneous Exchange of Notes (collectively referred to as the proposed treaty).

(5) Ex. O, 96-2, and Treaty Doc. No. 97-17, 97-1, Tax Convention (and proposed Protocol) With the Government of Jamaica, for the avoidance of double taxation and the prevention of fiscal evasion with respect to taxes on income, as clarified by simultaneous Exchanges of Notes.

(6) Ex. N, 96-1, Ex. O, 96-1, and Treaty Doc. No. 97-4, Three Protocols relating to technical amendments to the Convention of International Civil Aviation (the "Chicago Convention" of 1944).

(7) Treaty Doc. 97-9, Two Protocols for the Extension of the International Wheat Agreement, 1971, signed on behalf of the United States on May 8, 1981.

(8) Treaty Doc. No. 97-10, Tax Convention (and Proposed Protocol) With Argentine Republic for the avoidance of double taxation and the prevention of fiscal evasion with respect to taxes on income and the encouragement of international trade and investment.

Pages 32011-32018

Confirmations: Senate confirmed the following nominations:

David L. Russell, to be U.S. District Judge for the Northern, Eastern, and Western Districts of Oklahoma.

Harold L. Ryan, to be U.S. District Judge for the District of Idaho.

Benjamin F. Baer, of California, to be a Commissioner of the U.S. Parole Commission.

Glenn L. Archer, Jr., of Virginia, to be an Assistant Attorney General.

Stanley S. Harris, to be U.S. Attorney for the District of Columbia.

Richard C. Turner, to be U.S. Attorney for the Southern District of Iowa.

Donald W. Wyatt, to be U.S. Marshal for the District of Rhode Island.

Bruce R. Montgomery, to be U.S. Marshal for the Eastern District of Tennessee.

Robert T. Keating, to be U.S. Marshal for the Eastern District of Wisconsin.

Kalo A. Hineman, of Kansas, to be a Commissioner of the Commodity Futures Trading Commission.

Peter McCoy, of California, to be Under Secretary of Commerce for Travel and Tourism.

Anthony J. Calio, of Maryland, to be Deputy Administrator of the National Oceanic and Atmospheric Administration.

Page 32291

Nominations: Senate received the following nominations:

Alan C. Nelson, of California, to be Commissioner of Immigration and Naturalization.

George L. McBane, to be U.S. Marshal for the Middle District of North Carolina.

Stuart E. Earnest, to be U.S. Marshal for the Western District of Oklahoma.

William J. Jonas, Jr., to be U.S. Marshal for the Western District of Texas.

Eugene H. Davis, to be U.S. Marshal for the District of Utah.

Christian Hansen, Jr., to be U.S. Marshal for the District of Vermont.

Routine list of Navy nominations.

Page 32291

Messages From the President: Page 32154

Messages From the House: Page 32155

Measures Referred: Page 32156

Statements on Introduced Bills: Pages 32158–32204

Amendments Submitted for Printing: Pages 32206–32207

Notices of Hearings: Page 32208

Committee Authority to Meet Page 32208

Additional Statements: Pages 32208–32264

Nominations: Page 32291

Confirmations: Page 32291

Record Votes: Six record votes were taken today. (Total—497)

Pages 31976, 31981, 31982, 32095, 32101, 32106

Adjournment: Senate met at 10 a.m., and, in accordance with S. Con. Res. 57, adjourned sine die at 10:28 p.m. Senate will next meet at 12 Noon on Monday, January 25, 1982.

Page 32291

Committee Meetings

U.S./EUROPEAN AGRICULTURAL TRADE

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Foreign Agriculture Policy resumed hearings on U.S. agricultural trade policies, focusing on the status of trade with the European economic community, receiving testimony from John R. Block, Secretary of Agriculture.

Hearings continue tomorrow.

DOD FUEL REQUIREMENTS

Committee on Armed Services: Subcommittee on Preparedness held closed hearings to review the Department of Defense plans and policies relating to mobilization fuel requirements, receiving testimony from Richard D. Webster, Deputy Assistant Secretary of Defense for Logistics and Materiel Management, and William J. Sharkey, Director for Energy Policy, both of the Office of Assistant Secretary of Defense for Manpower, Reserve Affairs, and Logistics, Rear Admiral Thomas C. Watson, Jr., Deputy Director for Planning and Resources, Logistics Directorate, Organization of the Joint Chiefs of Staff, and Rear Admiral William J. Ryan, Commander, Defense Fuel Supply Center.

Subcommittee will meet again tomorrow.

NOMINATION

Committee on Commerce, Science, and Transportation: Committee approved for reporting the nomination of Anthony J. Calio, of Maryland, to be Deputy Administrator of the National Oceanic and Atmospheric Administration.

Prior to this action, the committee concluded hearings on the nomination of Mr. Calio, after the nominee testified and answered questions in his own behalf.

AIR TRAFFIC CONTROLLERS

Committee on Commerce, Science, and Transportation: Subcommittee on Aviation concluded oversight hearings on the training and testing programs for air traffic controllers, and to discuss the findings of the air traffic control Special Investigation completed by the National Transportation Safety Board, after receiving testimony from J. Lynn Helms, Administrator, and Benjamin Demps, Jr., Director, Mike Monroney Aeronautical Center, Oklahoma City, Oklahoma, both of the Federal Aviation Administration; and John Edwards and Paula Voyles, both of the Professional Association of Aeronautical Center Employees, Oklahoma City, Oklahoma.

ABORTION

Committee on the Judiciary: Subcommittee on the Constitution approved for full committee consideration with amendments S.J. Res. 110, amending the Constitution to establish legislative authority in the Congress and the States with respect to abortion.

Prior to this action, the subcommittee concluded hearings on S.J. Res. 110, and S.J. Res. 17, S.J. Res. 18, and S.J. Res. 19, all related measures, after receiving testimony from Representatives Vin Weber, Christopher Smith, Stokes, and Beilenson; Jack Wilke, National Right to Life, Cincinnati, Ohio; Bella Abzug, Women, U.S.A., Shirley Leviton, National Council of Jewish Women, and Alfred Moran, Planned Parenthood of N.Y.C., all of New York City; Darla St. Martin, Minnesota Citizens Concerned for Life, Jan Wilkins, Americans Concerned for Life, Paulette Joyer, Feminists for Life of America, and David O'Steen, Committee for a Pro-Life Congress, all of Minneapolis, Minnesota; Denise Neary, Pennsylvania Pro-Life Federation, Philadelphia; Sherry Matulis, Protect Abortion Rights, Inc., Madison, Wisconsin; and Linda Tarr-Whalen, National Education Association, Jean Doyle, Citizen's Lobby, Beth Lief, NAACP Legal Defense Fund, Jane W. Schooley, National Organization of Women, Mary Bricker-Jenkins, National Association of Social Workers, Nellie Gray, March for Life,

Elizabeth Verdesi, United Presbyterian Church Council on Women in the Church, Emily Moore, National Women's Health Network, Paul Brown, Life Amendment PAC, and Ruth Jordan, Coalition of Labor Union Women, all of Washington, D.C.

INTELLIGENCE BUDGET

Select Committee on Intelligence: Subcommittee on the Budget met in closed session to review intelligence budget matters, but made no announcements, and recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 65 public bills, H.R. 5241–5305; 2 private bills, H.R. 5306 and 5307; and 11 resolutions, H.J. Res. 379–381, H. Con. Res. 241–243, and H. Res. 306–310 were introduced.

Pages 31888–31890

Reports Filed: Reports were filed as follows:

Conference report on H.R. 4559, making appropriations for foreign assistance and related programs (H. Rept. 97–416); and

H. Con. Res. 178, disapproving the Federal Trade Commission trade regulation rule relating to the sale of used motor vehicles (H. Rept. 97–417).

Page 31888

Journal: By a yea-and-nay vote of 200 yeas to 171 nays, Roll No. 364, the House approved the Journal of Tuesday, December 15.

Pages 31662–31663

Foreign Assistance Appropriations: Agreed that it be in order to consider the conference report on H.R. 4559, making appropriations for Foreign Assistance and related programs for the fiscal year ending September 30, 1982, today or any day thereafter.

Pages 31663–31667

Social Security Minimum Benefits: By a yea-and-nay vote of 412 yeas to 10 nays, Roll No. 365, the House voted to suspend the rules and agree to the conference report on H.R. 4331, to amend the Omnibus Reconciliation Act of 1981 to restore minimum benefits under the Social Security Act—clearing the measure for the President.

Pages 31668–31694

Foreign Aid Authorizations: House agreed to the conference report on S. 1196, to amend the Foreign Assistance and the Arms Export Control Act to authorize appropriations for development and security assistance programs for the fiscal year 1982, and to authorize appropriations for the Peace Corps for the fiscal year 1982—clearing the measure for the President.

Pages 31700–31708

Foreign Assistance Appropriations: By a yea-and-nay vote of 217 yeas to 201 nays, Roll No. 366, the House agreed to the conference report on H.R. 4559, making appropriations for Foreign Assistance and related programs for the fiscal year ending September 30, 1982—clearing the measure for Senate action.

House receded and concurred in Senate amendments numbered 53, 70, 73, and 142.

House receded and concurred, with amendment, in Senate amendments numbered 22, 23, 24, 25, 38, 62, 63, 89, and 138.

Pages 31708–31710

Indian Judgment Funds: House passed S.J. Res. 136, to validate the effectiveness of a plan for the use or distribution of funds appropriated to pay a judgment awarded to the San Carlos Tribe of Arizona—clearing the measure for the President.

Page 31719

Chippewa Indians Funds: House agreed to the Senate amendment to H.R. 4894, to authorize the Secretary of the Interior to disburse certain trust funds of the Lac Courte Oreilles Band of Lake Superior Chippewa Indians of Wisconsin—clearing the measure for the President.

Page 31719

Herbert Clark Hoover Building: House passed and cleared for the President S. 657, to designate the Department of Commerce Building in Washington, the District of Columbia, as the "Herbert Clark Hoover Department of Commerce Building".

Pages 31720–31721

National Visitor Center: House passed and cleared for the President S. 1192, to amend the National Visitor Center Facilities Act of 1968 to provide for the rehabilitation and completion of Union Station, Washington, District of Columbia.

Pages 31721–31727

National Patriotism Week: House passed and cleared for the President S.J. Res. 34, to provide for the designation of the week commencing with the third Monday in February 1982 as "National Patriotism Week".

Pages 31728–31729

Energy Education Day: House passed and cleared for the President S.J. Res. 84, to proclaim March 19, 1982, "National Energy Education Day".

Pages 31728–31730

National Scleroderma Week: House passed and cleared for the President S.J. Res. 57, to provide for the designation of February 7 through 13, 1982, as "National Scleroderma Week".

Page 31729

American Bald Eagle: House passed and cleared for the President S.J. Res. 121, to provide for the designation of the year 1982 as the "Bicentennial Year of the American Bald Eagle" and the designation of June 20, 1982, as "National Bald Eagle Day".

Pages 31729-31730

Capitol Hill Police: House agreed to H. Res. 244, upgrading three positions on the Capitol Police Force.

Agreed to an amendment that deletes compensation for D.C. police on detail as acting captains with the Capitol Police at rates of compensation for D.C. police captains.

Agreed to amend the title.

Pages 31734-31735

Capitol Grounds Regulation: House passed and cleared for the President S. 1976, to amend the Act of July 31, 1946, as amended (40 U.S.C. 193a).

Page 31735

Coastwise Vessel: House agreed to the Senate amendment to H.R. 1797, to direct the Secretary of the department in which the United States Coast Guard is operating to cause the vessel Capt Tom to be documented as a vessel of the United States so as to be entitled to engage in the coastwise trade—clearing the measure for the President.

Page 31736

International Banking Facility Deposit Insurance: House agreed to the Senate amendments to H.R. 4879, to clarify the treatment of international banking facility deposits for purposes of deposit insurance assessments and to remove certain limitations on the mortgage loan purchase authority of the Federal Home Loan Mortgage Corporation and the Federal National Mortgage Association—clearing the measure for the President.

Earlier, objection was heard to a similar request.

Pages 31736-31737

Black Lung Benefits: By a yea-and-nay vote of 363 yeas to 47 nays, with 4 voting "present", Roll No. 367, the House voted to suspend the rules and agree to the Senate amendment to H.R. 5159, to amend the Internal Revenue Code of 1954 to provide a temporary increase in the tax imposed on producers of coal—clearing the measure for the President.

Pages 31743-31752

Noise Control Act Authorizations: House voted to suspend the rules and pass H.R. 3071, amended, to amend the Noise Control Act of 1972. Subsequently, this passage was vacated and S. 1204, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of S. 1204.

Pages 31753-31756

Martin Luther King, Junior: House voted to suspend the rules and agree to H. Con. Res. 231, amended, to authorize the erection of certain structures at the west front of the Capitol in connection with a rally to be held on January 15, 1982, in commemoration of the birth of Doctor Martin Luther King, Junior.

Pages 31756-31757

Communications Act Amendments: House voted to suspend the rules and agree to the Senate amendment to the House amendments to S. 271, to repeal section 222 of the Communications Act of 1934—clearing the measure for the President.

Pages 31758-31759

Bankruptcy Act Fees: House voted to suspend the rules and pass H.R. 5116, to amend the Act of November 6, 1978, with respect to certain fees charged under the Bankruptcy Act.

Pages 31760-31763

Bankruptcy Act Amendments: House voted to suspend the rules and pass H.R. 4353, to amend the Act entitled "An Act to establish a Uniform Law on the Subject of Bankruptcies", approved November 6, 1978.

Pages 31763-31764

Printing: House agreed to S. Con. Res. 56, authorizing the reprinting of the Committee print entitled "Investigation of Senator Harrison A. Williams, Jr.: Response of Senator Williams to Report of the Select Committee on Ethics on S. Res. 204"—clearing the measure.

Page 31765

Water Supply Storage Project: House voted to suspend the rules and agree to the Senate amendments to H.R. 779, to authorize the Secretary of the Army to contract with the Tarrant County Water Control and Improvement District Numbered 1 and the city of Weatherford, Texas, for the use of water supply storage in Benbrook Lake—clearing the measure for the President.

Earlier, objection was heard to a unanimous-consent request that the House agree to the Senate amendments to H.R. 779.

Pages 31765-31769

Immigration and Nationality Act Amendments: House agreed to the Senate amendments to H.R. 4327, to amend the Immigration and Nationality Act—clearing the measure for the President.

Pages 31769-31770

National Jaycee Week: House passed S.J. Res. 117, designating the week of January 17 through January 23, 1982, as "National Jaycee Week"—clearing the measure for the President.

Page 31771

Printing: House agreed to S. Con. Res. 54, to provide for the printing of 3,000 copies of the General Explanation of the Economic Recovery Tax Act of 1981—clearing the measure.

Page 31771

Water Pollution Control: House agreed to the conference report on H.R. 4503, to amend the Federal Water Pollution Control Act to authorize funds for fiscal year 1982—clearing the measure for Senate action.

Pages 31772-31785

Toxic Substances Control Act Authorizations: House agreed to the conference report on S. 1211, to extend the Toxic Substances Control Act for one year—clearing the measure for Senate action.

Pages 31786-31787

Export Administration Authorizations: House agreed to the conference report on H.R. 3567, authorizing funds for 1982 and 1983 to carry out the purpose of the Export Administration Act—clearing the measure for the President.

Pages 31787-31788

Czechoslovakian Claims: House agreed to the Senate amendments to the House amendment to S. 1946, to provide for the final settlement of certain claims against Czechoslovakia—clearing the measure for the President.

Pages 31788-31789

Egypt-Israel Peace Treaty: House agreed to the Senate amendment to the House amendment to the text of S.J. Res. 100, to authorize the participation of the United States in a multinational force and observers to implement the treaty of peace between Egypt and Israel—clearing the measure for the President.

Pages 31789-31790

Older Americans Act Amendments: House agreed to the conference report on S. 1086, to extend and revise the Older Americans Act of 1965—clearing the measure for the President.

Pages 31791-31795

George Washington University Bond Act: House passed H.R. 5273, to allow the George Washington University Higher Education Facilities Revenue Bond Act of 1981 of the District of Columbia to take effect immediately.

Page 31798

Committee Elections: House agreed to H. Res. 306, designating membership on certain standing committees of the House.

Page 31799

Agriculture and Food Act: By a yea-and-nay vote of 205 yeas to 203 nays, with 1 voting "present", Roll No. 369, the House agreed to the conference report on S. 884, to revise and extend programs to provide price support and production incentives for farmers to assure an abundance of food and fiber—clearing the measure for the President.

Subsequently, agreed to S. Con. Res. 55, authorizing the Secretary of the Senate to make technical corrections in the enrollment of S. 884—clearing the measure.

H. Res. 303, waiving certain points of order against the conference report, was agreed to earlier by a yea-and-nay vote of 284 yeas to 116 nays, Roll No. 368.

Pages 31799-31811, 31812-31847

Coast Guard Authorizations: House agreed to the Senate amendment to the House amendment to S. 831, to authorize appropriations for the Coast Guard for fiscal year 1982—clearing the measure for the President.

Pages 31848-31849

Notification of President: House agreed to H. Res. 307, to provide for the appointment of the committee to notify the President of completion of business. Subsequently, the Speaker appointed Representatives Wright and Michel.

Page 31849

Sine Die Adjournment: House agreed to S. Con. Res. 57, providing for the sine die adjournment of the first session of the Ninety-seventh Congress.

Page 31850

Election of Speaker Pro Tempore: House agreed to H. Res. 308, electing Representative Wright Speaker pro tempore during any absence of the Speaker to continue not later than Tuesday, December 22.

Page 31850

Motion To Adjourn: By a yea-and-nay vote of 73 yeas to 249 nays, Roll No. 370, the House rejected a motion to adjourn.

Page 31851

Energy Acquisition Moratorium: By a yea-and-nay vote of 223 yeas to 107 nays, with 4 voting "present", Roll No. 371, the House voted to suspend the rules and pass H.R. 5274, to provide for Congressional evaluation of energy policy by imposing a moratorium on certain acquisitions involving major energy concerns and domestic petroleum companies until June 30, 1982.

Earlier, a second was ordered by a teller vote of 139 ayes to 55 noes.

Pages 31850-31852

Unanimous-Consent Requests: Agreed to the following unanimous-consent requests:

Resignations—Appointments: That, notwithstanding the sine die adjournment of the House, the Speaker be authorized to accept resignations, and to appoint commissions, boards, and committees authorized by law or by the House;

Extend and revise: That all Members of the House shall have the privilege, until the last edition authorized is published, to extend and revise their own remarks in the Congressional Record on more than one subject, and may also include therein such short

quotations as may be necessary to explain or complete such extensions of remarks; and

Extensions by chairman and ranking minority Members: That the chairman and ranking minority member of each standing committee and each subcommittee thereof be permitted to extend their remarks in the Record, up to and including the last publication thereof, and to include therewith a summary of the work of that committee or subcommittee.

Page 31852

Andrei Sakharov: House agreed to S. Con. Res. 58, expressing the sense of the Congress with respect to the continued internal exile and treatment by the Government of the Soviet Union of Andrei Sakharov and his wife, Yelena Bonner—clearing the measure.

Pages 31856–31857

Presidential Message—National Science Foundation: Received and read a message from the President wherein he transmits the 1979 and 1980 annual reports of the National Science Foundation—referred to the Committee on Science and Technology.

Page 31857

Referrals; Two Senate-passed measures were referred to the appropriate House committees.

Pages 31887–31888

Quorum Calls—Votes: Eight yea-and-nay votes developed during the proceedings of the House today and appear on pages 31662–31663, 31699, 31716, 31772–31773, 31811, 31847–31848, 31851, 31855–31856. There were no quorum calls.

Adjournment: Met at 10 a.m. and, pursuant to the provisions of S. Con. Res. 57, adjourned sine die at 11:22 p.m.

Committee Meetings

OVERSIGHT

Committee on the District of Columbia: Subcommittee on Judiciary and Education held an oversight hearing on the implementation of the District of Columbia Medical and Dental Manpower Act of 1970, and its conditional extension in 1976 (Public Law 94–308). Testimony was heard from James Buford, Director, Department of Human Resources, District of Columbia and public witnesses.

VOCATIONAL EDUCATION ACT AUTHORIZATION

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education continued hearings on H.R. 66, to extend the authorization of appropriations under the Vocational Educational Act of 1963, with emphasis on sex equity. Testimony was heard from Patricia Brenner, representing the National Commission for Employment Policy; Virginia Fox, representing the National Advisory Council on Women's Educational Programs and public witnesses.

Hearings continue tomorrow.

TOXIC AIR POLLUTANT

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on the toxic air pollutant provisions of the Clean Air Act. Testimony was heard from Walter C. Barber, Jr., Director, Office of Air Quality Planning and Standards, EPA and public witnesses.

FOREIGN CORRUPT PRACTICES ACT

Committee on Energy and Commerce: Subcommittee on Telecommunications, Consumer Protection, and Finance continued hearings on the Foreign Corrupt Practices Act. Testimony was heard from Representatives Bonker and Mica; William E. Brock, U.S. Trade Representative; Ernest Johnston, Jr., representing the Department of State and Sherman Unger, General Counsel, Department of Commerce.

MIDDLE EAST PEACE NEGOTIATIONS

Committee on Foreign Affairs: Subcommittee on Europe and the Middle East held a hearing on the Middle East peace negotiations. Testimony was heard from public witnesses.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Ordered reported as amended H.R. 5118, to provide water to the Papago Tribe of Arizona and its members, to settle Papago Indian water rights claims to portions of the Papago reservations.

The Committee also continued consideration of H.R. 3809, Atomic Energy Act Amendments of 1981.

CABLE/COPYRIGHT LEGISLATION

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice approved for full Committee action as amended H.R. 3560, to amend the copyright law respecting the limitations on exclusive rights to secondary transmissions.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Crime continued oversight hearings on the Administration's proposal to abolish the Bureau of Alcohol, Tobacco and Firearms, with emphasis on phase-out of enforcement of firearms and explosives laws. Testimony was heard from John Walker, Assistant Secretary of the Treasury and public witnesses.

AIR TRAFFIC CONTROL SYSTEM

Committee on Public Works and Transportation: Subcommittee on Investigations held a hearing on the safety of the Nation's Air Traffic Control System. Testimony was heard from James B. King, Chairman, National Transportation Safety Board; J. Lynn Helms, Administrator, FAA, Department of Transportation and a public witness.

U.S. TRADE POLICY

Committee on Ways and Means: Subcommittee on Trade continued oversight hearings on U.S. Trade Policy. Testimony was heard from public witnesses.

Résumé of Congressional Activity

FIRST SESSION OF THE NINETY-SEVENTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 5 through December 16, 1981

	Senate	*House*	*Total*
Days in session	165	163	..
Time in session	1,079 hrs., 54'	652 hrs., 57'	1,732 hrs., 51'
Congressional Record:			
Pages of proceedings	15,785	9,931	25,716
Extension of Remarks	..	..	6,008
Public bills enacted into law	48	45	93
Private bills enacted into law	..	11	11
Bills in conference	2	3	5
Bills through conference	9	20	29
Measures passed, total	487	433	920
Senate bills	124	57	..
House bills	76	170	..
Senate joint resolutions	56	20	..
House joint resolutions	18	23	..
Senate concurrent resolutions	21	15	..
House concurrent resolutions	19	30	..
Simple resolutions	179	118	..
Measures reported, total	*460	*336	796
Senate bills	199	5	..
House bills	31	237	..
Senate joint resolutions	38	..	..
House joint resolutions	9	9	..
Senate concurrent resolutions	11	1	..
House concurrent resolutions	1	13	..
Simple resolutions	142	71	..
Special reports	24	49	..
Conference reports	5	81	..
Measures pending on calendar	71	48	..
Measures introduced, total	2,479	6,241	8,720
Bills	2,005	5,307	..
Joint resolutions	137	381	..
Concurrent resolutions	58	243	..
Simple resolutions	278	310	..
Quorum calls	11	18	..
Yea-and-nay votes	497	224	..
Recorded votes	..	129	..
Bills vetoed	..	1	1
Vetoes overridden	..	..	..

* These figures include all measures reported, even if there was no accompanying report. A total of 306 reports have been filed in the Senate, a total of 417 reports have been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 5 through December 16, 1981

Army nominations, totaling 16,400, disposed of as follows:

Confirmed	16,400

Navy nominations, totaling 28,931, disposed of as follows:

Confirmed	28,599
Unconfirmed	332

Air Force nominations, totaling 45,101, disposed of as follows:

Confirmed	44,809
Unconfirmed	292

Marine Corps nominations, totaling 11,151, disposed of as follows:

Confirmed	11,151

Civilian nominations, totaling 5,037, disposed of as follows:

Confirmed	4,325
Unconfirmed	679
Withdrawn	33

Summary

Total nominations received	106,616
Total confirmed	105,284
Total unconfirmed	1,299
Total withdrawn	33

BILLS ENACTED INTO PUBLIC LAW (97TH CONG., 1ST SESS.)

	Law No.
S. 195	97–83
S. 253	97–3
S. 271	97–130
S. 272	97–4
S. 304	97–63
S. 509	97–6
S. 547	97–38
S. 640	97–40
S. 657	97–120
S. 694	97–39
S. 730	97–11
S. 736	97–79
S. 815	97–86
S. 831	97–136
S. 840	97–7
S. 875	97–41
S. 884	97–98
S. 917	97–66
S. 999	97–80
S. 1000	97–74
S. 1003	97–109
S. 1033	97–59
S. 1040	97–30
S. 1070	97–14
S. 1086	97–115
S. 1098	97–96
S. 1104	97–33
S. 1123	97–19
S. 1124	97–20
S. 1133	97–87
S. 1181	97–60
S. 1191	97–68
S. 1192	97–125
S. 1196	97–113
S. 1209	97–73
S. 1211	97–129
S. 1213	97–16
S. 1224	97–69
S. 1278	97–42
S. 1322	97–77
S. 1395	97–24
S. 1475	97–50
S. 1493	97–128
S. 1551	97–141
S. 1672	97–84
S. 1687	97–70
S. 1712	97–62
S. 1946	97–127
S. 1948	97–111
S. 1976	97–143
S.J. Res. 4	97–75
S.J. Res. 16	97–1
S.J. Res. 28	97–28
S.J. Res. 34	97–131
S.J. Res. 50	97–13
S.J. Res. 57	97–135
S.J. Res. 61	97–8
S.J. Res. 62	97–44
S.J. Res. 64	97–32
S.J. Res. 65	97–54
S.J. Res. 78	97–52
S.J. Res. 84	97–138
S.J. Res. 87	97–43
S.J. Res. 98	97–61
S.J. Res. 100	97–132
S.J. Res. 103	97–53
S.J. Res. 115	97–93
S.J. Res. 117	97–144
S.J. Res. 121	97–139
S.J. Res. 136	97–95
H.R. 31	97–25
H.R. 618	97–55
H.R. 779	97–140
H.R. 1100	97–37
H.R. 1465	97–108
H.R. 1553	97–2
H.R. 2120	97–45
H.R. 2156	97–15
H.R. 2166	97–5
H.R. 2218	97–56
H.R. 2241	97–137
H.R. 2494	97–126
H.R. 2903	97–47
H.R. 3136	97–65
H.R. 3210	97–134
H.R. 3413	97–90
H.R. 3454	97–89
H.R. 3455	97–99
H.R. 3484	97–104
H.R. 3499	97–72
H.R. 3512	97–12
H.R. 3520	97–23
H.R. 3567	97–145
H.R. 3799	97–124
H.R. 3807	97–22
H.R. 3975	97–78
H.R. 3982	97–35
H.R. 3991	97–18
H.R. 4034	97–101
H.R. 4035	97–100
H.R. 4048	97–64
H.R. 4074	97–31
H.R. 4084	97–58
H.R. 4119	97–103
H.R. 4144	97–88
H.R. 4209	97–102
H.R. 4241	97–106
H.R. 4242	97–34
H.R. 4327	97–116
H.R. 4331	97–123
H.R. 4416	97–46
H.R. 4431	97–122
H.R. 4503	97–117
H.R. 4506	97–118
H.R. 4522	97–91
H.R. 4559	97–121
H.R. 4591	97–94
H.R. 4608	97–76
H.R. 4612	97–67
H.R. 4734	97–82
H.R. 4792	97–81
H.R. 4845	97–97
H.R. 4879	97–110
H.R. 4894	97–112
H.R. 4910	97–105
H.R. 4926	97–142
H.R. 4995	97–114
H.R. 5159	97–119
H.R. 5273	97–107
H.J. Res. 84	97–27
H.J. Res. 141	97–36
H.J. Res. 155	97–10
H.J. Res. 182	97–9
H.J. Res. 191	97–29
H.J. Res. 238	97–21
H.J. Res. 263	97–57
H.J. Res. 265	97–49
H.J. Res. 266	97–48
H.J. Res. 268	97–71
H.J. Res. 288	97–17
H.J. Res. 308	97–26
H.J. Res. 325	97–51
H.J. Res. 368	97–85
H.J. Res. 370	97–92
H.J. Res. 377	97–133

BILLS VETOED

H.J. Res. 357, Making further continuing appropriations for fiscal year 1982.

H.R. 4353, To amend the Act entitled "An Act to establish a uniform Law on the Subject of Bankruptcies", approved November 6, 1978.

HISTORY OF BILLS ENACTED INTO PUBLIC LAW

(97th Cong., 1st Sess.)

D891

HISTORY OF BILLS ENACTED INTO PUBLIC LAW (97TH CONG., 1ST SESS.)

(Cross-reference of bill number to public law number may be found on pp. 000–000)

Title	Bill No.	Date introduced	Committee		Date reported		Report No.		Page of passage in Congressional Record		Date of passage		Public Law	
			House	Senate	House	Senate	House	Senate 97–	House	Senate	House	Senate	Date approved	No. 97–
Designating January 29, 1981 as "A Day of Thanksgiving to Honor Our Safely Returned Hostages".	S.J. Res. 16	Jan. 22	.....	.....	.....	.....	.....	.....	945	771	Jan. 23	Jan. 22	Jan. 26	1
Providing for a temporary increase in the public debt limit.	H.R. 1553 (S. 393)	Feb. 3	WM	.....	Feb. 3	.....	1	.....	1885	1974	Feb. 5	Feb. 6	Feb. 7	2
Increasing the number of Members of the Commission on Wartime Relocation and Internment of Civilians.	S. 253	Jan. 27	Jud	.....	.....	.....	.....	.....	1136	989	Jan. 28	Jan. 27	Feb. 10	3
Increasing the membership of the Joint Committee on Printing.	S. 272	Jan. 27	.....											
			RAdm		.....	Jan. 27	.....	2	1876	1533	Feb. 5	Feb. 3	Feb. 17	4
Extending the antitrust exemption for oil companies that participate in the agreement on an international energy program.	H.R. 2166 (S. 573)	Feb. 25	EC	.....	Mar. 6	.....	9	.....	3847	3915	Mar. 10	Mar. 10	Mar. 13	5
Repealing authority for a semiannual increase in dairy price supports.	S. 509 (H.R. 2594)	Feb. 20	Agr	Agr	Mar. 24	Mar. 10	12	24	5372	5161	Mar. 26	Mar. 25	Mar. 31	6
Providing that the authority, and any limitation on authority, contained in the Department of Justice Authorization Act, fiscal year 1980, shall continue in effect with respect to activities of the Department of Justice (including any bureau, office, board, division, commission, or subdivision thereof) until September 30, 1981.	S. 840	Mar. 31	Jud	.....	.....	.....	.....	.....	6479	5914	Apr. 7	Mar. 31	Apr. 9	7
Authorizing and requesting the President to issue a proclamation designating April 9, 1981, as "African Refugee Relief Day".	S.J. Res. 61	Apr. 7	.....	.....	.....	.....	.....	.....	6483	6572	Apr. 7	Apr. 7	Apr. 9	8
Designating April 26, 1981, as "National Recognition Day for Veterans of the Vietnam Era".	H.J. Res. 182 (S.J. Res. 40)	Feb. 23	.....	.....	.....	.....	.....	.....	5347	5913	Mar. 26	Mar. 31	Apr. 14	9
Requesting the President to designate the week of May 3 through May 10, 1981, as "Jewish Heritage Week".	H.J. Res. 155	Feb. 3	.....	Jud										
			.....			Apr. 10	.....	.....	5341	7392	Mar. 26	Apr. 27	May 1	10
Providing for the use of funds of the Commodity Credit Corporation in implementing the Federal Crop Insurance Act of 1980.	S. 730 (H.R. 3020)	Mar. 17	Agr	Agr	May 1	Apr. 10	27	38	10247	8446	May 19	May 5	May 22	11
Appropriating supplemental funds for the fiscal year ending September 30, 1981, and rescinding certain budget authority.	H.R. 3512	May 8	App	App	.....	May 14	.....	67	9675	10700	May 13	May 21	June 5	12
Requesting the President to designate July 17, 1981, as "National P.O.W.-M.I.A. Recognition Day".	S.J. Res. 50	Mar. 19	POCS	Jud	.....	May 5	.....	.....	10895	8590	May 28	May 6	June 12	13
Authorizing funds for fiscal year 1982 for youth employment/demonstration programs.	S. 1070 (H.R. 3337)	Apr. 30	EdL	LHR	May 13	May 6	36	56	11176	9463	June 2	May 12	June 16	14
Extending by twelve months the period during which funds appropriated for grants by the Veterans' Administration for the establishment and support of new State medical schools may be expended.	H.R. 2156	Feb. 25	VA	.....	May 19	.....	77	.....	11159	11335	June 2	June 3	June 17	15

Authorizing funds for fiscal year 1982 for the Marine Protection Research and Sanctuaries Act.	S. (H.R. 3319)	1213	May 15	MMF	EPW	May 19	.....	65	119	12173	11123	June 11	June 2	June 23	16
Correcting Public Law 97-12 due to an error in the enrollment of H.R. 3512, supplemental appropriations, 1981.	H.J. Res.	288	June 15	.....	.....	.....	.....	.....	.....	12321	12385	June 15	June 15	June 29	17
Amending the Food Stamp Act of 1977 authorizing additional funds for fiscal year 1981, and amending Public Law 93-233, to continue through August 1, 1981, the cash-out of food stamp program benefits of certain recipients of Supplemental Security Income.	H.R.	3991	June 23	.....	.....	.....	.....	.....	.....	13418	14046	June 23	June 25	June 30	18
Permitting rental, lease, or purchase of office equipment for use in District of Columbia and State Senate offices.	S.	1123	May 6	HA	RAdm	.....	May 6	.....	50	13665	9869	June 24	May 14	July 6	19
Authorizing the Senate Sergeant at Arms and Doorkeeper to enter into contracts which provide for the making of advanced payments for computer programing services.	S.	1124	May 6	HA	RAdm	.....	May 6	.....	51	13665	9462	June 24	May 12	July 6	20
Approving the Constitution of the Virgin Islands.	H.J. Res.	238	Apr. 28	IIA	ENR	Apr. 30	May 14	25	66	8477	11336	May 5	June 3	July 9	21
Making technical corrections in the Defense Officer Personnel Management Act.	H.R.	3807	June 4	AS	.....	June 11	.....	141	.....	12518	13802	June 16	June 25	July 10	22
Providing environmental compliance date extensions for steelmaking facilities on a case-by-case basis to facilitate modernization.	H.R. (S. 63)	3520	May 12	EC	.....	May 22	.....	121	.....	11024	12113	May 28	June 11	July 17	23
Extending the time for conducting the referendum with respect to the national marketing quota for wheat for the marketing year beginning June 1, 1982, and to eliminate the requirement that the Secretary of Agriculture waive interest on loans made on 1980 and 1981 crops of wheat and feed grains placed in the farmer-held grain reserve.	S.	1395	June 19	.....	.....	.....	.....	.....	.....	15183	13802	July 9	June 25	July 23	24
Permitting merchants to offer unlimited discounts to cash-paying customers, and providing a three-year extension of law prohibiting merchants from penalizing credit card customers by imposing surcharges made by credit cards.	H.R. (S. 414)	31	Jan. 5	.....	.....	.....	.....	.....	.....	2919	4298	Feb. 24	Mar. 12	July 27	25
Making urgent supplemental appropriations for the Department of Health and Human Services for the fiscal year ending September 30, 1981.	H.J. Res.	308	July 21	App	.....	July 23	.....	192	.....	16971	17098	July 23	July 23	July 29	26
Designating the week of October 4 through October 10, 1981, as "National Diabetes Week".	H.J. Res. (S.J. Res. 74)	84	Jan. 16	.....	.....	.....	.....	.....	.....	5344	17356	Mar. 26	July 24	Aug. 4	27
Designating the week beginning March 7, 1982, as "Women's History Week".	S.J. Res.	28	Feb. 6	POCS	Jud.	.....	Mar. 6	.....	.....	15863	4017	July 15	Mar. 10	Aug. 4	28
Designating August 8, 1982, as "National Children's Day".	H.J. Res	191	Feb. 25	.....	.....	.....	.....	.....	.....	16974	17358	July 23	July 24	Aug. 6	29
Increasing the amount authorized as Federal payment to the District of Columbia, to compensate for lost revenue due to the presence of the Federal government within the city.	S. (H.R. 2819)	1040	Apr. 29	DC	GA	May 8	May 15	31	80	17586	11119	July 27	June 2	Aug. 6	30
Revising the laws pertaining to the Maritime Administration.	H.R.	4074	July 9	MMF	.....	July 24	.....	199	.....	17553	18026	July 27	July 29	Aug. 6	31
Designating August 13, 1981, as "National Blinded Veterans Recognition Day".	S.J. Res.	64	Apr. 8	POCS	Jud	.....	June 24	.....	.....	18805	14038	July 30	June 25	Aug. 6	32
Authorizing funds for fiscal year 1982 for the International Investment Survey Act.	S. (H.R. 3567)	1104	May 4	FA	CST	May 19	May 15	57	68	17541	11118	July 27	June 2	Aug. 7	33

HISTORY OF BILLS ENACTED INTO PUBLIC LAW (97TH CONG., 1ST SESS.)

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			House	Senate	House	Senate	House 97-	Senate 97-	House	Senate	House	Senate	Date approved	No. 97-
Providing for tax reductions and reduced revenues for fiscal years 1981, 1982, 1983, and 1984, and a reduction in individuals income tax rates of 5 percent effective October 1, 1981, of an additional 10 percent effective July 1, 1982, and of an additional 10 percent on July 1, 1983.	H.R. 4242	July 23	WM	.....	July 24	.....	201	176	18263	19052	July 29	July 31	Aug. 13	34
Providing for reconciliation pursuant to section 301 of the first concurrent resolution on the budget for fiscal year 1982.	H.R. 3982 (S. 1377)	June 19	Bud	.....	June 19	.....	158	.....	14794	15481	June 26	July 13	Aug. 13	35
Authorizing and requesting the President to issue a proclamation designating the period from October 4, 1981, through October 10, 1981, as "National Schoolbus Safety Week".	H.J. Res. 141	Jan. 28	.....	Jud	.....	July 30	.....	.....	15862	19169	July 15	July 31	Aug. 14	36
Establishing an advisory committee on former prisoners of war, making such veterans eligible for certain health care and compensation benefits.	H.R. 1100 (S. 468)	Jan. 22	VA	.....	May 4	.....	28	.....	11176	11433	June 2	June 4	Aug. 14	37
Providing for permanent improvements to certain lands belonging to the Siletz Indian Tribe in the State of Oregon.	S. 547 (H.R. 2015)	Feb. 24	IIA	IA	July 22	May 15	191	108	19491	10806	Aug. 4	May 21	Aug. 14	38
Authorizing supplemental funds for fiscal year 1981 for the Department of Defense, and supplemental funds for fiscal year 1981 for military procurement and construction programs of the Department of Defense.	S. 694 (H.R. 2614)	Mar. 12	AS	AS	Apr. 9	Apr. 1	30	35	13428	6613	June 23	Apr. 7	Aug. 14	39
Extending through fiscal year 1983 the authority of the District of Columbia to borrow U.S. Treasury funds for capital improvement projects.	S. 640 (H.R. 2818)	Mar. 6	DC	GA	May 14	May 15	43	97	17592	11335	July 27	June 3	Aug. 14	40
Providing for the construction of a hydroelectric generating plant at the Palo Verde Diversion Dam on the Colorado River.	S. 875	Apr. 2	IIA	ENR	July 30	May 8	209	60	19492	9871	Aug. 4	May 14	Aug. 14	41
Extending the ban on saccharin to June 30, 1983.	S. 1278	May 21	.....	LHS	.....	June 19	.....	140	18987	14037	July 31	June 25	Aug. 14	42
Authorizing and requesting the President to designate September 13, 1981, as "Commodore John Barry Day".	S.J. Res. 87	June 9	.....	Jud	.....	July 30	.....	.....	19498	19168	Aug. 4	July 31	Aug. 20	43
Designating the week of September 20 through 26, 1981, as "National Cystic Fibrosis Week".	S.J. Res. 62	Apr. 7	.....	Jud		.....								
						July 30	.....	.....	20652	19167	Sept. 15	July 31	Sept. 17	44
Facilitating the ability of product sellers to establish product liability risk retention groups, facilitating the ability of such sellers to purchase product liability insurance on a group basis.	H.R. 2120 (S. 1096)	Feb. 25	EC	CST	July 21	July 30	190	172	17706	20356	July 28	Sept. 11	Sept. 25	45
Enabling the Secretary of Agriculture to assist, on an emergency basis, in the eradication of plant pests and contagious or infectious animal and poultry diseases.	H.R. 4416	Sept. 9	.....	.....	.....	.....	.....	.....	19844	20311	Sept. 9	Sept. 11	Sept. 25	46
Extending by one year the expiration date of the Defense Production Act.	H.R. 2903 (S. 1135)	Mar. 30	BFUA	BHUA	May 18	May 15	48	93	15535	21532	July 13	Sept. 22	Sept. 30	47

Increasing the temporary public debt limit for the period from May 21, 1981 through September 30, 1981.	H.J. Res.	266	May 21	.....	Fin	.....	July 6	.....	144	10609	22363	May 21	Sept. 29	Sept. 30	48
Providing for a temporary increase in the public debt limit.	H.J. Res.	265	May 21	.....	Fin	.....	Sept. 15	.....	.....	10609	22363	May 21	Sept. 29	Sept. 30	49
Extending until June 30, 1985, the authority of section 252 of the Energy Policy and Conservation Act, which authorizes U.S. oil companies to participate in voluntary agreements for implementing the allocation and information provisions of the agreement on an international energy program.	S.	1475	July 14	EC	ENR	Sept. 25	July 29	254	.....	22280	21522	Sept. 29	Sept. 22	Sept. 30	50
Making continuing appropriations for fiscal year 1982 for programs of the Federal Government.	H.J. Res.	325	Sept. 11	App	App	Sept. 14	Sept. 23	223	.....	20716	22022	Sept. 16	Sept. 25	Oct. 1	51
Designating October 2, 1981, as "American Enterprise Day".	S.J. Res.	78	May 6	POCS	Jud	.....	July 14	.....	.....	22432	20829	Sept. 30	July 17	Oct. 2	52
Requesting the President to designate the week beginning October 4, 1981 as "National Port Week".	S.J. Res.	103	July 30	POCS	Jud	.....	Sept. 15	.....	.....	22432	20829	Sept. 30	Sept. 16	Oct. 2	53
Proclaiming Raoul Wallenberg to be an honorary citizen of the United States, and requesting further information from the Soviet Union on his whereabouts.	S.J. Res. (H.J. Res. 220)	65	Apr. 8	FA Jud	FR Jud	June 17 Sept. 21	July 27	152	169	21562	19318	Sept. 22	Aug. 3	Oct. 5	54
Conveying certain interest in public lands to the City of Angels, California.	H.R.	618	Jan. 6	IIA	ENR	Mar. 24	Aug. 27	13	185	6432	21536	Apr. 6	Sept. 22	Oct. 6	55
Conveying certain National Forest Systems lands to Douglas County, Nevada.	H.R.	2218	Feb. 26	IIA	ENR	July 9	Aug. 27	169	186	16440	21531	July 20	Sept. 22	Oct. 6	56
Designating May 6, 1982, as "National Recognition Day for Nurses".	H.J. Res.	263	May 20	.....	Jud	.....	Sept. 23	.....	.....	18806	22021	July 30	Sept. 25	Oct. 9	57
Amending the Marine Mammal Protection Act of 1972 exempting pure seine yellow-fin tuna fishing from the zero-mortality goals of such Act, requiring the continuation of the best marine mammal safety techniques that are economically and technologically practicable for tuna fishing in lieu of such zero-mortality goals, and allowing management of marine mammals by State agencies under specified circumstances.	H.R.	4084	July 9	MMF	CST	Sept. 16	.....	228	.....	21488	22392	Sept. 21	Sept. 29	Oct. 9	58
Establishing a lateral seaward boundary between the States of North Carolina and South Carolina.	S. (H.R. 2896)	1033	Apr. 29	Jud	Jud	June 11 Sept. 22	June 3	238	129	22291	11846	Sept. 29	June 9	Oct. 9	59
Increasing the pay allowances and benefits for members of the uniformed services.	S. (H.R. 3380)	1181	May 14	AS	AS	May 19	July 8	109	146	20641	20305	Sept. 15	Sept. 11	Oct. 14	60
Designating October 16, 1981, as "World Food Day".	S.J. Res.	98	July 15	POCS	Jud	.....	July 30	.....	.....	22432	19168	Sept. 30	July 31	Oct. 14	61
Extending the time for conducting the referendum with respect to the national marketing quota for wheat for the marketing year beginning June 1, 1982, from October 15, 1981, to November 15, 1981.	S.	1712	Oct. 7	.....	.....	.....	.....	.....	.....	23517	23578	Oct. 7	Oct. 7	Oct. 14	62
Establishing a national tourism policy and an independent Government agency to carry out the national tourism policy.	S. (H.R. 1311)	304	Jan. 27	EC POCS	.....	May 19	.....	107	.....	17719	1031	July 28	Jan. 27	Oct. 16	63
Granting the consent of Congress to the agreement between the States of Kansas and Missouri establishing their mutual boundary in the vicinity of the French Bottoms near Saint Joseph, Missouri, and Elwood, Kansas.	H.R.	4048	June 26	Jud	.....	Sept. 22	.....	239	.....	22277	22704	Sept. 29	Oct. 1	Oct. 16	64
Amending the Foreign Assistance Act of 1961, with respect to the activities of the Overseas Private Investment Corporation.	H.R.	3136	Apr. 8	FA	.....	July 23	.....	195	.....	21587	22046	Sept. 22	Sept. 25	Oct. 16	65

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			House	Senate	House	Senate	House 97-	Senate 97-	House	Senate	House	Senate	Date approved	No. 97-
Increasing the rates of disability compensation for disabled veterans and the rates of dependency and indemnity compensation for their survivors.	S. 917 (H.R. 3995)	Apr. 8	VA	VA	July 16	July 16	179	153	21433	17354	Sept. 21	July 24	Oct. 17	66
Temporarily delaying the October 1, 1981, increase in the price support level for milk and extending the time for conducting the referendum with respect to the national marketing quota for wheat for the marketing year beginning July 1, 1982.	H.R. 4612	Sept. 9	.....	Agr	.....	Oct. 6	.....	.....	22784	24356	Oct. 1	Oct. 19	Oct. 20	67
Reimbursing commercial fishermen of the United States for certain losses incurred as the result of the seizure of their vessels by foreign nationals.	S. 1191 (H.R. 3016)	May 18	MMF	CST	May 18	May 15	54	69	21438	19318	Sept. 21	Aug. 3	Oct. 26	68
Strengthening and clarifying the Congressional franking law.	S. 1224	May 19	POCS	GA	.....	July 17	.....	155	23771	16532	Oct. 13	July 20	Oct. 26	69
Making a technical amendment to the International Investment Survey Act of 1976.	S. 1687	Sept. 30	FA	.....	.....	.....	.....	.....	23873	22593	Oct. 14	Sept. 30	Oct. 26	70
Designating October 23, 1981, as "Hungarian Freedom Fighters Day".	H.J. Res. 268	May 28	.....	Jud	.....	Oct. 20	.....	.....	23874	24574	Oct. 14	Oct. 20	Oct. 26	71
Improving certain programs provided by the Federal government to veterans.	H.R. 3499 (S. 921)	May 7	VA	VA	May 19	May 15	79	89	11175	12455	June 2	June 16	Nov. 3	72
Authorizing funds for the U.S. Park Service for nonperforming arts functions of the John F. Kennedy Center for the Performing Arts.	S. 1209 (H.R. 3377)	May 18	PWT	EPW	May 19	May 15	91	115	24452	11121	Oct. 20	June 2	Nov. 3	73
Authorizing funds through fiscal year 1983, and supplemental funds for fiscal year 1981 for the National Transportation Safety Board.	S. 1000 (H.R. 3404)	Apr. 27	ECT PWT	CST	May 19 May 19	Apr. 23	108	41	23766	8258	Oct. 13	May 4	Nov. 3	74
Requesting the President to designate that week in November which includes Thanksgiving Day as "National Family Week".	S.J. Res. 4	Jan. 5	POCS	Jud	.....	Sept. 15	.....	.....	24434	20830	Oct. 20	Sept. 16	Nov. 3	75
Continuing in effect any authority provided under the Department of Justice Authorizations Act, 1980, until November 1, 1981.	H.R. 4608	Sept. 28	.....	.....	.....	.....	.....	.....	22290	22590	Sept. 29	Sept. 30	Nov. 5	76
Designating the Department of Agriculture Boll Weevil Research Laboratory building located adjacent to the campus of Mississippi State University, Starkville, Mississippi, as the "Robey Wentworth Harned Laboratory".	S. 1322	June 3	.....	Agr	.....	Oct. 28	.....	255	27204	24055	Nov. 12	Nov. 9	Nov. 13	77
To facilitate and encourage the production of oil from tar sand and other hydrocarbon deposits.	H.R. 3975	June 18	IIA	ENR	July 13	Oct. 23	174	250	15651	26018	July 14	Oct. 29	Nov. 16	78
Making it illegal to import or trade in live fish or wildlife or animal products which are taken, transported, or sold in violation of state or foreign laws.	S. 736 (H.R. 1638)	Mar. 19	MMF	EPW Jud	Oct. 19	May 21	276	123	26541	17200	Nov. 4	July 24	Nov. 16	79
Authorizing funds for fiscal years 1982, 1983, and 1984 for the U.S. Fire Administration.	S. 999 (H.R. 3356)	Apr. 27	ST IIA	CST	May 19 May 19	Apr. 23	59	39	23781	7675	Oct. 13	Apr. 29	Nov. 20	80
Amending title 10, United States Code, improving the military justice system.	H.R. 4792	Oct. 20	AS	.....	Oct. 29	.....	306	.....	26526	26892	Nov. 4	Nov. 5	Nov. 20	81

Granting a Federal charter to the Italian American War Veterans of the United States.	H.R.	4734	Oct. 14	Jud	Jud	Oct. 22	Nov. 10	287	.....	25269	27152	Oct. 26	Nov. 10	Nov. 20	82
Granting a Federal charter to the United States Submarine Veterans of World War II.	S. (H.R. 4766)	195	Jan. 22	Jud	Jud	Oct. 22	Apr. 10	284	37	25275	7389	Oct. 26	Apr. 27	Nov. 20	83
Increasing the membership of the United States Holocaust Memorial Council.	S.	1672	Sept. 28	HA IIA POCS	Jud	Nov. 2	Oct. 6	308	.....	26507	23701	Nov. 4	Oct. 7	Nov. 20	84
Making further continuing appropriations for the fiscal year 1982.	H.J. Res.	368	Nov. 23	.....	.....	.....	.....	.....	.....	28895	28837	Nov. 23	Nov. 23	Nov. 23	85
Authorizing funds for fiscal year 1982 for the military procurement programs of the Department of Defense.	S. (H.R. 3519)	815	Mar. 26	Jud GO	AS	May 19	May 6	71	58	16072	9809	July 16	May 14	Dec. 1	86
Authorizing funds for fiscal year 1982 for the National Advisory Committee on Oceans and Atmosphere.	S. (H.R. 2448)	1133	May 7	MMF	CST	May 18	May 7	51	59	27700	9870	Nov. 17	May 14	Dec. 1	87
Appropriating funds for fiscal year 1982 for energy and water development programs.	H.R.	4144	July 14	App	App	July 14	Oct. 28	177	256	17233	26828	July 24	Nov. 5	Dec. 4	88
Authorizing funds for fiscal year 1982 for the intelligence activities of the United States Government.	H.R. (S. 1127)	3454	May 6	Intel AS	Intel AS GA Jud	May 19 June 12	May 6 July 9	101	57 148	1554	16143	July 13	July 16	Dec. 4	89
Authorizing funds for fiscal year 1982 and 1983 for national security programs of the Department of Energy.	H.R. (S. 1549)	3413	May 4	AS	AS	May 15	July 30	45	173	12213	26313	June 11	Nov. 3	Dec. 4	90
Appropriating funds for fiscal year 1982 for the District of Columbia government.	H.R.	4522	Sept. 17	App	App	Sept. 17	Oct. 27	235	254	21580	26152	Sept. 22	Oct. 30	Dec. 4	91
Making further continuing appropriations for fiscal year 1982.	H.J. Res.	370	Dec. 9	App	.....	Dec. 9	.....	372	.....	30555	30896	Dec. 10	Dec. 11	Dec. 15	92
Approving the President's recommendation waiver of law to expedite the construction and initial operation of the Alaska Natural Gas Transportation System.	S.J. Res. (H.J. Res. 341)	115	Oct. 19	EC IIA	ENR	Dec. 3 Nov. 20	Nov. 16	350	272	30496	28291	Dec. 10	Nov. 19	Dec. 15	93
Amending the mineral leasing laws of the United States to provide for uniform treatment of certain receipts under such laws.	H.R. (S. 859)	4591	Sept. 24	AS	ENR	Oct. 27	July 22	296	162	26529	29286	Nov. 4	Dec. 1	Dec. 17	94
Validating the effectiveness of a plan for the use or distribution of funds appropriated to pay a judgment awarded to the San Carlos Tribe of Arizona.	S.J. Res.	136	Dec. 15	.....	.....	.....	.....	.....	.....	31718	31310	Dec. 16	Dec. 15	Dec. 17	95
Authorizing funds for fiscal year 1982 for the National Aeronautics and Space Administration, for research and development, construction of facilities, and research and program management.	S. (H.R. 1257)	1098	May 4	ST	SCT	May 8	May 15	32	100	13416	10805	June 23	May 21	Dec. 21	96
Designating the Lincoln Federal Building and Courthouse in Lincoln, Nebr., as the "Robert V. Denney Federal Building and Courthouse".	H.R. (S. 1837)	4845	Oct. 27	PW	EPW	Nov. 12	Dec. 8	325	289	27602	30863	Nov. 16	Dec. 11	Dec. 21	97
Authorizing funds for fiscal years 1982 through 1985, for commodity price support programs administered by the Department of Agriculture, for agriculture research, and conservation, and agriculture exports.	S. (H.R. 3603)	884	Apr. 7	Agr	Agr	May 19	May 27	106	126	24965	21290	Oct. 22	Sept. 18	Dec. 22	98
Authorizing funds for fiscal year 1982 for military construction programs of the Department of Defense.	H.R. (S. 1408)	3455	May 6	AS	AS	May 15	June 22	44	141	11559	26829	June 4	Nov. 5	Dec. 23	99
Appropriating funds for fiscal year 1982 for the Department of the Interior and related agencies.	H.R.	4035	June 25	App	App	June 25	July 23	163	166	16830	25479	July 22	Oct. 27	Dec. 23	100
Appropriating funds for fiscal year 1982 for the Department of Housing and Urban Development.	H.R.	4034	June 26	App	App	June 25	July 23	162	163	16685	18661	July 21	July 30	Dec. 23	101
Appropriating funds for fiscal year 1982 for the Department of Transportation and related agencies.	H.R.	4209	July 17	App	App	July 17	Oct. 27	186	253	21112	26335	Sept. 9	Nov. 3	Dec. 23	102

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			House	Senate	House	Senate	House 97-	Senate 97-	House	Senate	House	Senate	Date approved	No. 97-
Appropriating funds for fiscal year 1982 for the Department of Agriculture and related agencies.	H.R. 4119	July 9	App	App	July 9	Oct. 22	172	248	7623	26168	July 27	Oct. 30	Dec. 23	103
Providing for the minting of half dollars with a design emblematic of the 250th anniversary of the birth of George Washington.	H.R. 3484	May 7	.....	BHUA	.....	Nov. 20	.....	277	10240	30174	May 19	Dec. 9	Dec. 23	104
Clarifying certain provisions of the Home Rule Act relating to District of Columbia authority to fund capital projects through borrowing on the municipal bond market.	H.R. 4910	Nov. 5	DC	.....	Dec. 4	.....	361	.....	31152	31290	Dec. 14	Dec. 15	Dec. 23	105
Appropriating funds for fiscal year 1982 for military construction programs of the Department of Defense.	H.R. 4241	July 23	App	App	July 23	Nov. 12	193	271	20742	29652	Sept. 16	Dec. 4	Dec. 23	106
Allowing George Washington University Higher Education Facilities Revenue Bond Act of 1981 of the District of Columbia to take effect immediately.	H.R. 5273	Dec. 16	.....	.....	.....	.....	.....	.....	31798	32289	Dec. 16	Dec. 16	Dec. 23	107
Requiring the Congressional Budget Office to prepare a cost estimate of House and Senate reported legislation which has certain economic consequences to State and local governments in compliance with such legislation.	H.R. 1465	Jan. 28	R	.....	Dec. 3	.....	353	.....	29960	32002	Dec. 8	Dec. 16	Dec. 23	108
Authorizing funds for fiscal years 1982 and 1983 for implementation of title III of the Marine Protection, Research and Sanctuaries Act.	S. 1003 (H.R. 2449)	Apr. 23	MMF	CST	May 18	Apr. 23	52	44	15534	8259	July 13	May 4	Dec. 26	109
Clarifying the treatment of international banking facility deposits for purposes of deposit insurance assessments and to remove certain limitations on the mortgage loan purchase authority of the Federal Home Loan Mortgage Corporation and the Federal National Mortgage Association.	H.R. 4879	Nov. 2	.....	BHUA	.....	Dec. 15	.....	.....	27806	31337	Nov. 17	Dec. 15	Dec. 26	110
Permitting certain Farm Credit Administration regulations to become effective, which expand the authority of financing institutions, other than Farm Credit System institutions, to borrow from and discount with Federal intermediate credit banks.	S. 1948	Dec. 11	.....	.....	.....	.....	.....	.....	31194	30918	Dec. 14	Dec. 11	Dec. 26	111
Providing for the disbursement of certain trust funds of the Lac Courte Orielles Band of Lake Superior Chippewa Indians of Wisconsin.	H.R. 4894 (S. 1890)	Nov. 4	IIA	IA	Nov. 20	Dec. 11	348	296	31443	31332	Dec. 15	Dec. 15	Dec. 29	112
Authorizing funds for fiscal year 1982 for certain foreign development and security assistance programs, for the Peace Corps, separating the Peace Corps from the ACTION Agency, and prohibiting the provision of military personnel to and the furnishing of security assistance to El Salvador.	S. 1196 (H.R. 3566)	May 18	FA	FR	May 19	May 15	58	83	30271	25098	Dec. 9	Oct. 22	Dec. 29	113
Appropriating funds for fiscal year 1982 for the Department of Defense.	H.R. 4995 (S. 1857)	Nov. 16	App	App	Nov. 6	Nov. 17	333	273	28083	29656	Nov. 18	Dec. 4	Dec. 29	114

Authorizing funds for fiscal years 1982, 1983, and 1984 for specified programs of the Older Americans Act of 1965, and eliminating, revising or consolidating certain other programs.	S. (H.R. 3046)	1086	Apr. 30	EdL	LHR	May 19	July 20	70	159	28593	26261	Nov. 20	Nov. 2	Dec. 29	115
Reforming the immigration laws regarding entry for nonacademic study, status of children, deportation, foreign medical personnel, reentry permits, reclassification and status adjustment, resident alien reporting requirements, naturalization procedures, automatic citizenship of adopted children, and naturalization court fees.	H.R.	4327	July 29	Jud	.....	Oct. 2	.....	264	.....	23777	32006	Oct. 13	Dec. 16	Dec. 29	116
Authorizing funds for fiscal years 1982, 1983, 1984, and 1985 for the municipal wastewater treatment construction grant programs of the Clean Water Act.	H.R. (S. 1716)	4503	Sept. 16	PWT	EPW	Oct. 9	Oct. 7	270	204	25424	26018	Oct. 27	Oct. 29	Dec. 29	117
Naming the lock and dam authorized to replace locks and dam 26, Mississippi River, Alton, Ill., as "Melvin Price Lock and Dam".	H.R.	4506	Sept. 17	PWT	EPW	Nov. 12	.....	322	.....	27600	32128	Nov. 16	Dec. 16	Dec. 29	118
Providing for a tax increase on underground and surface coal to restore the Black Lung Disability Trust Fund.	H.R.	5159	Dec. 10	WM EdL	.....	Dec. 14	.....	406	.....	31512	31976	Dec. 15	Dec. 16	Dec. 29	119
Designating the Department of Commerce building in Washington, D.C., as the "Herbert Clark Hoover Department of Commerce Building".	S.	657	Mar. 10	.....	EPW	.....	Dec. 3	.....	286	31720	29656	Dec. 16	Dec. 4	Dec. 29	120
Appropriating funds for fiscal year 1982 for foreign assistance and related programs.	H.R. (S. 1802)	4559	Sept. 22	App	App	Sept. 22	Nov. 3	245	266	30810	30909	Dec. 11	Dec. 11	Dec. 29	121
Designating the post office in Forestville, Md., as the "E. Michael Roll Post Office".	H.R.	4431	Sept. 9	.....	EPW GA	.....	Dec. 9	.....	.....	21723	13280	Sept. 23	Dec. 15	Dec. 29	122
Restoring minimum benefits under the Social Security Act.	H.R.	4331	July 30	.....	.....	.....	.....	.....	.....	18900	24120	July 31	Oct. 15	Dec. 29	123
Making the Federal tort claims procedure the exclusive remedy in medical malpractice actions resulting from federally authorized National Guard training activities.	H.R. (S. 267)	3799	June 4	Jud AS	Jud	Dec. 10	Dec. 14	384	297	31550	31993	Dec. 15	Dec. 16	Dec. 29	124
Providing for the completion of Union Station, Washington, D.C., as primarily a transportation center.	S.	1192	May 15	.....	CST EPW	.....	May 15 Nov. 10	.....	269	28910	28842	Dec. 16	Nov. 23	Dec. 29	125
Designating the "John Archibald United States Courthouse," in Mobile, Ala.	H.R.	2494	Mar. 12	PWT	EPW	Nov. 12	.....	321	.....	27599	32129	Nov. 16	Dec. 16	Dec. 29	126
Providing for the final settlement of certain claims against Czechoslovakia.	S. (H.R. 5125) (S. 754)	1946	Dec. 11	FA	Fin FR	Dec. 10	Sept. 14 Oct. 19	385	189 211	31544	30912	Dec. 15	Dec. 11	Dec. 29	127
Deauthorizing certain water resource projects within the jurisdiction of the U.S. Army Corps of Engineers.	S.	1493	July 16	.....	EPW	.....	Nov. 12	.....	270	28908	27978	Nov. 23	Nov. 18	Dec. 29	128
Authorizing funds for fiscal year 1982 for the control of toxic substances.	S. (H.R. 3495)	1211	May 15	EC	EPW	May 19	May 15	86	117	22284	11122	Sept. 29	June 2	Dec. 29	129
Allowing Western Union to compete in providing international record or telegraph service.	S. (H.R. 4927)	271	Jan. 27	EC	CST	Dec. 3	Mar. 12	356	25	29970	13207	Dec. 8	June 22	Dec. 29	130
Designating the week of February 15, 1982, as "National Patriotism Week".	S.J. Res.	34	Feb. 24	POCS	Jud	.....	Nov. 10	.....	.....	31728	27586	Dec. 16	Nov. 16	Dec. 29	131
Authorizing the participation of the United States in a multinational force and observers to implement the Treaty of Peace Between Egypt and Israel.	S.J. Res. (H.J. Res. 349)	100	July 22	FA	FR	Nov. 2	Sept. 30	310	197	27209	23696	Nov. 19	Oct. 7	Dec. 29	132
Providing for the convening of the second session of the 97th Congress.	H.J. Res.	377	Dec. 15	.....	.....	.....	.....	.....	.....	31546	32114	Dec. 15	Dec. 16	Dec. 29	133
Authorizing funds through fiscal year 1986 for the construction and safety of Federal highways.	H.R. (S. 1208) (S. 1024)	3210	Apr. 10	PWT	EPW	May 19	May 15 Oct. 7	92	114 202	21868	27558	Sept. 24	Nov. 16	Dec. 29	134

HISTORY OF BILLS ENACTED INTO PUBLIC LAW (97TH CONG., 1ST SESS.)

Title	Bill No.	Date introduced	Committee		Date reported		Report No.		Page of passage in Congressional Record		Date of passage		Public Law	
			House	Senate	House	Senate	House 97-	Senate 97-	House	Senate	House	Senate	Date approved	No. 97-
Designating Feb. 7 through Feb. 13, 1982, as "National Scleroderma Week".	S.J. Res. 57	Mar. 26	POCS	Jud	.....	Nov. 17	.....	.....	31729	27980	Dec. 16	Nov. 18	Dec. 29	135
Authorizing funds for fiscal year 1982 and supplemental funds for fiscal year 1981 for the U.S. Coast Guard, Department of Transportation.	S. 831 (H.R. 2559)	Mar. 31	MMF	CST	May 19	Apr. 23	62	45	31171	8258	Dec. 14	May 4	Dec. 29	136
Providing for the establishment of the Bandon Marsh National Wildlife Refuge, Coos County, Oreg.	H.R. 2241	Mar. 2	MMF	ENR	Dec. 9	.....	376	.....	31587	32109	Dec. 15	Dec. 16	Dec. 29	137
Designating Mar. 19, 1982, as "National Energy Education Day".	S.J. Res. 84	May 21	POCS	Jud	.....	July 21	.....	.....	31728	17355	Dec. 16	July 24	Dec. 29	138
Designating the year 1982 as the "Bicentennial Year of the American Bald Eagle," and designating June 20, 1982, as "National Bald Eagle Day".	S.J. Res. 121	Nov. 9	POCS	Jud	.....	Dec. 8	.....	.....	31729	31279	Dec. 16	Dec. 15	Dec. 29	139
Authorizing the Secretary of the Army to contract with the Tarrant County Water Control and Improvement District and the City of Weatherford, Tex., for the use of water supply storage in Benbrook Reservoir.	H.R. 779	Jan. 6	PWT	EPW	May 19	.....	95	.....	11020	31958	June 1	Dec. 16	Dec. 29	140
Extending the authority of Federal agencies to enter into service agreements providing comparability allowances for Government physicians.	S. 1551 (H.R. 4793)	July 30	POCS	GA	Nov. 10	Oct. 29	317	257	27798	27045	Nov. 17	Nov. 9	Dec. 29	141
Authorizing the Secretary of the Army to acquire such oil, gas, coal, or other mineral interests owned by the Osage Tribe of Indians necessary for the construction of the Skiatook Lake, Osage County, Okla.	H.R. 4926 (S. 1370)	Nov. 6	IIA PWT	.....	Dec. 10	.....	382	.....	31532	31331	Dec. 15	Dec. 15	Dec. 29	142
Clarifying the authority of the U.S. Capitol police to extend protection beyond the Capitol grounds subject to the direction of the Capitol Police Board.	S. 1976	Dec. 16	.....	.....	.....	.....	.....	.....	31735	31956	Dec. 16	Dec. 16	Dec. 29	143
Designating the week of Jan. 17 through Jan. 23, 1982, as "National Jaycee Week".	S.J. Res. 117	Oct. 28	.....	Jud	.....	Dec. 15	.....	.....	31771	31992	Dec. 16	Dec. 16	Dec. 29	144
Authorizing funds for 1982 and 1983 to carry out the purposes of the Export Administration Act.	H.R. 3567 (S. 1112)	May 13	FA	BHUA	May 19	May 15	57	91	11718	27314	June 8	Nov. 12	Dec. 29	145

NOTE.—The bill in parenthesis is a companion measure.

TABLE OF COMMITTEE ABBREVIATIONS

Agr	Agriculture	CST	Commerce, Science and Transportation	Fin	Finance	Intel	Intelligence
ANF	Agriculture, Nutrition, and Forestry	DC	District of Columbia	FR	Foreign Relations	Jud	Judiciary
App	Appropriations	EC	Energy and Commerce	GA	Governmental Affairs	LHR	Labor and Human Resources
AS	Armed Services	EdL	Education and Labor	GO	Government Operations	MMF	Merchant Marine and Fisheries
BFUA	Banking, Finance and Urban Affairs	ENR	Energy and Natural Resources	HA	House Administration	POCS	Post Office and Civil Service
BHUA	Banking, Housing and Urban Affairs	EPW	Environment and Public Works	IA	Select Committee on Indian Affairs	PWT	Public Works and Transportation
Bud	Budget	FA	Foreign Affairs	IIA	Interior and Insular Affairs		

R	Rules		
RAdm	Rules and Administration		
SB	Small Business		
ST	Science and Technology		
VA	Veterans' Affairs		
WM	Ways and Means		

(THE INDEX TO THE DAILY DIGEST WILL BE PRINTED IN A LATER ADDITION OF THE CONGRESSIONAL RECORD)